

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 9.30AM ON THURSDAY 23 FEBRUARY 2012**

PRESENT: The Mayor, Bob Parker (Chairperson).
Councillors Peter Beck, Helen Broughton, Sally Buck, Ngaire Button, Tim Carter,
Jimmy Chen, Barry Corbett, Jamie Gough, Aaron Keown, Glenn Livingstone, Yani Johanson
and Claudia Reid.

The Mayor noted the commemoration that took place yesterday of the first anniversary of the 22 February earthquake and resulting aftershocks. He acknowledged those who had died and thanked all those who took part in the many services. He also acknowledged the awards that were presented to groups and individuals for their heroism, service and kindness.

**ORAL DECLARATION BY COUNCILLOR BECK ATTESTED BY THE MAYOR IN THE PRESENCE OF
THE CHIEF EXECUTIVE**

Councillor Beck declared that he would faithfully and impartially, and according to the best of his skill and judgment, execute and perform, in the best interests of the City of Christchurch, the powers, authorities, and duties vested in or imposed upon them as a member of the Christchurch City Council by virtue of the Local Government Act 2002, the Local Government Official Information and Meetings Act 1987, or any other Act.

The declaration was signed in the presence of the Council and witnessed by the Mayor and Chief Executive.

DELEGATION FROM SEATTLE

A delegation from Seattle, a Sister City of Christchurch City Council led by the Hon Consul for New Zealand to Seattle, Rachel Jacobson, advised the Council of monies raised in conjunction with Wuhan. The leader of the delegation presented a letter to the Mayor from the Mayor of Seattle, Michael McGinn. The Mayor thanked Mrs Jacobson and asked her to take back to the people of Seattle the best wishes and grateful thanks from the people of Christchurch.

1. APOLOGIES

An apology for absence was received from Councillor Wells.

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

20. PLAN CHANGE 58

It was **resolved** on the motion of the Mayor, seconded by Councillor Corbett, that item 20 be withdrawn.

2. CONFIRMATION OF MINUTES

CENTRAL CITY PLAN MEETINGS AND COUNCIL MEETINGS OF 15.12.2011, 30.1.2012 AND 9.2.2012

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Keown, that the open minutes of the Central City Plan Meetings and Council meetings held on Thursday 15 December 2011, Monday 30 January 2012 and Thursday 9 February 2012 be confirmed.

3. DEPUTATIONS BY APPOINTMENT

Nil.

4. PRESENTATION OF PETITIONS

Nil.

5. REPORT OF THE ELECTORAL OFFICER – ELECTION OF ONE COUNCILLOR FOR THE BURWOOD/PEGASUS WARD

It was **resolved** on the motion of Councillor Livingstone, seconded by Councillor Chen, that the Council receive this report and appoint Councillor Peter Beck to the Community Board which is situated in the Burwood Pegasus Community.

6. APPROVAL OF A DELEGATE TO THE YOUTH IN LOCAL GOVERNMENT CONFERENCE 2012

Councillor Button took no part in this item.

Councillor Gough moved:

That the Council fund both Sam Johnson and Anna Button to attend the Youth in Local Government Conference 2012; Ms Button as the youth delegate, given she is the younger and Mr Johnson as a full delegate.

The motion was seconded by Councillor Keown and when put to the meeting was declared **carried** on division No. 1 by 7 votes to 5, the voting being as follows:

For (7): Councillors Beck, Buck, Corbett, Gough, Keown, Reid and the Mayor.

Against (5): Councillors Broughton, Carter, Chen, Johanson and Livingstone.

7. CHRISTCHURCH CITY HOLDINGS LTD – SUBSIDIARY PERFORMANCE AGAINST STATEMENT OF INTENT

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Corbett, that the Council note the report.

8. DELEGATION TO THE REGULATORY AND PLANNING COMMITTEE TO APPROVE A SUBMISSION ON THE MANUKAU CITY COUNCIL (REGULATION OF PROSTITUTION IN SPECIFIED PLACES) BILL

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

- (a) Delegate the power to the Regulatory and Planning Committee to approve a submission on behalf of the Council on the Manukau City Council (Regulation of Prostitution in Specified Places) Bill.
- (b) Appoint Councillors Keown, Corbett and Beck to be members of the Regulatory and Planning Committee at the Committee's meeting on 29 February 2012, when the Committee considers the submission on the Manukau City Council (Regulation of Prostitution in Specified Places) Bill.

9. CANTERBURY WATER MANAGEMENT STRATEGY: REPRESENTATION ON ZONE COMMITTEES AND SELWYN WAIHORA ZONE IMPLEMENTATION PROGRAMME

Stewart Miller, the Council's representative on the Selwyn Waihora Zone Committee was in attendance for the consideration of this item.

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

- (a) Approve the membership of Maree Goldring to the CWMS Selwyn - Waihora Zone Committee and the membership of Wade Wereta-Osborn to the CWMS Banks Peninsula Zone Committee.
- (b) Endorse the Selwyn Waihora Zone Implementation Programme, noting that the scope, funding and timing of any implementation projects will need to be considered and tested through the relevant Long Term or Annual Plan process.

10. PLAN CHANGE 43 BELFAST PARK – FINAL APPROVAL

Councillor Carter took no part in this item.

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

- (a) Approve, pursuant to clause 17(2) of the Resource Management Act 1991, the changes to the District Plan introduced by the decision of the Environment Court on Plan Change 43 - Belfast Park.
- (b) Authorise the General Manager, Strategy and Planning to determine the date on which the changes introduced by Plan Change 43 become operative.

11. REVIEW OF THE 2009 GAMBLING VENUE POLICY

Councillor Corbett took no part in this item.

Councillor Broughton moved, that the Council:

- (a) *Reconfirm that the objective of the Council's gambling venue policy should be to minimise gambling harm, and that this objective be stated in the policy as:*

"To minimise the harm associated with gambling";

- (b) *Agree to amend the current policy (Attachment 3) to allow businesses in venues that have been damaged or destroyed by circumstances beyond the control of the property owner (such as earthquakes, fire or floods) and that are not able to reopen, to relocate their gaming machines to a new venue, provided that:*

- (i) *The Council is satisfied that the previous venue has been damaged or destroyed in circumstances beyond the control of the property owner (such as earthquakes, fire or floods) and is not able to reopen;*

- (ii) *The Council is satisfied that there is no risk of the damaged or destroyed venue being occupied as a class 4 gaming venue for six months following the surrender of its licence,*

- (iii) *The new venue is located within a three kilometre radius of the old venue; and*

- (iv) *The maximum number of machines at the new venue is the same number that were operated at the old venue (and, in any case, is no more than 9 machines);*

- (v) *The venue operator notifies the Council of the date on which the venue ceased operation due to the matters in (i) above,*

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- (vi) *Where the operator wishes to apply for a consent to transfer their machines to a new venue, the application is received by the Council within 12 months of the date of notification in (v) above,*
- (vii) *In the case of the venues damaged due to the Canterbury earthquakes, the application for consent for a new venue must be received within 6 months from the date of this policy coming into effect.*
- (c) *Adopt the Proposed Gambling Venue Policy 2012 (amended to reflect recommendations (b) (v) (vi) and (vii)) as included in the statement of proposal (Attachment 1) and the summary of information (Attachment 4) for consultation;*
- (d) *Determine that the statement of proposal and the summary of information be distributed to key stakeholders (including corporate societies, clubs, providers of health services and community boards) and made available for public inspection at all Council Service Centres, Council libraries and on the Council's website;*
- (e) *Agree that public notice of the proposal be given in The Press and in the Christchurch Star newspapers and on the Council's website on 14 March 2012;*
- (f) *Agree that the period within which written submissions may be made to the Council be between 14 March 2012 and 19 April 2012;*
- (g) *Appoint a Hearings Panel to consider, and where necessary, hear any submissions on the Proposed Gambling Venue Policy 2012.*

The motion was seconded by Councillor Button and when put to the meeting was declared **lost** on division No. 2 by 10 votes to 2, the voting being as follows:

For (2): Councillors Broughton and Button.

Against (10): Councillors Beck, Buck, Carter, Chen, Gough, Johanson, Keown, Livingstone, Reid and the Mayor.

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Keown, that the Council confirms its support for the current gambling venue policy and resolves not to carry out a special consultative procedure on its reconfirmation.

12. REVIEW OF TEMPORARY ALCOHOL BANS FOR PAPANUI AND MERIVALE AREAS

It was **resolved** on the motion of Councillor Carter, seconded by Councillor Keown, that the Council:

- (a) Direct staff to undertake a Section 155 Local Government Act 2002 analysis of possible amendments to the Bylaw with respect to declaring new Permanent Alcohol Ban Areas for Merivale and Papanui, and report back by April 2012.
- (b) Having considered the matters in clause 5(2) of the Christchurch City Alcohol Restrictions in Public Places Bylaw 2009, declares Temporary Alcohol Ban Areas for Merivale and Papanui; being the areas shown on the attached maps (Attachment 1 and Attachment 2 in the report of the agenda), to apply from 9 March 2012; Wednesday, Thursday, Friday and Saturday nights from 6.00pm to 6.00am.
- (c) Resolve that the temporary bans (provided for in (b) above) shall expire either on 9 September 2012 or if and when Council resolves that a permanent ban for that area will not be imposed.

13. HOUSING & COMMUNITY FACILITIES COMMITTEE MINUTES

It was **resolved** on the motion of Councillor Livingstone, seconded by Councillor Button, that the Council receive the report.

14. 76 STYX MILL ROAD - SALE OF PART

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Button, that the Council adopts a resolution in the following form:

- (a) Declare that part of 76 Styx Mill Road, as shown as Sec 1 418 square metres of part Lot 1 DP 56295 on the plan in attachment 1 (of the report in the agenda), surplus and approve the unilateral sale of it to Enable Networks for the location of a building to support the ultra-fast broadband being provided to residents of Christchurch.
- (b) Delegate authority to the Corporate Support Unit Manager to manage, make decisions on and conclude the disposal process including any obligations under s.40 of the Public Works Act 1981.

15. HEREFORD STREET – PROPOSED MOTORCYCLE PARK

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

- (a) Revoke the following parking restriction - the existing no stopping restrictions on the south side of Hereford Street extending east from the intersection of Montreal Street for 37 metres.

Approve the following parking restrictions:

- (b) The stopping of vehicles be prohibited at any time on the south side of Hereford Street commencing at the intersection with Montreal Street and extending in an easterly direction for a distance of 33 metres;
- (c) A Motorcycle Park restricted to a maximum period of 60 minutes be installed on the south side of Hereford Street commencing at a point 33 metres east from its intersection with Montreal Street and extending in an easterly direction for a distance of 4 metres. This restriction is to apply at any time.

16. PERFORMANCE REPORT FOR THE SIX MONTHS TO 31 DECEMBER 2011

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Button, that the Council receive the report.

17. NOTICES OF MOTION

Nil.

18. RESOLUTION TO EXCLUDE THE PUBLIC

At 11.48 am it was **resolved** on the motion of Councillor Button, seconded by Councillor Beck, that the resolution to exclude the public set out on page 341 of the agenda be adopted.

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CONCLUSION

The public were readmitted to the meeting at 11.52 am. The meeting concluded at 11.52 am.

CONFIRMED THIS 22ND DAY OF MARCH 2012

MAYOR