

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 9.30AM ON THURSDAY 6 DECEMBER 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.

Note the meeting continued on Friday 7 December 2012.

1. APOLOGIES

An apology for absence was received from Councillor Reid.

An apology for absence was received from Councillor Beck on Friday 7 December 2012.

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

2. DEPUTATIONS BY APPOINTMENT

- George Tikao, representatives from Onuku Marae, Pam Richardson, Chairperson and members of the Akaroa/Wairewa Community Board, the Akaroa Civic Trust and other members of the Akaroa Community assisted in presenting the Takapuneke Conservation Report. The Mayor acknowledged the history of what has led to the production of the report (item 4 of the agenda).
- Riccarton/Wigram Community Board and representatives from Olympia Gymnastic Sports made a presentation on seeking Council support for the extension of their building (item 9.2.3 of the agenda). The Council will refer this to the Community, Recreation and Culture Committee.

The following deputations addressed the Council regarding item 16.1 Facilities for International Cricket Hagley Oval:

- Sir Richard Hadlee, Chairman and Lee Germon, Chief Executive of Canterbury Cricket and Prue Steven.
- Peter Hay representing Christchurch Junior Cricket.
- David Fox.
- Sam Martin.
- Nicholas Davidson.
- David Thornley ICON.
- Anne Dingwall and Lindsay Carswell Christchurch Civic Trust. John Dunne not support Civic Trust position.
- Alan Reid. West Central Riccarton Residents Association.
- Martin Meehan of Save Hagley Park.

Regarding Riccarton Bush Annual Report – Corporate and Financial Committee 28 November 2012 Report to Council (item 20):

- Charles Deans.

The meeting adjourned from 11.28 am to 11.48 am.

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 2 -

2 Cont'd

Regarding Amendment to Standing Orders – Deputation to Committees (item 24):

- David Lynch. Mark Gerrard also provided a document in support.
- Anne Dingwall, Lindsay Carswell.

Regarding Report Porthills Rockfall Protection Structures (item 33):

- Tony Ging.
- Tracey Marvin and Brigid Casey.

Regarding Report Draft New Brighton Centre Master Plan (item 35):

David East, Tim Sintes and Alan Direen

Tracey Knox

Regarding Report of a Meeting of the Community, Recreation and Culture Committee Meeting of 27 November 2012 (item 40. (9)):

James Barber

The Council adjourned at 1 pm and resumed at 1.40 pm.

3. PRESENTATION OF PETITIONS

Nil.

The agenda was dealt with in the following order.

**10. REPORT OF A MEETING OF THE RICCARTON/WIGRAM COMMUNITY BOARD:
MEETING OF 13 NOVEMBER 2012**

Judy Kirk, Deputy Chairperson, joined the table for discussion of this item.

(1.) ROBBIES ON RICCARTON – 199 CLARENCE ST – LEASE EXPIRY

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

- (a) Approve the granting of a new lease for the building at 199 Clarence Street to Jacquesy Holdings Limited (trading as Robbies Riccarton) for a three year term with provision for the Council to extend the lease for a further two years thereafter if further time is required to complete the strategic planning process.
- (b) Provide delegated authority to the Corporate Support Unit Manager to negotiate and conclude the terms of the lease agreement and to accept a rental to be determined in accordance with a market valuation.

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 3 -

10 Cont'd

(2.) ELECTED MEMBERS INFORMATION EXCHANGE

Councillor Broughton moved, seconded by Councillor Chen, that:

- (a) *An independent safety audit be carried out on the "narrowed section" of Jarnic Boulevard addressing pedestrian and cycle safety issues in particular, along with remedies.*
- (b) *The newly formed section of Jarnic Boulevard not be accepted/vested in the Christchurch City Council until all safety issues are met and the road meets all New Zealand and Christchurch City Council safety standards and is fully compliant.*

The clauses were put separately.

Clause (a) when put to the meeting was declared **lost** on electronic vote No. 1 by 6 votes to 7, the voting being as follows:

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

Against (7): The Mayor and Councillors Beck, Buck, Button, Corbett, Keown and Wells.

Clause (b) when put to the meeting was declared **lost** on electronic vote No. 2 by 2 votes to 11, the voting being as follows:

For (2): Councillors Chen and Johanson,

Against (11): The Mayor and Councillors Beck, Broughton, Buck, Button, Carter, Corbett, Gough, Keown, Livingstone and Wells.

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

**11. REPORT BY THE CHAIRPERSON OF THE RICcarton/WIGRAM COMMUNITY BOARD:
MEETING OF 27 NOVEMBER 2012**

Judy Kirk, Deputy Chairperson, joined the table for discussion of this item.

(1.) ILAM ROAD UNIVERSITY CROSSINGS

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

- (a) Approve the Ilam Road University Crossings Plan, TP324305 and TP324306 shown in Attachments 1 and 2, for final design, tender and construction.
- (b) Install a new shared pedestrian/cycle path:
 - (i) That the pathway on the west side of Ilam Road commencing at a point 28 metres north of its intersection with Rountree Street and extending in a northerly direction to its intersection with Maidstone Road be resolved as a shared pedestrian/cycle pathway.
 - (ii) That the pathway on the east side of Ilam Road commencing at its intersection with Montana Avenue and extending in a southerly direction for a distance of 40 metres be resolved as a shared pedestrian/cycle pathway.
 - (iii) That the pathway on the east side of Ilam Road commencing at a point 397 metres south of its intersection with Montana Avenue and extending in a southerly direction for a distance of 80 metres be resolved as a shared pedestrian/cycle pathway.

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 4 -

11 Cont'd

- (c) Install new cycle paths:
- (i) That a special vehicle lane (separated cycle path) for the use of southbound bicycles only, be established against the kerb, on the east side of Ilam Road commencing at its intersection with Creyke Road and extending in a southerly direction for a distance of 113 metres.
 - (ii) That a special vehicle lane (separated cycle path) for the use of southbound bicycles only, be established against the kerb, on the east side of Ilam Road commencing at a point 127 metres south of its intersection with Creyke Road and extending in a southerly direction for a distance of 371 metres.
 - (iii) That a special vehicle lane (separated Cycle path) for the use of southbound bicycles only, be established against the kerb, on the east side of Ilam Road commencing at a point 556 metres south of its intersection with Creyke Road and extending in a southerly direction for a distance of 62 metres.
 - (iv) That a special vehicle lane for the use of southbound bicycles only, be established adjacent to either the kerb or kerbside parking, on the east side of Ilam Road commencing at a point 618 metres south of its intersection with Creyke Road and extending in a southerly direction to the intersection of Kirkwood Avenue.
 - (v) That a special vehicle lane for the use of northbound bicycles only, be established against the kerb, on the west side of Ilam Road commencing at its intersection with Rountree Street and extending in a southerly direction for a distance of 30 meters.
 - (vi) That a special vehicle lane (partly separated cycle path) for the use of northbound bicycles only, be established adjacent to either the kerb or kerbside parking, on the west side of Ilam Road commencing at its intersection with Rountree Street and extending in a northerly direction for a distance of 262 metres.
 - (vii) That a special vehicle lane (separated cycle path) for the use of northbound bicycles only, be established against the kerb, on the west side of Ilam Road commencing at a point 312 metres north of its intersection with Rountree Street and extending in a northerly direction for a distance of 286 metres.
 - (viii) That a special vehicle lane for the use of northbound bicycles only, be established adjacent to kerbside parking, on the west side of Ilam Road commencing at a point 626 metres north of its intersection with Rountree Street and extending in a northerly direction to the intersection with Maidstone Road.

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

**15. REPORT OF A MEETING OF THE BURWOOD/PEGASUS COMMUNITY BOARD:
MEETING OF 29 OCTOBER 2012**

Linda Stewart, Chairperson, joined the table for discussion of this item.

It was **resolved** on the motion of Councillor Beck, seconded by Councillor Livingstone, that the report be received.

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 5 -

35. DRAFT NEW BRIGHTON CENTRE MASTER PLAN

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

- (a) Approve the content of the draft New Brighton Centre Master Plan (**Attachment 1**) for public consultation.
- (b) In 2013, receive a consultation report on submissions and consider and recommend whether to conduct hearings prior to adopting the final version of the Plan.
- (c) Note that the presentations made by David East, Tim Sintes, Alan Direen and Tracey Knox at the Council meeting of 6 December 2012 will be considered as part of the consultation process and invite community comment.

**16. REPORT OF A MEETING OF THE COMMUNITY, RECREATION AND CULTURE COMMITTEE:
MEETING OF 30 OCTOBER 2012**

(1.) FACILITIES FOR INTERNATIONAL CRICKET AT HAGLEY OVAL

Councillor Johanson moved, seconded by Councillor Livingstone, that the Council:

- (a) Seek written clarification from CERA and the Minister of Canterbury Earthquake Recovery with regard to the impact of the Central City Recovery Plan on the Hagley Park Management Plan and other relevant legislation, and the intentions of CERA in including an international cricket ground at Hagley Park in the plan.
- (b) Consider at an ordinary meeting of the Council a report on the grant of a lease to Canterbury Cricket; and that Council is provided with a full scope of the proposal when considering the lease proposal.
- (c) Delegate to the General Manager Regulation and Democracy Services the authority to determine whether or not the applications for resource consent lodged by Canterbury Cricket for the proposed facilities at Hagley Oval be referred directly to the Environment Court for the hearing of submissions.

Councillor Wells moved by way of amendment that the Council:

- (a) *Note that the Christchurch Central Recovery Plan has included the enhancement of Hagley Oval to provide central Christchurch with a venue capable of hosting domestic and international cricket matches.*
- (b) *That Council consent to the resource consent application lodged by Canterbury Cricket for the proposed facilities at Hagley Oval being referred directly to the Environment Court for the hearing of submissions.*
- (c) *If a resource consent is granted the Council consider at an ordinary meeting a report on the grant of a lease to Canterbury Cricket; and that the Council is provided with a full scope of the proposal when considering the lease proposal.*

The amendment was seconded by Councillor Gough and was put to the meeting on a clause by clause basis.

Clause (a) of the amendment when put to the meeting was declared **carried** on electronic vote No. 3 by 10 votes to 3, the voting being as follows:

For (10): The Mayor and Councillors Beck, Buck, Button, Carter, Corbett, Gough, Johanson, Keown and Wells.

Against (3): Councillors Broughton, Chen and Livingstone.

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 6 -

16 Cont'd

Clause (b) of the amendment when put to the meeting was declared **carried** on electronic vote No. 4 by 10 votes to 3, the voting being as follows:

For (10): The Mayor and Councillors Beck, Buck, Button, Carter, Chen, Corbett, Gough, Keown and Wells.

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

Clause (c) of the amendment when put to the meeting was declared **carried** unanimous on electronic vote No. 5 by 13 votes to 0, the voting being as follows:

For (13): The Mayor and Councillors Beck, Broughton, Buck, Button, Carter, Chen, Corbett, Gough, Johanson, Keown, Livingstone and Wells.

The amendment was then put as the substantive motion and when put to the meeting was declared **carried** on electronic vote No. 6 by 9 votes to 4, the voting being as follows:

For (9): The Mayor and Councillors Beck, Buck, Button, Carter, Corbett, Gough, Keown and Wells.

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

33. PORT HILLS PROJECT – ROCKFALL PROTECTION STRUCTURES

The meeting adjourned at 5.10pm and resumed on Friday 7 December at 10.00 am.

Councillor Beck tendered his apology on 7 December.

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

- (a) Note the Technical Guideline and Design Approach for Rockfall Protection Works annexed as **Appendix A** used to protect private houses on private land.
- (b) Note the Maintenance Regime for the Rockfall Protection Works constructed to protect private houses on private land annexed as **Appendix B**.
- (c) Delegates authority to the IDS Steering Committee to make changes as required from time to time to both the IDS for Rockfall Protection Works and the Technical Guideline for the Rockfall Protection Works.
- (d) Resolve that the Council agree to consider on a case by case basis rock protection work proposed by individual red zone property owners on Council or private land that comply with the design standards approved in (a) to (c) above on the following basis:
 - (i) That Council will construct, maintain and replace and own the protection work at its cost. In this situation the cost to Council over the life of the project should not be greater than 50 percent of the red zone offer (2007 CV) for that particular property or,
 - (ii) The individual property owner will design, construct, maintain and replace and own the agreed protection work at their cost. In this situation the Council will contribute as a full and final contribution as required up to 50 percent of the red zone offer (2007 CV) for that particular property.

Approval will only be given for this work to be carried out on Council owned land, where the works do not impede on the use of the Council land for its intended public purpose or detract from the amenity values for the area.

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 7 -

33 Cont'd

- (e) Discuss with the Canterbury Earthquake Recovery Authority the possibility of Canterbury Earthquake Recovery Authority contributing their share of the red zone offer on a similar basis.
- (f) Note that these resolutions do not pre-empt any decision the Council may be required to make pursuant to its responsibilities and obligations under the Resource Management Act, Building Act and Reserves Act.

**6. REPORT OF A MEETING OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD:
MEETING OF 12 NOVEMBER 2012**

Val Carter, Chairperson, tendered her apology for this item.

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

**7. REPORT OF THE MEETING OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD:
MEETING OF 31 OCTOBER 2012**

Bob Todd, Chairperson, tendered his apology for this item.

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

**8. REPORT OF A MEETING OF THE LYTTELTON/MT HERBERT COMMUNITY BOARD:
MEETING OF 18 OCTOBER 2012**

Paula Smith, Chairperson, tendered her apology for this item.

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

**9. REPORT OF A MEETING OF THE RICcarton/WIGRAM COMMUNITY BOARD:
MEETING OF 30 OCTOBER 2012**

Mike Mora, Chairperson, tendered his apology for this item.

It was **resolved** on the motion of Councillor, seconded by Councillor Button, that the report be received.

**12. REPORT OF A MEETING OF THE SHIRLEY/PAPANUI COMMUNITY BOARD:
MEETING OF 31 OCTOBER 2012**

Chris Mene, Chairperson, tendered his apology for this item.

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

**13. REPORT OF A MEETING OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD:
MEETING OF 19 OCTOBER 2012**

Phil Clearwater, Chairperson, tendered his apology for this item.

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

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 8 -

**14. REPORT OF A MEETING OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD:
MEETING OF 5 NOVEMBER 2012**

Phil Clearwater, Chairperson, tendered his apology for this item.

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

**25. REPORT OF THE HEARINGS PANEL ON THE PROPOSED CHRISTCHURCH CITY COUNCIL
BROTHELS (LOCATION AND COMMERCIAL SEXUAL SERVICES SIGNAGE) BYLAW 2012**

Councillor Broughton moved that the Council:

- (a) Restrict the allowable areas permitted for brothels to areas within the four avenues as illustrated in **Attachment 6** and with exception of brothels listed in the proposed schedule.
- (b) Prohibit the location of brothels in multi-unit residential complexes.
- (c) Note that recommendations (a) and (b) will require a further special consultative procedure and that the Council request staff to prepare a report on a proposed Bylaw based on Central City brothel areas recommended by the Hearing Panel as shown in **Attachment 6** to this report;
- (d) Approve a Bylaw prohibiting and regulating signage as contained in the proposed Bylaw but applied to the entire district until the location provisions are determined;
- (e) Adopt the Christchurch City Council Brothels (Commercial Sexual Services Signage) Bylaw 2012 as reflected in **Attachment 1** to this report; and
- (f) Give public notice as soon as practicable, that the Christchurch City Council Brothels (Commercial Sexual Services Signage) Bylaw 2012 has been adopted by Council, that it comes into effect on 12 December 2012 and that copies of the bylaw will be made available.

The motion was seconded by Councillor Keown.

Councillor Button moved by way of amendment:

That the Council adopt:

- (a) *Option two: accept the proposed Brothels (Location and Commercial Sexual Services Signage) Bylaw 2012 with the Central City and commercial areas as amended by the panel after public submissions (as illustrated in Attachment 5)*
- (b) *Prohibit the location of brothels in multi-unit residential complexes.*
- (c) *Approve a Bylaw prohibiting and regulating signage as contained in the proposed Bylaw but applied to the entire district until the location provisions are determined.*
- (d) *That the Council instruct staff to bring back to the earliest possible meeting of Council a revised Bylaw that reflects the intention of (a) and (b) above.*
- (e) *That the Council ask the Hearings Panel to further consider and make recommendations as part of (d) above in respect of brothels in the Lyttelton commercial area.*

The amendment was seconded by Councillor Gough and was put to the meeting on a clause by clause basis.

Clause (a) of the amendment when put to the meeting was declared **carried** on electronic vote No. 7 by 8 votes to 3, with one abstention, the voting being as follows:

For (8): The Mayor and Councillors Broughton, Buck, Button, Corbett, Gough, Johanson and Wells.

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 9 -

25 Cont'd

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

Abstain (1): Councillor Keown.

Clause (b) of the amendment when put to the meeting was declared **carried** on electronic vote No. 8 by 11 votes to 0, with one abstention, the voting being as follows:

For (11): The Mayor and Councillors Broughton, Buck, Button, Carter, Chen, Corbett, Gough, Johanson, Livingstone and Wells.

Abstain (1): Councillor Keown.

Clause (c) of the amendment when put to the meeting was declared **carried** on electronic vote No. 9 by 11 votes to 0, with one abstention, the voting being as follows:

For (11): The Mayor and Councillors Broughton, Buck, Button, Carter, Chen, Corbett, Gough, Johanson, Livingstone and Wells.

Abstain (1): Councillor Keown.

Clause (d) of the amendment when put to the meeting was declared **carried** on electronic vote No. 10 by 8 votes to 3, with one abstention, the voting being as follows:

For (8): The Mayor and Councillors Broughton, Buck, Button, Corbett, Gough, Johanson and Wells.

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

Abstain (1): Councillor Keown.

Clause (e) of the amendment when put to the meeting was declared **carried** on electronic vote No. 11 by 6 votes to 5, with one abstention, the voting being as follows:

For (6): The Mayor and Councillors Button, Corbett, Gough, Johanson and Wells.

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

Abstain (1): Councillor Keown.

The amendment was then put as the substantive motion and when put to the meeting was declared **carried** on electronic vote No. 12 by 8 votes to 3, with one abstention, the voting being as follows:

For (8): The Mayor and Councillors Broughton, Buck, Button, Corbett, Gough, Johanson and Wells.

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

Abstain (1): Councillor Keown.

Councillor Wells left the meeting at 11.55am.

30. CAPITAL ENDOWMENT FUND PROCESS: SPECIAL ONE-OFF PROJECTS SCHEME

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

- (a) That the Council approve the following assessment and approval structure for the Capital Endowment Fund – Special One-off Scheme financial year 2012/2013:

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 10 -

30 Cont'd

- (i) Community Boards make nominations for one off recovery or transitional projects, events or undertakings for community wellbeing and submit these recommendations to Community Support Unit Staff by 15 February 2013 for the 2012/2013 financial year Capital Endowment Fund – Special One-off Scheme budget.
- (ii) Community Support Unit Staff carry out assessments of applications and report to the Joint Community Board Chairs for recommendations to put to the Metropolitan Funding Committee for decision in March 2013.
- (b) That the Metropolitan Discretionary Response Fund staff committee is granted delegated authority to make decisions on applications up to and including \$15,000.00 for the Capital Endowment Fund – Special One-off Scheme in 2012/2013 should any residual funds exist after the Metropolitan Funding Committee approval process.
- (c) That the Metropolitan Funding Committee is granted delegated authority to make decisions on applications over \$15,000.00 for the Capital Endowment Fund – Special One-off Scheme in 2012/2013 should any residual funds exist after the Metropolitan Funding Committee approval process.
- (d) That the Council approve the following assessment and approval structure for the Capital Endowment Fund – Special One-off Scheme financial year 2013/2014:
 - (i) That the Council approves that the 2013/2014 Capital Endowment Fund – Special One-off Scheme is opened for applications from 1 July – 1 August 2013.
 - (ii) That Community Support Unit Staff carry out assessments of applications and report to the Joint Community Board Chairs for recommendations to put to the Metropolitan Funding Committee for decision in September 2013.
- (e) That the Metropolitan Discretionary Response Fund staff committee is granted delegated authority to make decisions on applications up to and including \$15,000.00 for the Capital Endowment Fund – Special One-off Scheme in 2013/2014 should any residual funds exist after the Metropolitan Funding Committee meeting in September 2013.
- (f) That the Metropolitan Funding Committee is granted delegated authority to make decisions on applications over \$15,000.00 for the Capital Endowment Fund – Special One-off Scheme in 2013/2014 should any residual funds exist after the Metropolitan Funding Committee meeting in September 2013.

Before the meeting adjourned at 12.06pm, the Council noted the tornado and storm events in northern Auckland and the central North Island on Thursday 6 December 2012. The Council wished to record its deep sympathy to all of those affected by the events, and offered support to the affected regions. The Mayor advised he would send a note to the relevant mayors expressing the Council's condolences and its offer of assistance.

Councillor Button left the meeting at 12.06pm to attend an investiture for former Councillor Newton Dodge.

The meeting resumed at 1.00pm.

**4. CHAIRMAN'S REPORT OF A MEETING OF THE AKAROA/WAIREWA COMMUNITY BOARD:
MEETING OF 14 NOVEMBER 2012**

Pam Richardson, Chairperson, joined the table for discussion of this item.

(1.) TAKAPŪNEKE CONSERVATION REPORT

It was **resolved** on the motion of the Mayor, seconded by Councillor Corbett, that the Council adopt the Takapūneke Conservation Report.

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 11 -

Councillor Gough returned to the meeting at 1.03 pm.

**5. REPORT OF A MEETING OF THE AKAROA/WAIREWA COMMUNITY BOARD:
MEETING OF 17 OCTOBER 2012**

Pam Richardson, Chairperson, joined the table for discussion of this item.

It was **resolved** on the motion of the Mayor, seconded by Councillor Corbett, that the report be received.

**17. REPORT OF A MEETING OF THE COMMUNITY, RECREATION AND CULTURE COMMITTEE:
MEETING OF 27 NOVEMBER 2012**

(1.) TRANSITIONAL FACILITIES

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

- (a) Note that the transitional facilities projects will now form part of the Facilities Rebuild Process, and that options for repair and/or rebuild of Council facilities may include a transitional facility as an interim solution to a community need until a more permanent solution is approved by the Council.
- (b) Note that organisations that operate non-Council owned facilities be encouraged to apply for funding through programs such as the Canterbury Earthquake Appeal Trust, the Capital Endowment Fund and the Canterbury Community Trust.

**(2.) FACILITIES REBUILD PLAN MONTHLY STATUS UPDATE INCLUDING TOP 30 PROJECTS
STATUS UPDATE AND FRP PRIORITISED PROGRAMME**

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

- (a) That the information in this report is received.
- (b) That the Council adopt the Facilities Rebuild Plan Prioritise Approval programme as set out in Attachment 4, to include amendments as recorded in Attachment 3 amended including the Old Stone House in Cracroft which was included via a Council resolution on 22 November 2012.

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

**19. REPORT OF THE CORPORATE AND FINANCIAL COMMITTEE:
MEETING OF 14 NOVEMBER 2012**

(1.) KERBSIDE COLLECTION FOR VACANT PROPERTIES

Councillor Broughton moved, seconded by Councillor Buck, that the report lie on the table and a discussion be held with Transpacific Industries.

The motion was seconded by Councillor Buck and on being put to the meeting was declared **carried** on electronic vote No. 13 by 9 votes to 1, the voting being as follows:

For (9): The Mayor and Councillors Broughton, Buck, Carter, Chen, Corbett, Gough, Keown and Livingstone.

Against (1): Councillor Johanson.

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 12 -

Councillor Wells returned to the meeting at 1.19pm.

**18. REPORT OF A MEETING OF THE PLANNING COMMITTEE:
MEETING OF 20 NOVEMBER 2012**

(1.) DELEGATION OF BUILDING ACT 2004 POWERS

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

- (a) Reassign the current delegations under the Building Act 2004 to the Environmental Policy and Approvals Manager and the Inspections and Enforcement Unit Manager as follows:

Delegate to the Building Operations Unit Manager, the Resource Consents and Building Policy Unit Manager, and the Inspections and Enforcement Unit Manager, severally, all of the Council's powers under the Building Act 2004 except:

- (i) its powers under sections 131 and 132 relating to the adoption or review of policies on dangerous, earthquake prone and insanitary buildings;
 - (ii) its power under section 213 to make arrangements for any other building consent authority to perform the Council's functions of a building consent authority;
 - (iii) its power under sections 219(1)(a) and 281A to set any fee or charge in relation to a building consent and for the performance of any other function or service under the Act;
 - (iv) its powers under sections 233 to 236 to transfer any of its functions, duties or powers under the Act to another territorial authority;
 - (v) its power under sections 233 to 236 to agree to undertake any function, duty or power of any other territorial authority under the Act;
 - (vi) its power under section 281B in relation to increasing fees and charges, section 281C in relation to refunds or waivers of fees and charges.
- (b) Delegate to the Building Operations Unit Manager, the Resource Consents and Building Policy Manager, and the Inspections and Enforcement Unit Manager, severally, the power of the Council to authorise the issue of written warrants under section 174 of the Local Government Act 2002.

**(2.) CHRISTCHURCH CITY COUNCIL SUBMISSION TO THE ENVIRONMENTAL PROTECTION
AUTHORITY ON THE NZTA NOTICE OF REQUIREMENT FOR CHRISTCHURCH
SOUTHERN MOTORWAY STAGE 2**

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

- (a) Make a submission on the Notice of Requirement for the Christchurch Southern Motorway Stage 2 which supports the Notice of Requirement in principle; but that the Council seeks that:

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 13 -

18 Cont'd

- (i) The 'full access ramps' connecting the Christchurch Southern Motorway to Halswell Junction Road, in both directions, are included in the Notice of Requirement and constructed as part of the Christchurch Southern Motorway Stage 2.
- (ii) In the alternative to '(i)' if the full access ramps at Halswell Junction Road are either down graded to 'freight only' or removed completely then the diamond interchange on Christchurch Southern Motorway 2 and the intersection at Marshs Road and Shands Road be redesigned so that it can safely and efficiently operate with the increased vehicle movements that will result from the downgrade or removal of the full access ramps. It is acknowledged that this may require redesign and re- public notification of the Notice of Requirement to extend the area of the proposed designation.
- (iii) The proposed landscaping within the Christchurch Southern Motorway 2 corridor through the Plan Change 54 area be designed and implemented to the satisfaction of the Christchurch City Council and that this form part of the conditions on the designation.
- (iv) The ability for the Christchurch City Council to review, and certify, the final Christchurch Southern Motorway 2 stormwater design at the Owaka facility to ensure that the Christchurch City Council's stormwater system is protected or accommodated form part of the conditions on the designation.
- (v) The proposed advice note on conditions that reads as per the text below, or has the same effect as, not being included in the final Notice of Requirement.

The documentation provided in support of the Notices of Requirement for the designations contains all of the information that would be required to be provided within an outline plan under section 176A of the RMA, and no separate outline plans for construction will be submitted.

- (vi) That, providing the Selwyn District Council does not oppose the inclusion of the Halswell Junction Road ramps in the Notice of Requirement and their construction, the Christchurch City Council agree to enter into a memorandum of understanding with its UDS partners Selwyn District Council, New Zealand Transport Agency, and Environment Canterbury to work collaboratively and investigate what works might be needed to manage the wider transportation network to alleviate potentially significant 'place and space' amenity effects on Prebbleton, if any are identified through investigation. Works on the wider transportation network might include:
 - Work on an Ellesmere link; and/or
 - Works on Marshs and Springs Road (subject to Public Transport constraints); and/or
 - Ramp metering; and/or
 - Cross connections; and/or
 - Proceeding with the Wigram Magdala link.

And:

- (b) Delegate to the General Manager Strategy and Planning the authority to finalise, and submit the submission and the submission points referred to in (a) on the Notice of Requirement for the Christchurch Southern Motorway 2, and to enter into a memorandum of understanding with Selwyn District Council, the New Zealand Transport Agency and Environment Canterbury on behalf of the Christchurch City Council on the basis of resolution (a)(vi).

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 14 -

18 Cont'd

(3.) INVESTIGATION INTO IMPOSING ADDITIONAL TEMPORARY ALCOHOL BANS

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

- (a) Impose a Temporary Alcohol Ban Area for Sumner (being the area shown on the attached map of the Sumner Alcohol Ban Area), from 7.00pm 31 December 2012 to 7.00am 1 January 2013.
- (b) Does not impose any other further alcohol bans on Christmas Eve, New Year's Day, Cup Day or St Patrick's Day in Spencer Park, Akaroa, Okains Bay, or Sumner.
- (c) Note the opportunity to consider imposing a Temporary Alcohol Ban Area in Sumner in 2013 and 2014, unless the Alcohol Restrictions in Public Places Bylaw 2009 is to be amended in the future and a Special Consultative Procedure is required, which could include making a permanent ban in Sumner.

(4.) PLAN CHANGE 74 AIRPORT NOISE CONTOURS

Councillor Carter took no part due to a possible conflict of interest.

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

- (a) Adopt the attached proposed plan change and assessment under Section 32 of the Resource Management Act 1991.
- (b) Proceed to publicly notify proposed Plan Change 74 to the City Plan pursuant to the provisions of the First Schedule of the Resource Management Act 1991.
- (c) That the following is added into the text of Plan Change 74 – Air Noise Contour:

CITY PLAN AMENDMENTS

Volume 3, Part 4 Rural Zones, 3.4 Critical Standards: 3.4.2 Aircraft noise exposure

Delete Clause 3.4.2 (c) – this rule no longer applies because the entire RuQ zone referred to in the clause below is outside the amended 65 dBA Ldn/95 SEL composite line, as follows:

3.4.2 Aircraft noise exposure

- (a) ...
- (b) ...
- ~~(c) Within the Pound Road/Hasketts Road area of the Quarry zone, construction of residential units, education facilities including pre-school places or premises, travellers accommodation, hospitals, healthcare facilities, elderly persons housing or complexes (excluding in all cases accessory buildings, outdoor storage or car parking) within the 65 dBA Ldn/95 SEL air noise boundary as shown on the Planning Maps, shall be a prohibited activity, and no resource consent shall be granted.~~

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 15 -

18 Cont'd

(5.) PROPOSED PRIVATE PLAN CHANGE 73 – REZONING OF 245 WOOLDRIDGE RD AND 6-62 STANLEYS RD, HAREWOOD, FROM RURAL 5 TO BUSINESS 4T AND 4

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

- (a) Accept Private Plan Change 73 – Rezoning of 245 Wooldridge Rd and 6-62 Stanleys Rd, Harewood, from Rural 5 to Business 4T and 4 pursuant to Schedule 1, Clause 25(2)(b) of the Resource Management Act 1991 for public notification;
- (b) Accept the attached Section 32 assessment for public notification;
- (c) Note that in accordance with Council policy, the cost of processing the private plan change are to be borne by the applicant.

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

**20. REPORT OF THE CORPORATE AND FINANCIAL COMMITTEE:
MEETING OF 28 NOVEMBER 2012**

(1.) 2012 ANNUAL REPORTS FOR COUNCIL CONTROLLED ORGANISATIONS (CCOS): CIVIC BUILDING LIMITED, VBASE LIMITED, TUAM LIMITED, CHRISTCHURCH AGENCY FOR ENERGY TRUST, RICcarton BUSH TRUST, ROD DONALD BANKS PENINSULA TRUST AND THE WORLD BUSKERS' FESTIVAL TRUST

The Mayor and Councillor Gough took no part in receiving the 2011 Annual Report on Civic Building Limited and Tuam Limited. Councillor Chen took no part in receiving the 2011 Annual Report on Riccarton Bush Trust.

It was **resolved** on the motion of Councillor Broughton, seconded by Councillor Carter, that the Council receive the annual reports for the following Council Controlled Organisations:

- Civic Building Limited (CBL)
- Vbase Limited
- Tuam Limited
- Christchurch Agency for Energy Trust
- Riccarton Bush Trust
- Rod Donald Banks Peninsula Trust
- The World Buskers' Festival Trust.

(2.) INSURANCE PLACEMENT AND CLAIMS MANAGEMENT

Councillor Broughton moved, seconded by Councillor Carter, that the Council:

- (a) *Rescind its decision of 28 August 2003 to delegate the power to place Council's insurance cover to the Chief Executive Officer and the Director of Strategic Investments.*
- (b) *Delegate to the Corporate and Financial Committee:*
 - (i) *the authority to enter into arrangements for the placement of all the Council's insurance policies, subject to the exercise of such delegated power being reported back to the full Council in each case.*
 - (ii) *the ability to sub-delegate its authority for decisions/sign-off in (b)(i) to the General Manager Corporate Services and one other General Manager.*

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 16 -

20 Cont'd

Councillor Wells moved by way of amendment that the Council:

- (a) *Rescind its decision of 28 August 2003 to delegate the power to place Council's insurance cover to the Chief Executive Officer and the Director of Strategic Investments.*
- (b) *A full report be presented to the Corporate and Financial Committee for recommendation to the Council. If there is not time for this to occur the Council delegate that the General Manager Corporate Services and one other General Manager jointly, authority to enter into arrangements for the placement of all the Council's insurance policies, subject to the exercise of such delegated power being reported back to the Council in each case.*

The amendment was seconded by Councillor Gough and on being put to the meeting was declared **carried** on electronic vote No. 14 by 10 votes to 1, the voting being as follows:

For (10): The Mayor and Councillors Broughton, Buck, Carter, Corbett, Gough, Johanson, Keown, Livingstone and Wells.

Against (1): Councillor Chen.

The amendment was then put as the substantive motion and when put to the meeting was declared **carried** unanimously.

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

**21. REPORT OF A MEETING OF THE ENVIRONMENT AND INFRASTRUCTURE COMMITTEE:
MEETING OF 28 NOVEMBER 2012**

(1.) CEMETERIES BYLAWS REVIEW AND CEMETERIES MASTER PLAN

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

- (a) Adopt the Draft Cemeteries Master Plan and Handbook for consultation and resolve that the proposed Christchurch City Council Cemeteries Bylaw 2013 is the most appropriate way to manage and regulate the management of cemeteries.
- (b) Note that there are no inconsistencies between the draft Christchurch City Council Cemeteries Bylaw 2013 and the New Zealand Bill of Rights Act 1990, and that the draft bylaw is in the most appropriate form (including that it will revoke the Christchurch City Bylaw No. 110 (1980) Cemeteries, the Waimairi District Bylaw No.1 1983 Cemeteries, and the Banks Peninsula District Council Cemeteries Bylaw 1996).
- (c) Agree that the attached Statement of Proposal (which includes the draft Cemeteries Bylaw, draft Cemeteries Handbook, Clause Analysis Table and draft Cemeteries Master Plan) and the Summary of Information be adopted for consultation.
- (d) Agree that the Summary of Information and other documentation be distributed as widely as practical.
- (e) Agree that public notice of the proposal be published in a newspaper having a wide circulation in the Council's district.
- (f) Appoint a hearings panel to consider submissions on the draft Christchurch City Council Cemeteries Bylaw 2013, Cemeteries Handbook and the Cemeteries Master Plan.

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 17 -

21 Cont'd

(2.) COUNCIL BUILDING / INFRASTRUCTURE IMPROVEMENT ALLOWANCE REQUEST FOR INFRASTRUCTURE REBUILD PROGRAMME

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

- (a) Approve the allocation of the betterment funds from the Council Infrastructure / Building Improvement Allowance as follows:

Summary of betterment funds sought	
Project	Betterment Request
Owles Terrace Sewer Rebuild	\$270,000
Milton Street Frankleigh Street Sewer Repairs	\$736,000
Milton Street Frankleigh Street Sewer Upsizing	\$81,000
Colombo Street Diversion	\$928,000
Pump Station 15 Trunk Mains	\$2,879,000
Total (Wastewater)	\$4,894,000

- (b) Authorise the City Environment General Manager to instruct the Stronger Christchurch Infrastructure Rebuild Team to complete betterment elements as part of the infrastructure rebuild works being progressed in each of the respective areas.

(3.) STOLEN WHEELIE BINS

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Wells, that the report lie on the table and a discussion be held with Transpacific Industries.

(4.) INFRASTRUCTURE REBUILD MONTHLY REPORT

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

(5.) GREATER CHRISTCHURCH TRANSPORT STATEMENT

Councillor Gough took no part in this item.

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

- (a) Approve the Greater Christchurch Transport Statement as amended below (**Attachment 1**):
- On page 2 of the Greater Christchurch Transport Statement change the last sentence to read "We the undersigned will make our best endeavours to give effect to the intended direction of this transport statement *and will undertake an annual review of the priorities.*"
 - On page 3 of the Greater Christchurch Transport Statement, move the fifth paragraph to become the second paragraph and change the last sentence of that paragraph to read "*Further and other* localised activities for active transport and other improvements will continue to be developed through the local area transport plans of partners."
 - On page 5 of the Greater Christchurch Transport Statement, change the heading "Top Priorities" to read "Greater Christchurch Area Priorities". Also change the subheading to read "The most pressing strategic transport issues needing *partnership* action in the short term."

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 18 -

21 Cont'd

- On page 6 of the Greater Christchurch Transport Statement, add the following paragraph "*The partners recognise that funding and local priority decisions will be made through processes including Annual Plans, Long Term Plans, National Land Transport Fund, and other partner funding processes.*"
 - On page 7 of the Greater Christchurch Transport Statement, add an asterix next to the Top Priorities heading and note at the bottom of the page that "*the partners recognise that the actions to address these top priorities will be weighed up against other local priorities and other funding options will be explored.*"
- (b) Note the Supporting Document (Attachment 2) as a basis for working on "one network" with our partner agencies.
- (c) The Committee regards the Greater Christchurch Transport Statement as a regional strategic network plan and notes that the Council's priority projects as developed through the Long Term Plan process may not be simply those five top priorities as outlined in the Greater Christchurch Transport Statement.
- (d) Seek to have a statement included in the Greater Christchurch Transport Statement which reflects (c).

(6.) EASEMENT FOR WASTE WATER PIPE OVER CAMBRIDGE RESERVE

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

Approve an easement shown edged blue on **Attachment 1** in gross to convey sewage over the land identified in Schedule 3 (29) of the Christchurch City (Reserves) Empowering Act 1971, also known as the Cambridge Reserve, subject to the following conditions:

- (a) The restoration of the Reserve to the condition it was in prior to the commencement of the works.
- (b) The Unit Manager Corporate Support being authorised to finalise and conclude the granting of the easement.
- (c) The consent of the Department of Conservation being sought.

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

22. RECESS COMMITTEE

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

- (a) Establish a Recess Committee comprising the Mayor or Deputy Mayor and a minimum of three councillors authorised to make any decisions of the Council for the period following the final meeting of 2012 up to 13 February 2013.
- (b) Note that any decisions made will be reported to the Council for record purposes.
- (c) Agree that notice of the Recess Committee be publicised and forwarded to all councillors.

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 19 -

23. CANTERBURY DEVELOPMENT CORPORATION HOLDINGS LTD

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

- (a) Approve the draft Memorandum of Understanding between Canterbury Development Corporation Holdings Ltd, Christchurch City Holdings Ltd and the Council.
- (b) Authorise the General Manager Corporate Services to sign the document on the Council's behalf.
- (c) Add to the Memorandum of Understanding as a new clause that the Canterbury Development Corporation will meet with Council at least twice a year.

24. AMENDMENT TO STANDING ORDERS – DEPUTATIONS TO COMMITTEES

Councillor Corbett moved that the Council:

- (a) *Adopt the following amendment to the Council's Standing Orders:*

Replace Standing Order 3.19.1.2 with two new Standing Orders as follows:

3.19.1.2A *Deputations in respect of a report on the agenda for a Committee or Community Board meeting will be received by the committee if –*

- (a) *the committee adviser has received written notice of the deputation no later than 24 hours before the start of the committee meeting; or*
- (b) *where written notice has not been received 24 hours before the start of the meeting, the Chairperson of the Committee or Community Board, in his or her discretion, allows the deputation.*

3.19.1.2B *Deputations may be received by a Committee or Community Board on items relating to their terms of reference at the discretion of the Chairperson. The Chairperson may refuse requests for deputations which are repetitive or offensive.*

- (b) *Note that approval of the amendment to Standing Orders requires a vote in support of not less than 75 per cent of the members present.*

The motion was seconded by Councillor Wells and on being put to the meeting was declared **carried** on electronic vote No. 15 by 10 votes to 1, the voting being as follows:

For (10): The Mayor and Councillors Buck, Carter, Chen, Corbett, Gough, Johanson, Keown, Livingstone and Wells.

Against (1): Councillor Broughton.

26. CHRISTCHURCH EARTHQUAKE MAYORAL RELIEF FUND: APPLICATIONS FOR GRANTS

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

- (a) Approve the following grant allocations from the Christchurch Earthquake Mayoral Relief Fund:
 - (i) \$100,000.00 to the Sumner Surf Life Saving Club to assist with the rebuilding of their Club Building and Tower.
 - (ii) \$40,000.00 to Kahikatea Adventure Education Trust to assist with the rebuilding of their ropes course at a new location, at the Groynes.

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 20 -

26 Cont'd

- (iii) \$18,389.00 to Avonside House Trust to assist with the purchase of a temporary office building for their site at Lychgate Close.
- (iv) \$6,000.00 transfer to the Shirley Community Trust as specified by a donor who specifically wished their donation to be applied to this organisation.
- (b) Decline the following grant applications to the Christchurch Earthquake Mayoral Relief Fund:
 - (i) \$18,307.00 to Catapult Employment Services Trust for the reimbursement of rent paid for temporary offices and cabling work at their new permanent site.
 - (ii) \$5,750.00 to the Artist Collective for repairs to power and water supplies to the artist's studio.
 - (iii) \$7,499.00 to Christian World Service for the reimbursement of office contents.

27. PROPOSED DEMOLITION OF THE SUMNER LIBRARY

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Wells, that the Council agree to the demolition of the Council-owned Sumner Library at 14 Wakefield Avenue, Sumner.

Note: That the Council's decision to demolish this facility does not indicate its acceptance of the insurer's current statement of position as outlined in the report.

28. PROPOSED DEMOLITION OF THE SRIGHTON COMMUNITY CENTRE BUILDING, 74 BEATTY STREET, SOUTH BRIGHTON

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Corbett, that the Council agree to the demolition of the South Brighton Community Centre Building.

Note That the Council's decision to demolish this facility does not indicate its acceptance of the insurer's current statement of position as outlined in the report.

29. OCCUPANCY OF COUNCIL OWNED BUILDINGS

Councillor Gough moved, seconded by Councillor Corbett, that the Council:

- (a) *Rescind the delegations given in 3. (b) (i) and (ii) of 15 December 2011 (See Paragraph 16) and replace with the following:*
- (b) *Delegates the decision(s) to close and reopen buildings for staff and public use to the General Manager of Corporate Services and the General Manager of Community Services subject to the following framework:*
 - (i) *A DEE assessment to be carried out on buildings of Importance Level 2 or above. (see Paragraphs 33, 34 for Level 1 definition)*
 - (ii) *An Interim Use Evaluation (IUE) will be undertaken on Importance Level 1 buildings (an IUE assessment is defined as a low level engineering evaluation which identifies the impact of earthquake-related damage, and assesses structural adequacy through identifying potential collapse hazards and alternate load paths)*
 - (iii) *Where a DEE assessment has been completed:*
 - *buildings that have suffered significant damage and have a seismic capacity of 33%NBS or less will not be occupied;*

COUNCIL 14. 2. 2013
CHRISTCHURCH CITY COUNCIL 6. 12. 2012

- 21 -

29 Cont'd

- *buildings that have not suffered significant damage but have an identifiable brittle collapse mechanism, with a seismic capacity of 17%NBS¹ or less will not be occupied; (engineers consider that if a building has an identifiable brittle collapse mechanism, that this is only a risk to occupancy if the % NBS is less than 17% - i.e. half of 33% as engineers have already downrated the strength of these by a factor of 2)*
 - *buildings that do not fit into one of the above two categories may be occupied without restriction.*
- (iv) *Where IUE assessments have been completed, buildings shall be occupied on the recommendation of the Chartered Professional Engineer who carried out the assessment.*
- (v) *For clarity, buildings that shall not be occupied may be accessed for further assessments, for the removal of chattels or to undertake critical maintenance, (such as essential work on building services equipment), subject to a written access plan being approved by a Chartered Professional Engineer.*

The motion was seconded by Councillor Corbett and when put to the meeting was declared **lost** on electronic vote No. 16 by 4 votes to 7, the voting being as follows:

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

Against (7): The Mayor and Councillors Broughton, Buck, Carter, Chen, Keown and Livingstone.

**31. REPORT OF THE AUDIT AND RISK MANAGEMENT SUBCOMMITTEE:
MEETING OF 28 NOVEMBER 2012**

**(1.) PROPOSED TERMS OF REFERENCE FOR THE AUDIT AND RISK MANAGEMENT
SUBCOMMITTEE**

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

- (a) Rescind the existing delegations to the Audit and Risk Management Subcommittee.
- (b) Adopt the Terms of Reference in **Appendix 1** of the agenda.
- (c) Agree that the Chair of the Audit and Risk Management Subcommittee be delegated the authority to sign off the Mayor's and Chief Executive's Purchasing Card (P Card) in accordance with Audit New Zealand's previous recommendation.
- (d) Agree that the Audit and Risk Subcommittee meeting minutes, as a matter of practice, be forwarded to the Council for adoption.

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

32. REQUESTS ARISING FROM PREVIOUS PUBLIC FORUM

It was **resolved** on the motion of the Mayor, seconded by Councillor Gough, that the Council note the information contained in attachment one on responses to issues that have been raised during the public forum agenda item of the 18 October 2012 and 15 November 2012 Earthquake Forums.

36. NOTICES OF MOTION

Nil.

37. RESOLUTION TO EXCLUDE THE PUBLIC

At 4.25 pm the Mayor moved, seconded by Councillor Buck, that the resolution to exclude the public set out on page 223-225 of the agenda be adopted.

The clauses were put to the meeting as follows:

Clauses 34, 39, 41 to 44 were **carried** unanimously to be considered in public excluded.

Clauses 40 and 45 were declared **carried** to be considered in public excluded.

Councillors Johanson and Livingstone voted against clause 40 being considered in public excluded.

Councillors Carter, Johanson and Livingstone voted against clause 45 being considered in public excluded.

CONFIRMED THIS 28TH DAY OF FEBRUARY 2013

MAYOR