



**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 9.30AM ON THURSDAY 22 SEPTEMBER 2011**

PRESENT: The Mayor, Bob Parker (Chairperson).
Councillors Helen Broughton, Sally Buck, Tim Carter, Jimmy Chen, Barry Corbett, Jamie Gough, Aaron Keown, Glenn Livingstone, Yani Johanson, Sue Wells, and Chrissie Williams.

The Mayor acknowledged that Councillor Williams was attending her last Council meeting and thanked her for the contribution she has made to the city since 1995.

It was **resolved** on the motion of the Mayor moved, seconded by Councillor Wells that Councillor Williams be the Acting Chair during today's meeting while the Mayor is absent on other Council business.

3. DEPUTATIONS BY APPOINTMENT

3.1 Ecocoffin and Cremator at 25 Hawdon Street Christchurch – item 10 in the Council agenda.

The Council heard three deputations relating to item 10:

- (a) Rob Gould from the Sydenham Business Association;
- (b) Phil Clearwater, Chairperson Spreydon/Heathcote Community Board; and
- (c) Rodney Stuart.

3.2 61 & 121 Wigram Road, Wigram - Proposed Council Initiated Plan Change – item 9 in the Council agenda.

- (d) The Council heard a deputation relating to item 9 from Ishwar Ganda from the Riccarton/Wigram Community Board.

3.3 Review of Brothels (Location and Signage) Bylaw - item 6 in the Council agenda.

- (e) The Council heard a deputation from Chris Mene, Chairperson of the Shirley/Papanui Community Board relating to item 6.

3.4 Report on Gambling Venues Policy Review after the Earthquakes – item 5 in the Council agenda.

Councillor Corbett took no part in this item.

The Council heard nine deputations relating to item 5:

- (f) Sara Epperson, Health Promoter, Problem Gambling Foundation;
- (g) Graham Paull, Director Mainland Foundation;
- (h) Phil Holden, Chief Executive Officer, Lion Foundation, on behalf of Lion Foundation, NZ Community Trust, Pub Charity and Southern Trust;
- (i) Doug Sellman Director, National Addiction Centre, University of Otago;
- (j) Lucy D'aeth, from the Canterbury District Health Board, with apologies from Dr Raymond Pink;
- (k) Shaun Cottrell, on behalf of Air Rescue Services Limited;
- (l) Mary Richardson, Chief Executive, Christchurch Methodist Mission;

3 Cont'd

- (m) Greg McClurg, owner of Stockxchange Bar and Café; and
- (n) Bruce Telford.

The meeting adjourned at 11.30 am.

The meeting resumed at 11.50 am with Councillor Williams in the chair.

1. APOLOGIES

Apologies for absence were received and accepted from Councillors Button and Reid.

The Mayor and Councillor Corbett left the meeting at 11.50am.

It was **resolved** on the motion of Councillor Williams, seconded by Councillor Livingstone that the apologies be accepted.

2. CONFIRMATION OF MINUTES

COUNCIL MEETINGS OF 25 AUGUST AND 18 SEPTEMBER 2011

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Carter, that the open minutes of the Council meetings held on Thursday 25 August 2011 be confirmed.

It was **resolved** on the motion of Councillor Broughton, seconded by Councillor Keown, that the open minutes of the Council meeting held on Thursday 8 September 2011 be confirmed subject to the minutes noting that in relation to item 24, that Councillor Johanson requested that the clauses be put separately but this was declined.

4. PRESENTATION OF PETITIONS

Nil.

5. REPORT ON GAMBLING VENUES POLICY REVIEW AFTER THE EARTHQUAKES

Councillor Corbett took no part in this item.

Councillor Wells moved, that the Council:

- (a) *Agree that the current Gambling Venue Policy should remain in place until it has been reviewed;*
- (b) *Direct staff to consult with stakeholders and focus groups throughout October on:*
 - *amending the policy to allow transfer of consents from earthquake damaged venues;*
 - *amending the policy to permit temporary permits;**and report the results of that consultation back to Council in November.*
- (c) *Note that if a special consultative procedure is required as a result of the review, a new policy could be in place by the end of May 2012.*

The motion was seconded by Councillor Broughton.

The clauses were put to the meeting on a clause by clause basis.

Councillor Keown foreshadowed a motion.

5 Cont'd

Clause (a) was declared **carried**.

Clause (b) was declared **lost** on division No. 1 by 3 votes to 7, the voting being as follows:

For: (3) Councillors Broughton, Gough and Wells.

Against: (7) Councillors Buck, Carter, Chen, Johanson, Keown, Livingstone and Williams.

Clause (c) was declared **lost** on division No. 2, by 4 votes to 6, the voting being as follows:

For: (4) Councillors Broughton, Gough, Johanson and Wells.

Against: (6) Councillors Buck, Carter, Chen, Keown, Livingstone and Williams.

Councillor Keown moved that the Council:

- (a) *Agree that the current Gambling Venue Policy should remain in place until it has been reviewed;*
- (b) *Direct staff to bring forward the scheduled review of the Policy and report back to Council by the end of February 2012; and*
- (c) *Note that if a Special Consultative Procedure is required as a result of the review, a new policy could be in place by the end of May 2012.*

The motion was seconded by Councillor Gough.

The clauses were put to the meeting and declared **carried** on division No. 3 by 7 votes to 3, the voting being as follows:

For (7): Councillors Broughton, Buck, Chen, Gough, Johanson, Keown, and Wells.

Against (3): Councillors Carter, Livingstone and Williams.

6. REVIEW OF BROTHELS (LOCATION AND SIGNAGE) BYLAW

Councillor Broughton moved that the Council :

- (a) *Location of brothels*
 - (i) *Agree that there is sufficient evidence of a perceived problem relating to the location of brothels and a bylaw is the most appropriate way to address the perceived problem; and*
 - (ii) *Direct staff to develop options for a bylaw to regulate the location of brothels and report back to the Council in November 2011;*
- (b) *Signage advertising commercial sexual services*
 - (i) *Agree that there is sufficient evidence of a perceived problem from signage advertising commercial sexual services and a bylaw is the most appropriate way to address the perceived problem; and*
 - (ii) *Agree that a bylaw is necessary to prevent the public display of signage that is likely to cause a nuisance or serious offence to ordinary members of the public in the Council's district, or is incompatible with the existing character or use of certain areas in the Council's district; and*

6 Cont'd

- (iii) *Direct staff to develop options for a bylaw to control signage advertising commercial sexual services and report back to the Council in November 2011.*

The motion was seconded by Councillor Keown.

Councillor Carter moved by way of amendment that the Council *delete the words November 2011 and insert the words February 2012 in clause (a) (ii) and clause (b) (iii).*

The amendment was seconded by Councillor Gough and when put to the meeting was declared **carried**.

Councillor Broughton asked that her vote against the amendment be recorded.

The substantive motion as amended was then put to the meeting separately.

Clause (a) was declared **carried** on division No. 4 by 7 votes to 3, the voting being as follows:

For (7): Councillors Broughton, Buck, Carter, Chen, Gough, Keown, and Wells.

Against (3): Councillors Johanson, Livingstone and Williams.

Clause (b) was declared **carried** on division No. 5 by 7 votes to 3, the voting being as follows:

For (7): Councillors Broughton, Buck, Carter, Chen, Gough, Keown, and Wells.

Against (3): Councillors Johanson, Livingstone and Williams.

The amended motion read as follows:

(a) *Location of brothels*

- (i) *Agree that there is sufficient evidence of a perceived problem relating to the location of brothels and a bylaw is the most appropriate way to address the perceived problem; and*
- (ii) *Direct staff to develop options for a bylaw to regulate the location of brothels and report back to the Council in February 2012.*

(b) *Signage advertising commercial sexual services*

- (i) *Agree that there is sufficient evidence of a perceived problem from signage advertising commercial sexual services and a bylaw is the most appropriate way to address the perceived problem; and*
- (ii) *Agree that a bylaw is necessary to prevent the public display of signage that is likely to cause a nuisance or serious offence to ordinary members of the public in the Council's district, or is incompatible with the existing character or use of certain areas in the Council's district; and*
- (iii) *Direct staff to develop options for a bylaw to control signage advertising commercial sexual services and report back to the Council in February 2012.*

The Council adjourned at 1pm.

The Council resumed at 2pm.

10. ECOCOFFINS AND CREMATOR AT 25 HAWDON STREET CHRISTCHURCH

Item 10 was taken at this stage of the meeting.

Councillor Carter moved:

That council staff engage commercial real estate firms to enquire if there are any suitable sites available for such an activity in the wider Sydenham area and urgently report back to the Council on this.

The motion was seconded by Councillor Livingstone, but following discussion was *withdrawn*.

Councillor Keown *moved that the Council not proceed further.*

The motion was seconded by Councillor Williams and when put to the meeting was declared **carried** on division No. 6 by 7 votes to 4, the voting being as follows:

For (7): Councillors Buck, Chen, Corbett, Gough, Keown, Wells and Williams.

Against (4): Councillors Broughton, Carter, Johanson and Livingstone.

12. PERFORMANCE REPORT FOR THE TWELVE MONTHS TO 30 JUNE 2011

Item 12 was taken at this stage of the meeting.

It was **resolved** unanimously on the motion of Councillor Buck, seconded by Councillor Corbett, that the Council:

- (a) Receive the report.
- (b) Approve operational carry forward requests from 2010/11 of \$7.6 million as detailed in **Appendix 5**, to enable completion of projects in 2011/12-14.
- (c) Approve net capital carry forward requests from 2010/11 of \$88.4 million as detailed in **Appendix 6**, and an NZTA capital subsidy carry forward of \$2.4 million to enable completion of capital projects in 2011/12 or later as indicated.
- (d) Approve the transfer of \$4.1 million from the Earthquake Recovery Fund (Deferred Renewals) to fund the net capital cost to Council of the Infrastructure Rebuild in 2010/11.
- (e) Authorise the General Manager Corporate Services to borrow to fund the operating deficit for 2010/11.

7. CHRISTCHURCH CITY HOLDINGS LIMITED – NOTICE OF ANNUAL GENERAL MEETING AND APPOINTMENT OF PROXY

It was **resolved** on the motion of Councillor Gough, seconded by Councillor Corbett, that the Council:

- (a) Note the date of the Christchurch City Holdings Limited Annual General Meeting.
- (b) Adopt a policy recommending the proxy be given to the Chairperson of the Audit and Risk Committee with the first Alternate being the Deputy Mayor.
- (c) Adopt a policy recommending (b) above for all future Annual General Meetings.

Councillor Gough left the meeting at 3.30pm.

8. DRAFT STATEMENT OF INTENT FOR THE COUNCIL'S SUBSIDIARY AND ASSOCIATED COMPANIES FOR YEAR ENDING 30 JUNE 2012

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Corbett, that the Council:

1. (a) Receive the draft Statements of Intent for Christchurch City Holdings Limited and the subsidiary and associate companies.
(b) Receive the draft Statement of Intent for the Council owned subsidiaries.
2. Make the following formal comments to Christchurch City Holdings Limited on the draft statements of intent:
 - (a) That Council encourages the companies to consider and take into account the intentions of the Council in relation to the Central City Plan.
 - (b) That Council asks for a greater emphasis on the "no surprises" clauses in the Statements of Intent and for consideration on how more regular engagement can occur with Council.
3. *Requests Lyttelton Port Company to make the following changes to its draft Statement of Intent:*
 - (a) *On page 4 of the draft Statement of Intent under the heading Earthquake Recovery and enhancement opportunities the last sentence reads as follows:*

Lyttelton Port Company will continue to keep the market and wider community informed on progress in the rebuild of the port, and will involve the Council in those elements of its long-term development and earthquake recovery that have wider public benefits.
 - (b) *On page 4 of draft Statement of Intent under the heading Reclamation the last sentence to read as follows:*

We expect this project will take about two years to complete and the Lyttelton Port Company will proactively pursue the highest standards of environmental practice.

9. 61 & 121 WIGRAM ROAD, WIGRAM - PROPOSED COUNCIL INITIATED PLAN CHANGE

It was **resolved** on the motion of Councillor Broughton, seconded by Councillor Chen, that the Council:

- (a) Urgently hold a workshop on the District Plan Work Programme.
- (b) Retain the existing zoning until council considers and approves the District Plan Programme.
- (c) Considers this matter through its standard property disposal process before considering any zone change process.

Councillor Broughton left at 4pm.

11. INFRASTRUCTURE REBUILD MONTHLY REPORT

It was **resolved** on the motion of Councillor Corbett, seconded by Councillor Buck, that the Council receives the Infrastructure Rebuild Monthly Report for September 2011.

19. R43E SHORT-TERM LEASES FOR ACCOMMODATION AND STORAGE OF COUNCIL ASSETS

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Williams, that the Council:

- (a) authorise the Corporate Support Unit Manager to enter into a short-term lease for a storage facility in Hornby:
- the cost of rent plus outgoings is \$315,000 per annum comprising:
 - rent of \$275,000 plus GST per annum; and
 - outgoings of \$40,000 plus GST per annum
- and;
- (b) delegate to the Corporate Support Unit Manager the ability to enter into short term leases to meet storage and accommodation requirements:
- i) Lease Term: maximum of five years; and
 - ii) Lease Rental: no greater than \$300,000 per annum excluding GST and outgoings.

20. APPOINTMENTS TO OUTSIDE BODIES

Councillor Williams moved:

- (a) *That the Council make Councillor appointments to:*
- (i) *Arts Centre of Christchurch Trust*
 - (ii) *Christchurch Heritage Trust*
 - (iii) *Nga Hau e Wha National Marae Charitable Trust*
- (b) *That the Council make staff appointments to:*
- (i) *Keep Christchurch Beautiful.*
 - (ii) *Music Centre of Christchurch Trust.*
- (c) *That the Council make no appointments to:*
- (i) *Christchurch City Garden Trust.*
 - (ii) *Orana Park Wildlife Trust Board.*

The names of the appointees will be made at a future Council meeting.

The motion was seconded by Councillor Corbett and the clauses were put to the meeting separately.

Clauses (a) (i) (ii) (iii) were declared **carried**.

Councillor Wells asked that her vote against clauses (a) (i) (ii) (iii) be recorded.

Clauses (b) and (c) were declared **carried**.

13. NOTICES OF MOTION

Nil.

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14. RESOLUTION TO EXCLUDE THE PUBLIC

At 4.43 pm it was **resolved** on the motion of Councillor Corbett, seconded by Councillor Buck, that the resolution to exclude the public set out on pages 325 and 326 of the agenda be adopted.

It was **resolved** on the motion of Councillor Williams, seconded by Councillor Wells, that the public be readmitted at 5.55 pm.

21. CONCLUSION

The meeting concluded at 5.56 pm.

CONFIRMED THIS 27TH DAY OF OCTOBER 2011

MAYOR