

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 9.30AM ON THURSDAY 25 OCTOBER 2012**

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

1. APOLOGIES

Apologies for absence were received from Councillors Claudia Reid and Tim Carter.

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

3. DEPUTATIONS BY APPOINTMENT

This item was taken at this stage of the meeting.

3.1 Colin Stokes addressed the Council regarding item 6.2 (Noble subdivision). Mr Stokes provided his ongoing concerns regarding how the Council had processed the Noble subdivision and expressed concern at the legal advice provided by Mr Winchester of Simpson Grierson to the Planning Committee on 3 October 2012 regarding the timing of the information being provided.

3.2 Mike Mora, Chairperson of the Riccarton/Wigram Community Board, addressed the Council on item 6.2 (Noble subdivision). Mr Mora gave his view of the process surrounding Noble subdivision. He noted he concurred with the arguments put forth in Mr Stokes' presentation, and asked the Council to reconsider its position on the matter.

3.3 Paula Smith, Chairperson of the Lyttelton/Mt Herbert Community Board, addressed the Council on behalf of the Board regarding item 6.6 (Urban Design Panel Review). Ms Smith expressed disappointment at the staff recommendation in the agenda to decline support for an urban design panel for Lyttelton. Ms Smith spoke about the Board's support for such a panel exclusively for Lyttelton and put forth a range of arguments in favour of its establishment.

2. CONFIRMATION OF MINUTES

COUNCIL MEETINGS OF 27 SEPTEMBER 2012 AND 11 OCTOBER 2012

It was **resolved** on the motion of the Mayor, seconded by Councillor Button, that the open minutes of the Council meetings held on Thursday 27 September 2012 and 11 October 2012 be confirmed.

9. DRAFT ANNUAL REPORT

This item was taken at this stage of the meeting.

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

- (a) Note that the 2012 Annual Report is likely to receive a modified audit opinion.
- (b) Adopt the Christchurch City Council 2012 Annual Report for the year to June 2012, subject to the following changes:
 - (i) A staff review of the organisations and memberships in section 40(d) (related party transactions)

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- (ii) Include in section 42 (c) on the Remuneration of Key Management Personnel the breakdown of payments to the Elected Members, and Chief Executive and General Managers
- (iii) Add a footnote to Section 42(d) indicating that Councillor Carter's remuneration to June 2012 included an additional payment to make up for an underpayment the previous year
- (iv) Amend the description on p.112 (4045 – Refuse Minimisation and Disposal) to include the full name of the Burwood Resource Recovery Park and include "inert construction and demolition materials" in the residual waste description.

4. PRESENTATION OF PETITIONS

Nil.

5. REPORT OF A MEETING OF THE COMMUNITY, RECREATION AND CULTURE COMMITTEE – 2 OCTOBER 2012

(1.) CREATIVE INDUSTRIES SUPPORT GRANTS AND TRANSITIONAL CITY PROJECTS PROPOSED TERMS OF REFERENCE FUND DELEGATIONS

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

- (a) Adopt the Terms of Reference for the Creative Industries Support Fund, and the Transitional City Projects Fund (as attached to the report).
- (b) Delegate to the Urban Design and Regeneration Manager the authority to approve grants for the:
 - (i) Creative Industries Support Fund up to \$15,000 (excluding GST);
 - (ii) Transitional City Projects Fund up to \$15,000 (excluding GST).
- (c) Approve that any applications that are unsuccessful under (b), and on the request of the applicant, have the ability to be put in front of the Committee with the Chairperson's approval.
- (d) Approve that any proposals for grants from these funds exceeding \$15,000 (excluding GST) be reported to the Committee for approval, and that the Committee be delegated the authority from the Council for this to occur;
- (e) Approve that any projects funded under this delegation be reported through the regular Central City Plan Quarterly Report.

(2.) SUPPORT FOR ARTBOX

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Corbett, that the Council fund the ArtBox project operating cost shortfall of \$30,000 from the Creative Industries Support Package for the current financial year.

(3.) EVENTS VENUE HUB TO TEMPORARILY PROVIDE SPACE FOR EVENTS AND PERFORMING ARTS

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

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- (a) Approve pursuant to section 5(c) of the Canterbury Earthquake (Reserves Legislation) Order No. 2 2012 that the two Geo-Domes be sited in the Events Triangle area of North Hagley Park through to 30 June 2013, or until required by Arts Circus.
- (b) Alter the appropriate sections of the warrant of occupation accordingly.
- (c) Note that the amount of money required for this purpose is currently unbudgeted.

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

6. REPORT OF A MEETING OF THE PLANNING COMMITTEE – 3 OCTOBER 2012

(1.) CENTRAL CITY LIVING ZONE REVIEW REQUIRED BY CERA STATUTORY DIRECTION

It was **resolved** on the motion of Councillor Wells, seconded by the Mayor, that the Council approve the amended Terms of Reference as shown in **Attachment 1** to the report.

(2.) NOBLE SUBDIVISION – JUDICIAL REVIEW OF DECISION MAKING PROCESS

Councillor Wells moved that the Council confirm its previous resolution to not seek judicial review of its own decision on resource consents for Noble Investments Limited.

The motion was seconded by Councillor Button, and on being put to the meeting was declared carried on electronic vote number 1 by 8 votes to 4, the voting being as follows:

For (8): Councillors Beck, Buck, Button, Corbett, Gough, Keown, Wells and the Mayor.

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

The meeting adjourned at 11.02am and resumed at 11.15am.

(3.) ADOPTION OF REPORT ON DOG CONTROL POLICY AND PRACTICES 2011/12

It was **resolved** on the motion of Councillor Wells, seconded by the Mayor, that the Council adopt the attached Christchurch City Council Report on Dog Control Policy and Practice for 2011/12, pursuant to Section 10A of the Dog Control Act 1996.

(4.) ADOPTION OF ANNUAL REPORT TO THE LIQUOR LICENSING AUTHORITY FOR THE PERIOD ENDING 30 JUNE 2012

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Beck, that the Council adopt the attached 2011/12 Annual Report to the Liquor Licensing Authority pursuant to Section 105 of the Sale of Liquor Act 1989.

Councillor Beck left the meeting at 11.35am.

(5.) URBAN DESIGN PANEL REVIEW

Councillor Wells moved that the Council:

- (a) Approve the permanent establishment of the Urban Design Panel.

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- (b) Approve the amended Urban Design Panel Terms of Reference (attachment 1) dated October 2012.
- (c) Approve that local community input into the urban design panel process will be provided via commercial centres design guides.
- (d) Decline to support the establishment of a Lyttelton Urban Design Panel.
- (e) Approve fully funding the Panel for the next three years, subject to deliberations for the 2012-2022 Long Term Plan.
- (f) Retain the current breadth of Panel expertise.

Councillor Button seconded the motion.

Clauses (a)-(c),(e) and (f) were taken together. When put to the meeting these clauses were declared **carried** on electronic vote number 2 by 10 votes to 1, the voting being as follows:

For (10): Councillors Broughton, Buck, Button, Chen, Corbett, Gough, Keown, Livingstone, Wells and the Mayor.

Against (1): Councillor Johanson.

Clause (d) was then put to the meeting separately, and was declared **carried** on electronic vote number 3 by 6 votes to 5, the voting being as follows:

For (6): Councillors Button, Chen, Corbett, Gough, Wells and the Mayor.

Against (5): Councillors Broughton, Buck, Keown, Johanson and Livingstone.

(6.) NORTH WEST REVIEW AREA

The Mayor and Councillors Corbett and Wells took no part in discussion and voting on this item.

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

- (a) Adopt the 'North West Review Area Report' dated September 2012 (Attachment 3 of the report) and the recommendations in the report.
- (b) Direct staff to rezone the North West Review Area to a special 'Rural-Urban Fringe' zone as a part of the District Plan review, with the exception of the those areas subject to resolution (c).
- (c) Direct staff to prepare a Council-led plan change to rezone 100 ha for industrial business purposes in the following areas (refer to Attachment 3 of the report):
 - approximately 15 ha for industrial business purposes at 711 Johns Road, north of Waimakariri Road (Area 1);
 - approximately 50 ha for industrial business purposes, north of Wairakei Road between Woolridge Road and Russley Road (Area 2) and
 - approximately 35 ha for industrial business purposes, between Hawthornden Road and Russley Road (Area 3).
- (d) Prepare individual Outline Development Plans for the whole of each area identified for business in resolution (c) as a plan change. The Outline Development Plans shall be prepared in accordance with the decisions version of Proposed Change 1 (or Chapter 12A should it be reinstated).

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- (e) Direct staff to prepare a Council-led plan change to provide a clearer policy framework in the City Plan for the Special Purpose (Airport) zone and to review the rules prescribing activities permitted within the SPAZ with consideration given to enabling a wider range of business activities in Dakota Park (80 ha) (Attachment 4 of the report).
- (f) Direct staff to consult with the Fendalton/Waimairi and Shirley/Papanui Community Boards, residents and affected parties as part of the development of the plan change referred to under (c) above before the draft proposed plan goes to the Planning Committee for approval to notify.

Councillor Livingstone requested his vote against the motion be recorded.

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

7. REPORT OF A MEETING OF THE ENVIRONMENT AND INFRASTRUCTURE COMMITTEE – 4 OCTOBER 2012

(1.) INFRASTRUCTURE REBUILD MONTHLY REPORT

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

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

8. REPORT OF A MEETING OF THE CORPORATE AND FINANCIAL COMMITTEE – 5 OCTOBER 2012

(1.) EARTHQUAKE FINANCIAL REPORT FOR AUGUST 2012

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

(2.) FORESTS AND RURAL FIRE INSURANCE COVER

It was **resolved** on the motion of Councillor Broughton, seconded by Councillor Chen, that the Council agree that cover for Forests and Rural Fire Insurance Protection be placed with Civic Assurance.

Councillor Broughton tabled advice that the Committee requested at its meeting of 5 October on this matter.

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

10. PROPOSED DATES FOR CONSIDERATION OF THE 2013/22 LONG TERM PLAN AND THE AUDIT AND RISK MANAGEMENT SUBCOMMITTEE FOR 2013

It was **resolved** on the motion of Councillor Mayor, seconded by Councillor Button, that the Council adopt the following dates as outlined in Attachment 1 to the report:

- (a) Meeting dates for consideration of the 2013/22 Long Term Plan (outlined in red).
- (b) Meeting dates for the Audit and Risk Management Subcommittee for 2013 (outlined in blue).

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11. PRODUCTIVITY COMMISSION ISSUES PAPER – APPROVAL OF COUNCIL STATEMENT BY SUBMISSIONS PANEL

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Corbett, that the Council note the information in this report.

12. PLAN CHANGE 22: CALCO DEVELOPMENTS LTD: STYX CENTRE – FINAL APPROVAL

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

- (a) Approve, pursuant to clause 17(2) of the Resource Management Act 1991, the changes to the District Plan introduced by decisions on Plan Change 22 Calco Developments Ltd, Styx Centre as **attached** to the report.
- (b) Authorise the General Manager, Strategy and Planning to determine the date on which the changes introduced by Plan Change 22 become operative.

Councillors Johanson and Livingstone requested that their votes against the motion be recorded.

13. NOTICES OF MOTION

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Corbett, that the notice of motion submitted by Councillor Keown, as detailed below, lie on the table to be considered at the next Council meeting if the mover still deems it to be appropriate after the Council's upcoming meeting with the Minister for Canterbury Earthquake Recovery.

“That the Council write to Minister Brownlee on behalf of all residents who own clear land in the Red Zones asking the government to reconsider the offer of 50 per cent of Government Valuation (GV) in favour of 100 per cent of GV.”

14. RESOLUTION TO EXCLUDE THE PUBLIC

It was **resolved** on the motion of Councillor Button, seconded by Councillor Broughton, that the resolution to exclude the public set out on pages 327 to 329 of the agenda be adopted.

It was **resolved** on the motion of the Mayor, seconded by Councillor Button, that the public be readmitted at 1pm, at which point the meeting concluded.

CONFIRMED THIS 22ND DAY OF NOVEMBER 2012

MAYOR