

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL  
HELD AT 9.30AM ON THURSDAY 27 SEPTEMBER 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 Sue Wells.

At the outset of the meeting the Mayor welcomed the Lord Mayor of Adelaide, Mr Stephen Yarwood, to the meeting, who addressed councillors and staff in the Chamber.

**1. APOLOGIES**

An apology for absence was received from Councillor Claudia Reid.

An apology was received from the Mayor, who was absent for clauses 1-7.

An apology was received from Councillor Sue Wells from 11.45am onward.

An apology was received from Councillor Aaron Keown from 2.58pm onward.

An apology was received from Councillor Barry Corbett from 3.50pm onward.

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

**2. DEPUTATIONS BY APPOINTMENT**

2.1 The Opawa Voluntary Library Committee addressed the Council regarding the Facilities Rebuild Plan (item 4.2). The Committee asked that volunteer libraries be included on the Council's list of prioritised significant projects.

2.2 Anna Crighton addressed the Council regarding heritage incentive grant transfer options (item 4.5). Ms Crighton spoke about her role on the Canterbury Earthquake Heritage Building Fund Trust and asked the Council to support the Community, Recreation and Culture Committee's recommendation to the Council on fund transfers as set out on page 107 of the agenda.

**3. CONFIRMATION OF MINUTES**

**COUNCIL MEETINGS OF 21 JUNE 2012, 23 AUGUST 2012, 13 SEPTEMBER 2012 AND 20 SEPTEMBER 2012**

It was **resolved** on the motion of Councillor Beck, seconded by Councillor Livingstone, that the open minutes of the Council meeting held on Thursday 21 June 2012 be confirmed.

It was **resolved** on the motion of Councillor Corbett, seconded by Councillor Buck, that the open meetings of 23 August 2012 be confirmed.

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Chen, that the open minutes of 13 September 2012 be confirmed.

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Wells, that the open minutes of Wednesday 20 September 2012 be confirmed.

**4. REPORT OF A MEETING OF THE COMMUNITY, RECREATION AND CULTURE COMMITTEE:  
MEETING OF 4 SEPTEMBER 2012**

**(5.) HERITAGE INCENTIVE GRANT FUNDS TRANSFER OPTIONS**

This item was taken at this stage of the meeting.

Councillor Broughton withdrew from discussion and voting on this item.

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

- (a) Confirm the carry forward of the 2011/12 unspent Heritage Incentive Grants monies of \$505,499.00 into the 2012/13 Heritage Incentive Grants budgets.
- (b) Approve that \$300,000 from the 2012/13 Heritage Incentive Grant fund pool be transferred to the Canterbury Earthquake Heritage Building Fund Trust for distribution within the Christchurch city area.

**(1.) COMMUNICATIONS AUDIT REVIEW**

Councillor Johanson moved that the Council:

- 1. Request that staff arrange a facilitated workshop for the Council to agree on a new vision and recovery priorities for the city. Request staff to work on a draft Communications strategy to inform residents about how the vision for the city and its recovery from the earthquake is to be implemented, and that this draft strategy be brought back to the Community, Recreation and Culture Committee.
- 2. Note that the General Manager Public Affairs will review the operation of the shared service in discussion with the Executive Team.
- 3. Note that staff will continue to roll out the customer service excellence training to all staff and ensure it reflects the findings of this audit.
- 4. Note the new committee structure gives Chairpersons responsibility to speak formally on portfolio matters and engage with staff on these matters, and that the Charter be amended to allow them to speak on issues relevant to their Committee's terms of reference.
- 5. Request staff to initiate a process for monitoring requests for information to ensure they are responded to in a timely manner.
- 6. Note that staff have actioned the recommendation to combine all marketing and communications plans into a single plan and ensure all plans have measurable objectives that can be reported on.
- 7. Request staff to produce a documented process for streamlining media inquiry response time by September 2012.
- 8. Agree that the Committee set up a working party to review the current Communications Policy, the Your Council Your Voice resource and the Civics Education Resource with a view to these documents helping to explain the council's decision making process and rationale behind decisions.

4 Cont'd

9. Request staff to arrange a meeting with key stakeholders in Christchurch's earthquake recovery including Canterbury Earthquake Recovery Authority (CERA), Christchurch Central Development Unit (CCDU), Stronger Christchurch Infrastructure Rebuild Team (SCIRT), Urban Development Strategy (UDS) partners, Canterbury Communities' Earthquake Recovery Network (Cancern), Earthquake Commission (EQC) and Community Boards, to produce a combined action plan of how governance and communications can work effectively and coherently between these organisations.
10. Request staff to prepare a draft engagement strategy with input from community boards, by 30 October 2012, for discussion with the Community, Recreation and Culture Committee. Note that this should include a schedule of regular forums between Mayor and Councillors and key stakeholders such as developers, investors, government departments, business sector, community groups, sports groups, ethnic communities and media. Note that these be an opportunity for two way dialogue, and that the Chief Executive Officer and Executive Team be encouraged to attend when possible.
11. Note that the No Surprises Policy was formally adopted by Council on 23 August 2012 and has been added as an appendix to the Charter.
12. Agree that the Committee set up a working party to look at online communication tools, including more localised information for Community Boards.  
Request staff to bring a recommendation to the 2 October 2012 meeting of the Community, Recreation and Culture Committee for web-streaming council meetings and options for these.
13. Request staff to set up a regular schedule of meetings for the Council with Canterbury Earthquake Recovery Authority (CERA), Christchurch Central Development Unit (CCDU), Earthquake Commission (EQC), Environment Canterbury (Ecan) and local Members of Parliament (MPs).
14. Request staff to set up fortnightly meetings with the Minister and Associate Minister of Earthquake Recovery as a matter of urgency.
15. Request the Chief Executive Officer to establish a Councillors' office to provide administrative support and assistance to Councillors.
16. Request the CEO Subcommittee to urgently work with the Council to review the Chief Executive Officer's performance agreement and set key performance indicators (KPIs) on improving delivery of communications and public engagement. Note that these should include timely response to requests, media response times, customer service excellence training and no surprises for elected members and that there is an expectation of performance monitoring and reporting on these issues.
17. Agree that Council workshops are 'open to the public' as a default setting and only be held in public excluded where good justification exists.
18. Agree that Committee workshops are 'open to the public' as a default setting and only be held in public excluded where good justification exists.

Councillor Carter seconded the motion.

Clauses 1-3 were put together and declared **carried**.

Clause 4 was declared **carried** on electronic vote number 1 by 7 votes to 5, the voting being as follows:

**For (7):** Councillors Beck, Broughton, Buck, Carter, Chen, Johanson and Livingstone.

**Against (5):** Councillors Button, Corbett, Gough, Keown, and Wells.

**COUNCIL 27. 9. 2012**

- 4 -

**4 Cont'd**

Clauses 5-8 were put together and declared **carried**.

Clause 9 was declared **carried** on electronic vote number 2 by 7 votes to 5, the voting being as follows:

**For (7):** Councillors Beck, Broughton, Carter, Chen, Corbett, Johanson and Livingstone.

**Against (5):** Councillors Buck, Button, Gough, Keown and Wells.

Clauses 10, 11 and 12 were put together and were declared **carried**.

Clause 13 was declared **carried** on electronic vote number 3 by 10 votes to 2, the voting being as follows:

**For (10):** Councillors Beck, Broughton, Buck, Carter, Chen, Corbett, Gough, Livingstone, Johanson and Wells.

**Against (2):** Councillors Button and Keown.

Clause 14 was declared **carried** on electronic vote number 4 by 10 votes to 1 with 1 abstention, the voting being as follows:

**For (10):** Councillors Beck, Broughton, Buck, Carter, Chen, Corbett, Gough, Johanson, Livingstone and Wells.

**Against (1):** Councillor Button.

**Abstention (1):** Councillor Keown.

Clause 15 was declared **carried** on electronic vote number 5 by 7 votes to 5, the voting being as follows:

**For (7):** Councillors Beck, Broughton, Carter, Chen, Gough, Johanson and Livingstone.

**Against (5):** Councillors Button, Buck, Corbett, Keown and Wells.

Clause 16 was declared **carried** unanimously on electronic vote number 6.

Clause 17 was declared **carried** on electronic vote number 7 by 11 votes to 1, the voting being as follows:

**For (11):** Councillors Beck, Broughton, Buck, Carter, Chen, Corbett, Gough, Keown, Johanson, Livingstone and Wells.

**Against (1):** Councillor Button.

Clause 18 was declared **carried** on electronic vote number 8 by 9 votes to 3, the voting being as follows:

**For (9):** Councillors Beck, Button, Buck, Carter, Chen, Gough, Johanson, Keown and Livingstone.

**Against (3):** Councillors Broughton, Corbett and Wells.

The meeting adjourned at 11am and resumed at 11.15am.

4 Cont'd

**(9.) DEPUTATIONS**

This item was taken at this stage of the meeting.

**9.1 W. A. SUTTON HOUSE, 20 TEMPLAR STREET, RICHMOND**

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Corbett, that the Council contacts the Canterbury Earthquake Recovery Authority (CERA) to discuss the possibility of the house remaining on the site with a preference for an artists-in-residence programme.

**9.2 CENTRAL CITY ARTS PROJECT**

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Carter, that the deputation be received.

**5. REPORT OF A MEETING OF THE PLANNING COMMITTEE:  
MEETING OF 5 SEPTEMBER 2012**

This item was taken at this stage of the meeting.

**(1.) CONSENTING REBUILD MONTHLY REPORT**

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Beck, that the Council receive the Consenting Rebuild Monthly Report, noting that the non-consented building works relates to commercial and not residential works.

**(2.) MINOR ALTERATIONS TO PROPOSED BANKS PENINSULA DISTRICT PLAN**

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Beck, that the Council make alterations to the proposed Banks Peninsula District Plan in accordance with clause 16(2) of Schedule 1 to the Resource Management Act 1991 by removing from Appendices IV and V, and from the planning maps, reference to the buildings listed in Attachment 1 to the report.

**(4.) MODIFICATION TO WORKING PARTY TERMS OF REFERENCE**

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Beck, that the Council modify the terms of reference of the Riccarton Ilam Community Safety Joint Working Party to allow for three community representatives.

**(5.) DEVELOPMENT OF A LOCAL ALCOHOL POLICY FOR CHRISTCHURCH CITY**

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

- (a) Commence preliminary work to develop a Local Alcohol Policy, including a review of the Council's Alcohol Policy (2004), following enactment of the Alcohol Reform Bill and in accordance with the provisions of the new Act noting that the final timetable for the preparation of the policy will be determined by the Council.
- (b) Engage with stakeholders and the community, as part of this process, to ascertain their views on alcohol-related issues in the community with a view to developing a strategic approach to supporting the reduction of alcohol-related harm in the community.

5 Cont'd

- (c) Note that staff will be gathering relevant background information in advance of the enactment of the legislation.

**(6.) PROPOSED PLAN CHANGE 52 – RUAPUNA MOTORSPORTS PARK**

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

- (a) Adopt the attached proposed plan change and assessment under Section 32 of the Resource Management Act.
- (b) Proceed to publicly notify proposed Plan Change 52 to the City Plan pursuant to the provisions of the First Schedule of the Resource Management Act 1991.

**(7.) KING'S EDUCATION MEMORIAL REQUEST**

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

- (a) Approve the planting of a memorial tree with a remembrance plaque at the base, in Latimer Square, to recognise King's Education staff and students who died in the 22 February 2011 earthquake.
- (b) Meet the cost of any resource consent fee for the King's Education plaque should a resource consent be required.
- (c) Approve the following principles to support an appropriate and consistent response to any memorial requests noting that the national Earthquake Memorial is now being progressed:
  - (i) The dedicated Avonhead Park Cemetery interment site is the location to be used where the Council receives a request for recognition of an individual's loss of life. This would include a plaque bearing an individual's name.
  - (ii) In other locations, memorial trees and/or remembrance plaques may be considered where a local or international group approaches the Council seeking collective recognition of a group of deaths. Recognition at the exact location of a death will not generally be possible unless this is considered a suitable location for a memorial tree or remembrance plaque.
  - (iii) Remembrance plaques are to employ generic wording and not list individual names, and recognise the wider loss of life and trauma of the event. The Avonhead Park Cemetery interment site is the location where individual names appear. The design of the national Earthquake Memorial will also consider appropriate recognition. This approach enables those two memorials to have primacy in the city.
  - (iv) The location of memorial trees and/or remembrance plaques will be tracked by means of the Council's memorial assets register and Council's memorial trees register.

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Beck, that the report as a whole be adopted.

**10. MAKING THE PROPOSED BANKS PENINSULA DISTRICT PLAN OPERATIVE**

This item was taken at this stage of the meeting.

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

- (a) Approve, pursuant to Clause 17(1) of Schedule 1 Resource Management Act 1991, the Banks Peninsula District Plan.
- (b) Authorise the Group Manager, Strategy and Planning to set and publicly notify the date on which the District Plan shall become operative.

Councillor Wells left the meeting at 11.45am.

**4. REPORT OF A MEETING OF THE COMMUNITY, RECREATION AND CULTURE COMMITTEE:  
MEETING OF 4 SEPTEMBER 2012 (CONTINUED)**

This item was taken at this stage of the meeting.

**(2.) FACILITIES REBUILD PLAN: DECISION MAKING CRITERIA AND DRAFT  
PRIORITISATION PROGRAMME, INCLUDING PRIORITY PROJECTS**

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

- (a) The Council confirm the criteria used to prioritise the Facilities Rebuild Plan, subject to the amendments in 1 and 2 below:
  - 1) That the Asset Revenue criteria is removed from future prioritisation decisions for the rebuilding of facilities.
  - 2) That the text describing the criteria is amended as follows:
    - i. reference to recovery benefits is included in the text describing the Community Impact criteria
    - ii. reference to Master Plans is included in the text describing the Strategic Value criteria.
- (b) The Council approve the Prioritised Significant Projects List, subject to the following projects being added to the Prioritised Significant Projects List:
  - i. the Riccarton Community Centre
  - ii. the volunteer libraries
  - iii. South New Brighton Community Centre
  - iv. the Scarborough (Sumner) Jetboat Shed
  - v. the Scarborough (Sumner) Lifeboat Shed.
- (c) The Council approve the DRAFT Facilities Rebuild Plan (FRP) prioritised programme.
- (d) The Council issue the DRAFT prioritised programme to Community Boards for further input before bringing the programme back to Council for final approval.
- (e) The status of all projects on the Prioritised Significant Projects List be reported back to the Council in or before December 2012.
- (g) The Prioritised Significant Projects List be circulated to Community Boards prior to the report going to the Council.

4 Cont'd

**(3.) FACILITIES REBUILD PLAN MONTHLY STATUS UPDATE INCLUDING SOCIAL HOUSING DETAILED ENGINEERING EVALUATION PROGRAMME**

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

- (a) Receive the information in the report.
- (b) Confirm the criteria used to prioritise the Social Housing Detailed Engineering Evaluation (DEE) assessments.
- (c) Approve the Social Housing Detailed Engineering Evaluation (DEE) prioritised programme.

In addition, the Committee requested a workshop on the Social Housing Strategy, and the Council's earthquake housing response and current capacity of Council's social housing stock.

**(4.) OFFICER COMMENTS ON THE DRAFT SCOPE OF WORK FOR THE RECOVERY PROGRAMME FOR HERITAGE BUILDINGS AND CULTURAL HERITAGE PLACES**

Councillor Johanson moved that the Council:

- (a) Adopt staff recommendations (a), (c) and (d), as set out below:
  - (a) Christchurch City Council's current heritage work programme is fundamentally supportive of the issues and actions for the retention of heritage buildings. Therefore work programme, its timing, resourcing and leadership, does not require any significant change to the scope in this regard other than to identify areas where potentially there is overlap with other partner agencies to avoid duplication and support each others respective programmes where they are compatible.
  - (c) The 2012/13 Christchurch City Council heritage work programme includes a project that identifies the need to develop a future strategic policy direction for heritage protection which integrates with the Council's wider strategic directions; fulfils legislative requirements and responds to international best practice. The project will also scope the work required to identify and protect a broadened extent of the city's heritage (i.e., built, natural and cultural heritage) and to draft the future work programme and resources required to inform any future District Plan review of the City Plan Heritage Chapter.
  - (d) The summary of key comments on the scoping paper and Officer conclusions (as set out under paragraphs 6 – 9 of the report) are provided to the Ministry as Council feedback on the scoping document with any identified changes or additions.
- (b) Agree that there is an urgent need to review district plan provisions to ensure that remaining important historic and cultural value is protected where possible for future generations.

Councillor Broughton seconded the motion, and on being put to the being put to the meeting it was declared **carried** on electronic vote number 9 by 6 votes to 5, the voting being as follows:

**For (6):** Councillors Broughton, Carter, Chen, Corbett, Johanson and Livingstone.

**Against (5):** Councillors Beck, Buck, Button, Gough and Keown.



4 Cont'd

**(6.) HERITAGE GRANT APPROVAL – MCKENZIE AND WILLIS, 236 TUAM STREET, CHRISTCHURCH**

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

- (a) A Heritage Incentive Grant of up to \$240,000 for conservation and maintenance work for the protected heritage building at 236 Tuam Street subject to certification of compliance with the above scope of works.
- (b) That payment of this grant is subject to the applicant entering a Full Conservation Covenant with the signed covenant having the Council seal affixed prior to registration against the property title.

**(7.) HERITAGE INCENTIVE GRANTS SIX MONTHLY REPORT**

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

**(8.) TSUNAMI SIRENS AND CIVIL DEFENCE**

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

- (a) Receive the report.
- (b) Defer its decision on staff recommendation (b) until elected member workshops on this topic have taken place.

Note: staff recommendation (b) is set out below:

*Consider as part of its 2013/22 Long Term Plan deliberations, funding for additional tsunami sirens at:*

- *Brooklands*
- *Spencerville*
- *Waimairi Beach to Taylors Mistake.*

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Carter, that the report as a whole be adopted.

**6. REPORT OF A MEETING OF THE ENVIRONMENT AND INFRASTRUCTURE COMMITTEE:  
MEETING OF 6 SEPTEMBER 2012**

**(1.) KRUSE'S STREAM LANDSCAPING PROPOSAL**

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Buck, that the Council approve the Board recommendation and that the name of the Reserve at 5 Vagues Road be Withers Family Park.

6 Cont'd

**(2.) PAPANUI ROAD RIGHT TURN SIGNAL REQUEST AT BEALEY AVENUE/PAPANUI ROAD/VICTORIA STREET INTERSECTION**

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

- (a) That the pedestrian crossing facilities across Bealey Avenue at the intersection of Papanui Road and Victoria Street are realigned (refer Attachment 2 of the report).
- (b) That the U-turning of vehicles travelling east or west on Bealey Avenue at its intersection with Papanui Road and Victoria Street, be banned.

Both of these recommendations are required to ensure the green arrows for Papanui Road can be safely installed.

**(3.) DRAFT WASTEWATER STRATEGY**

Refer to item 7.2 of these minutes.

**(4.) INFRASTRUCTURE REBUILD MONTHLY REPORT**

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Buck, that the Council receive the Infrastructure Rebuild Monthly Report for August 2012.

**7. REPORT OF A MEETING OF THE ENVIRONMENT AND INFRASTRUCTURE COMMITTEE: MEETING OF 17 SEPTEMBER 2012**

**(1.) NO.2 SUMNER ROAD LYTTELTON – BOUNDARY ROAD ADJUSTMENT/REALIGNMENT**

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

1. the Council approve the sale of land shown marked "A" and the purchase of land shown marked " B" on **Attachment 1** by way of a boundary alignment/adjustment subject to definition by survey between Lot 1 DP 51886 and Lot 2 DP 307398 delineated as a straight red line on **Attachment 1** subject to:
  - (a) The owner of Lot 1 DP 51886 taking ownership and responsibility for all structures and retaining walls on the north and eastern boundaries of Lot 1 DP 51886.
  - (b) Any demolition and construction of retaining walls next to the boundary not adversely compromising the support of the ground and buildings in Lot 2 DP 307398.
  - (c) The applicant obtaining all consents and approvals required including an for work on or associated with the retaining walls and construction on the area proposed for disposal.
  - (d) All costs in implementing the realignment be the responsibility of the applicant.
  - (e) The Corporate Support Manager being given a delegation to further negotiate the terms and conditions including the consideration between the parties, to conclude a contract that gives effect to the proposed boundary adjustment/realignment on terms and conditions acceptable to her.
2. Given the situation as discussed in paragraphs 11 and 17, that no further consultation in terms of Section 138 of the Local Government Act 2002, be required.

7 Cont'd

3. Pursuant to Section 40 (4) of the Public Works Act 1981 the Council determine that the Councils land may be sold to the owner of the adjacent land (Lot 1 DP 51886).

**(2.) DRAFT WASTEWATER STRATEGY**

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

- (a) That the Draft Wastewater Strategy is released for public consultation.
- (b) That a public consultation period is over 30 calendar days starting no later than four weeks after the Council's approval. Indicative dates are 8 October through 4 November 2012. This will be a non-statutory process and not a special consultative procedure.
- (c) That a Hearings Panel is formed no earlier than two weeks following the close of the submission period to hear oral submissions and consider written submissions.

**(3.) HIGH ST/TUAM ST TRIANGLE APPLICATION BY C1 EXPRESSO FOR TABLE AND CHAIR LICENCE**

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Corbett, that the Council approve the granting of the following licences pursuant to section 61(2) of the Reserves Act 1977 for a period of up to five years over the approximately shown areas on the plan attached the (refer **Attachment 1**):

- (a) A licence of approximately 72 square metres of the paved area between the raised triangle garden area and the former post office building for tables and chairs as shown in the (refer **Attachment 1**) to be administered in accordance with the requirements of the 'Public Streets Enclosure Policy' subject to the following conditions:
  - (i) The tables, chairs and fences being stored within the adjacent restaurant building at the end of business each day.
  - (ii) Any planters which are left out at the end of each business each day are not to impede free public access into the licensed area(s) when the restaurant is closed for business.
  - (iii) The licence is to be conditioned that the area licensed is be re-evaluated when work resumes on construction in the easement corridor over the paved area between Tuam and High Streets. This evaluation is required to ensure that there are safe clearances from the licensed area for both tram construction and subsequent operation, including the tram stop shelter, whilst ensuring that pedestrian use of the area is maintained.
  - (iv) That contact is made with the Council's Contract's Manager Greenspace to ascertain the Council's requirements before the anchor bolts are inserted into the pavement.
  - (v) The applicant is to ensure that he keeps his infrastructure within the licensed area at all times.
- (b) A licence of approximately 95 square metres being the raised triangle plot for a produce garden for the growing of vegetables and other garden produce to supply the restaurant as shown on the plan (refer **Attachment 1**) subject to the following conditions:
  - (i) A landscape plan is to be prepared by the Council in which ornamental plantings are to be present as well as vegetables to ensure that the purpose the reserve is held for, that being for lawns, ornamental gardens, and ornamental buildings is maintained.

**7 Cont'd**

- (ii) The overseeing of the preparation of the plans and ongoing management of the area is to be undertaken by the Senior Contracts Manager (Greenspace) and his staff to ensure that the purpose for which the reserve is held is maintained.
- (c) That a clause be inserted in both licence documents which enables the Council to terminate the licences upon giving the licensee one months notice of such termination to ensure that any changes not yet decided upon for this area, as part of the rebuild of the central city area, are not unreasonably held up from being implemented.
- (d) That the Corporate Support Unit Manager in consultation with the Transport and Greenspace Unit Manager, be delegated authority to negotiate and enter into such deeds of licence implementing the above on such terms and conditions as they shall consider appropriate.

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Corbett, that the reports of the Environment and Infrastructure Committee of 6 and 17 September as a whole be adopted.

The meeting adjourned at 12.30pm and resumed at 1pm.

**8. REPORT OF A MEETING OF THE CORPORATE AND FINANCIAL COMMITTEE:  
MEETING OF 14 SEPTEMBER 2012**

**(1.) CHRISTCHURCH CITY HOLDINGS LIMITED - INCREASE IN UNCALLED CAPITAL**

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

- (a) Increase its shareholding in Christchurch City Holdings Ltd by taking up the issue of further redeemable preference shares in the company to a value of \$300 million, to be uncalled.
- (b) Acquire the shares to enable Christchurch City Holdings Ltd to borrow to meet its commitment to Enable Networks Ltd and the construction of ultra fast broadband services by that company, in partnership with the NZ Government.
- (c) Authorises the General Manager Corporate Services to execute the necessary documentation to give effect to recommendations (a) and (b) above.

Councillors Carter, Corbett and the Mayor withdrew from discussion and voting on this item.

**(2.) CAPITAL ENDOWMENT FUND – FUNDS FOR SPECIAL ONE-OFF OPPORTUNITIES**

Councillor Broughton moved that the Council:

- (a) Resolve that the status quo remains.
- (b) Note that, if there is to be a change, legal advice is that based on previous Council resolutions, staff recommendation (b) should be passed with an 80 per cent majority.
- (c) Request that staff report back on options for a new annual contestable process (that involves community boards) for distribution of the unallocated capital endowment fund.

Councillor Carter seconded recommendation (c), and Councillor Gough seconded recommendations (a) and (b).

Councillor Carter did not participate in voting on recommendations (a) and (b) as he considered that he had insufficient information to make a decision.

8 Cont'd

Councillor Johanson requested that it be noted in the minutes that the Mayor did not seek clarification on the legal advice noted in recommendation (b) above.

The Mayor requested that it be noted in the minutes that legal advice was not sought in the meeting as an extra clause would be added into Councillor Corbett's foreshadowed motion (as set out below) that noted that if the Council agreed to recommendations (a) and (b) below this was subject to an 80 per cent majority.

The recommendations were put separately.

Clause (a) was declared **lost** on electronic vote number 10 by 2 votes to 9, the voting being as follows:

**For (2):** Councillors Gough and Livingstone

**Against (9):** Councillors Beck, Broughton, Button, Buck, Chen, Corbett, Johanson, Keown and the Mayor.

Clause (b) was declared **lost** on electronic vote number 11 by 4 votes to 7, the voting being as follows:

**For (4):** Councillors Chen, Gough, Johanson and Livingstone.

**Against (7):** Councillors Beck, Broughton, Button, Buck, Corbett, Keown and the Mayor.

Clause (c) was declared **carried** on electronic vote number 12 by 7 votes to 5, the voting being as follows:

**For (7):** Councillors Broughton, Carter, Chen, Corbett, Gough, Johanson and Livingstone.

**Against (5):** Councillors Beck, Buck, Button, Keown and the Mayor.

Clause (c) was then renamed clause (e) and formed part of the motion set out below.

Councillor Corbett moved that the Council:

- (a) Agree to suspend inflation-proofing of the Capital Endowment Fund for 2012/13 and 2013/14 in order to make funds available for special one-off recovery / transitional projects or events.
- (b) Agree to allocate \$2.802 million in 2012/13 and \$2.470 million in 2013/14 of the earnings of the Capital Endowment Fund to special one-off recovery / transitional projects or events.
- (c) Rescind its June 2007 resolution to commit \$850,000 annually for the advancement of capital projects.
- (d) Agree that staff call for applications and/or nominations for funding from Community Boards for special one-off recovery / transitional projects or events and bring recommendations to the Council's Metropolitan Funding Committee for approval.
- (e) Request that staff report back on options for a new annual contestable process (that involves community boards) for distribution of the unallocated capital endowment fund.
- (f) Note that recommendations (a) and (b) were carried by a greater than 80 per cent majority.

Councillor Buck seconded the motion.

8 Cont'd

The clauses were put separately. Councillor Carter requested it be noted in the minutes that he did not take part in the voting on clause (a) as he considered he had insufficient information to make a decision.

Clause (a) was declared **carried** on electronic vote number 13 by 9 votes to 2, the voting being as follows:

**For (9):** Councillors Beck, Broughton, Buck, Button, Chen, Corbett, Johanson, Keown and the Mayor.

**Against (2):** Councillors Gough and Livingstone.

Clause (b) was declared **carried** on electronic vote number 14 by 10 votes to 2, the voting being as follows:

**For (10):** Councillors Beck, Broughton, Buck, Button, Carter, Chen, Corbett, Johanson, Keown and the Mayor.

**Against (2):** Councillors Gough and Livingstone.

Clause (c) was declared **carried** on electronic vote number 15 by 8 votes to 4, the voting being as follows:

**For (8):** Councillors Beck, Broughton, Buck, Button, Carter, Corbett, Keown and the Mayor.

**Against (4):** Councillors Chen, Gough, Johanson, Livingstone.

Clause (d) was declared **carried** unanimously on electronic vote number 16.

Clause (e) was declared **carried** on electronic vote number 17 by 11 votes to 1, the voting being as follows:

**For (11):** Councillors Beck, Broughton, Buck, Carter, Chen, Corbett, Gough, Johanson, Keown, Livingstone and the Mayor.

**Against (1):** Councillor Button.

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

**(3.) PERFORMANCE REPORT FOR THE 12 MONTHS TO 30 JUNE 2012**

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

- (a) Receive the report.
- (b) Approve operational carry forward requests from 2011/12 of \$5.3 million (as detailed in Appendix 5), to enable completion of projects in 2012/13, \$4.9 million of which will be funded from borrowing in 2012/13.
- (c) Approve capital works programme carry forward requests of \$66.9 million together with associated NZTA subsidy of \$1.2 million, and earthquake rebuild carry forward requests of \$22.2 million together with associated recoveries of \$10.3 million (as detailed in Appendix 6), to enable completion of capital projects in 2012/13 or later as indicated.

8 Cont'd

- (d) Note the better than budget operating result which results in \$17.3 million less borrowing in 2011/12 than estimated in the financial strategy. This is partly offset by \$4.9 million of additional borrowing in 2012/13 to fund operational carry forwards. The balance of \$12.4 million may be required in later years if revenues do not recover as originally forecast.
- (e) Note the additional borrowing for earthquake emergency and response costs of \$61.7 million which was \$58.5 million higher than budgeted in 2011/12.

**(4.) EARTHQUAKE FINANCIAL REPORT FOR JUNE 2012**

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

**(5.) PROPOSED DEED OF ASSIGNMENT OF LEASE – 62 WORCESTER BOULEVARD**

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

- (a) Grant delegated authority to the Corporate Support Unit Manager to negotiate and conclude a Deed of Assignment of Lease for Levels 4 and 5 of HSBC Tower with the Canterbury Earthquake Recovery Authority on terms and conditions that are consistent with those in the current lease Council holds; and
- (b) Grant delegated authority to the Corporate Support Unit Manager to terminate the existing Deed of Sublease for Level 4 of HSBC Tower with the Canterbury Earthquake Recovery Authority as soon as a Deed of Assignment of Lease for Level 4 and 5 is entered into.

**(7.) DRAFT STATEMENTS OF INTENT FOR CIVIC BUILDING LIMITED, WORLD BUSKERS FESTIVAL TRUST, TUAM LIMITED, CHRISTCHURCH AGENCY FOR ENERGY TRUST, ROD DONALD BANKS PENINSULA TRUST, RICCARTON BUSH TRUST AND NEW ZEALAND LOCAL GOVERNMENT FUNDING AGENCY LIMITED, FOR THE YEAR ENDED 30 JUNE 2013**

This item was taken at this stage of the meeting.

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

- (a) Accept the draft Statements of Intent for the following organisations:
  - Civic Building Limited
  - World Buskers Festival Trust
  - Tuam Limited
  - Christchurch Agency For Energy Trust
  - New Zealand Local Government Funding Agency Ltd.
- (c) Accept the Statement of Intent for the Rod Donald Banks Peninsula Trust, noting that its investment policy is outside the Council policy.
- (d) Request the World Buskers Festival Trust to consider including further detail on the financial and operational performance targets to demonstrate how these meet the objectives as stated in the Trust deed.

Councillors Button, Gough and the Mayor did not participate in discussion and voting on the acceptance of the Civic Building Limited or the Tuam Limited Statement of Intent.

**8 Cont'd**

Councillor Buck and the Mayor did not participate in discussion and voting on the acceptance of the Christchurch Agency for Energy Trust Statement of Intent.

It was **resolved** on the motion of Councillor Carter, seconded by Councillor Johanson, that the Statement of Intent from the Riccarton Bush Trust be accepted.

Councillors Chen and Broughton did not participate in discussion and voting on the motion relating to the Riccarton Bush Trust statement of intent.

**(6.) TEMPORARY WALK-IN CUSTOMER SERVICE FACILITIES**

Councillor Broughton moved that the Council agree to set up a suitable building facility for walk-in customer services in the Hornby area.

The motion was seconded by Councillor Chen, and when put to the meeting was declared **tied** on electronic vote 18. The motion was then put again and was declared **tied** on electronic vote number 19.

Councillor Buck moved that the Committee recommend that the Council do nothing further until the new south-west area library and service centre has been built. The motion was seconded by Councillor Corbett and was declared **tied** on electronic vote number 20.

The Mayor moved that the report be referred back to the Corporate and Financial Committee for further consideration. The motion was seconded by Councillor Button and when put to the meeting was declared **carried**.

**11. NOTICES OF MOTION**

This item was taken at this stage of the meeting.

11.1 It was **resolved** on the motion of Councillor Keown, seconded by Councillor Corbett, that the Council ask staff to prepare a report on the introduction of a public displayed rating system based on a building's current per cent of new build code.

Councillor Keown left the meeting at 2.58pm.

**8. REPORT OF A MEETING OF THE CORPORATE AND FINANCIAL COMMITTEE:  
MEETING OF 14 SEPTEMBER 2012 (CONTINUED)**

This item was taken at this stage of the meeting.

**(8.) REVIEW OF CONSENTS AFFECTED BY THE CENTRAL CITY RECOVERY PLAN**

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

- (a) Receive the report.
- (b) Note that Council Officers are checking the Central City Recovery Plan and where relevant, contacting the applicants before proceeding with the processing of resource or building consents.
- (c) Note that Council Officers will continue to monitor the implementation of the Central City Recovery Plan and report further, should the situation change.

It was **resolved** on the motion of Councillor Broughton, seconded by Councillor Corbett, that the report as a whole be adopted.



**9. PLAN CHANGE 19: ISLINGTON PARK LTD – FINAL APPROVAL**

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

- (a) Make alterations to the Christchurch City District Plan in accordance with Clause 16(2) of Schedule 1 of the Resource Management Act 1991 by amending provisions in the manner shown in the table above.
- (b) Approve, pursuant to clause 17(2) of the Resource Management Act 1991, the changes to the District Plan introduced by its decision on Plan Change 19 Islington Park.
- (c) Authorise the General Manager, Strategy and Planning to determine the date on which the changes introduced by Plan Change 19 become operative.

**11. NOTICES OF MOTION (CONTINUED)**

This item was taken at this stage of the meeting.

11.2 Councillor Broughton moved that:

The Christchurch City Council has a strong commitment to democracy in Christchurch/Canterbury. We request an urgent meeting with the Minister of Local Government to seek clarification of the rationale for the postponement of the 2013 ECan elections and the proposed structure for local government going forward.

Note: The Minister and Associate Minister of Earthquake Recovery are also to be invited.

Councillor Gough seconded the motion. When put to the meeting the motion was declared **carried** unanimously on electronic vote number 21.

11.3 Councillor Livingstone moved that, seconded by Councillor Chen, that

That Christchurch City Council records its strong disappointment at the Government's decision to cancel the ECan Elections in 2013 and agrees to:

- Write to the Minister of Local Government and local MPs expressing a desire for a return to an elected ECan as a matter of urgency.
- Requests LGNZ Zone representatives to convey concern to LGNZ over the loss of local democracy and lack of engagement with local Councils over this decision.
- Requests that the Triennial Agreement be amended to establish better and more regular reporting mechanisms in regards to Canterbury Mayoral Forum and request that the minutes from this forum be made public.

Councillor Chen seconded the motion. When put to the meeting the motion was declared **carried** on electronic vote number 22 by 9 votes to 2, the voting being as follows:

**For (9):** Councillors Beck, Broughton, Buck, Button, Carter, Chen, Johanson, Livingstone and the Mayor.

**Against (2):** Councillors Gough and Corbett.

**12. RESOLUTION TO EXCLUDE THE PUBLIC**

At 3.15pm it was **resolved** on the motion of Councillor Corbett, seconded by Councillor Button, that the resolution to exclude the public as set out on pages 767 and 768 of the agenda be adopted.

**19. CONCLUSION**

The meeting concluded at 3.52pm.

**CONFIRMED THIS 25<sup>TH</sup> DAY OF OCTOBER 2012**

**MAYOR**