

Infrastructure Committee

Notice of Meeting

A meeting of the Infrastructure Committee will be held in the Council Chamber, Forum North, Whangarei on:

**Wednesday
13 April 2016
9.00 am**

Committee

Councillor G M Martin (Chairperson)
Her Worship the Mayor
Cr S J Bell
Cr S J Bretherton
Cr C B Christie
Cr P A Cutforth
Cr S J Deeming
Cr S M Glen
Cr P R Halse
Cr C M Hermon
Cr G C Innes
Cr B L McLachlan
Cr S L Morgan
Cr J D T Williamson

Infrastructure Committee

Terms of Reference

Chairperson

Councillor G M Martin

Members

Mayor

Section 41A(5) of the Local Government Act 2002 provides that the Mayor is a member of each committee of the territorial authority.

Councillors S J Bell, S J Bretherton, C B Christie, P A Cutforth, S J Deeming, S M Glen, C M Hermon, P R Halse, G C Innes, B L McLachlan, S L Morgan and J D T Williamson

Attendance at Meetings

The Chief Executive Officer, Group Managers, Department Managers and such other Council Officers as deemed necessary may attend committee meetings.

Quorum

A quorum for a meeting of this Committee shall be:

- half of the members if the number of members, including vacancies, is even or,
- a majority of members including vacancies, if the number of members is odd.

Delegated Authority

1. Does not have the powers of Council to act in the following instances as specified by Clause (32) Schedule 7 of the Local Government Act 2002:
 - a) the power to make a rate; or
 - b) the power to make a bylaw; or
 - c) the power to borrow money, or purchase or dispose of assets, other than in accordance with the long-term plan or annual plan; or
 - d) the power to adopt a long-term plan, annual plan, or annual report; or
 - e) the power to appoint a chief executive; or
 - f) the power to adopt policies required to be adopted and consulted on under this Act in association with the Long Term Plan or developed for the purpose of the local governance statement; or
 - g) the power to adopt a remuneration and employment policy.
2. Does have the power of Council to enter into contracts up to a value of \$10 million + GST, provided that such contracts are in accordance with the Long Term Plan.
3. Does have the ability to appoint Sub-committees to deal with any matters of responsibility within the Committee's terms of reference and areas of responsibility and to make recommendations to the Committee on such matters and provided that the Sub-committee shall not have power to act other than by a resolution of the Committee with specific limitations where there is urgency or special circumstances
4. Does have the ability to make decisions in accordance with the Terms of Reference.

Terms of Reference

The provision of engineering and non engineering services to maintain and improve environmental health, safety and quality.

The determination and implementation of policies in respect to the delivery of services to the community.

To liaise with, and assist local communities to achieve their services objectives within Council's legislative responsibilities.

To assist the community in the maintenance and improvement of amenities and the environment.

Areas of Responsibility

Services including the provision and maintenance of:

- Roads
- Footpaths
- Traffic Signals
- Signs/Bridges/Lights
- Parking and Traffic Planning
- Major Projects
- Provision of Potable Water and Reticulation System
- Water Reservoirs/Dams
- Treatment Plants/Pumping Stations
- Monitoring of Quality of Drinking Water Standards
- Wastewater Treatment and Disposal
- Stormwater Management
- Public Toilets
- Solid Waste Disposal/Landfills
- Litter/Rubbish Collection
- Hikurangi Swamp Management
- Civil Defence/Rural Fire
- Libraries
- Parks & Reserves
- Swimming Pools
- Cemetery and Crematorium
- Conservatory and Fernery
- Sportsfields
- Garden and Road Reserve maintenance
- Trees, Plants and Landscaping
- Reserve Management Plans
- Coastal/Esplanade Reserve management
- Development Contributions/Subdivision requirements
- Such other functions as may be delegated by Council from time to time.

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PUBLIC EXCLUDED BUSINESS

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Local Government Act 2002 Amendment Act 2012 – Decision Making

Full consideration has been given to the provisions of the Local Government Act 2002 Amendment Act 2012 in relation to decision making and in particular the current and future needs of communities for good quality local infrastructure, local public services and performance of regulatory functions in a way that is most cost effective for households and businesses. Consideration has also been given to social, economic and cultural interests and the need to maintain and enhance the quality of the environment in taking a sustainable development approach.

**Recommendations contained in this agenda may not be the final decisions.
Please refer to the minutes for resolutions.**

1. Minutes: Infrastructure Committee Wednesday, 9 March 2016

Minutes of a meeting of the Infrastructure Committee of the Whangarei District Council held in the Council Chamber Forum North on Wednesday 9 March 2016 at 9.00am.

Present:

G M Martin (Chairperson)

Her Worship the Mayor S L Mai, Crs S J Bretherton, C B Christie, P A Cutforth, S J Deeming, S M Glen, C M Hermon, G C Innes, B L McLachlan and J D T Williamson

Apologies:

Cr S J Bell and S L Morgan

Moved: Cr Innes

Seconded: Cr Glen

“That the apologies be sustained.”

CARRIED

Absent:

Cr P R Halse

In Attendance:

Waste and Drainage Manager (A Carvell), Group Manager District Living (P Dell), Governance Manager (J Marris), Roading Manager (J Devine), Community Services Manager (O Thomas), Waste and Drainage Engineer (C Kandoori), Community Events Co ordinator (J Calder), Media Relations Adviser (A Midson), Executive Assistant (J Crocombe) and Senior Meeting Co ordinator (C Brindle)

1. Confirmation of Minutes of a Meeting of the Infrastructure Committee held on 10 February 2016

Moved: Cr Deeming

Seconded: Her Worship the Mayor

That the minutes of the meeting of the Infrastructure Committee held on Wednesday 10 February 2016, having been circulated, be taken as read and now confirmed and adopted as a true and correct record of proceedings of that meeting.”

CARRIED

2. Contracts Approved Under Delegated Authority

Moved: Cr Glen

Seconded: Cr Hermon

“That the information be received.”

CARRIED

3. Parking restrictions – Carruth Street

Moved: Cr Williamson
Seconded: Cr Hermon

“That pursuant to the Whangarei District Council Parking and Traffic Bylaw 2009 Clause 14, that the parking of vehicles be prohibited at all times as follows:

Carruth Street:

For a distance of 6m south-west of the new Pak’n’Save vehicle entrance crossing.”

CARRIED

4. Parking restrictions – Central Avenue

Moved: Cr Williamson
Seconded: Cr McLachlan

“That pursuant to the Whangarei District Council Parking and Traffic Bylaw 2009 Clause 14, that the parking of vehicles be prohibited at all times as follows:

Central Avenue:

For a distance of 10m adjacent to No. 7 Central Avenue between the existing vehicle crossing and refuge island.”

CARRIED

5. Temporary Road Closures – ANZAC Day Dawn Parade

Moved: Her Worship the Mayor
Seconded: Cr Innes

- “1. That the report ‘Temporary Road Closure – ANZAC Day dawn parade’ be accepted.
2. That pursuant to the Local Government Act 1974, schedule 10, clause 11(e), the following roads be closed to ordinary vehicular traffic for the 2016 ANZAC Day dawn parade:

Monday 25 April 2016

Rust Avenue from the Whangarei Intermediate School to and including the Bank Street intersection

Bank Street from Water Street to Hunt Street

Cameron Street from Bank Street to Rathbone Street

Rathbone Street from Cameron Street to Robert Street

Robert Street from Rathbone Street to Butter Factory Lane

Laurie Hall Park

Service Lanes adjacent to the closed roads

Period of closure: 4:00am – 8:00am.”

CARRIED

6. McLeod Bay Sewer Extension

Moved: Cr Innes
Seconded: Cr Deeming

“That the Infrastructure Committee:

1. Approves in principle the McLeod Bay sewer extension.
2. Includes a Capital Project Funding Plan for the McLeod Bay sewer extension in the consultation material for the 2016/17 Annual Plan.
3. Notes that subject to the results of that consultation, physical works will commence in 2016/17 as part of the Wastewater City Service Level Improvements programme.”

CARRIED

Urgent business

Item 7 Parking restrictions – Laneway was not included in the agenda for the reason that feedback from affected parties had not been received by the agenda closure date.

Moved: Cr Deeming
Seconded: Cr Innes

- “1. That in accordance with NZS 3.7.5 council consider Item 7 – Parking restrictions Laneway at this meeting.
2. That the reason this late item be considered at this meeting is to enable pedestrian safety concerns and parking compliance issues to be addressed without undue delay.”

CARRIED

7. Parking restrictions - Laneway

Moved: Cr Deeming
Seconded: Cr Glen

“2.1 That :

- a) All previous parking restrictions in the following locations in the area known as the Laneway are rescinded.
 - I. Cameron Street for a distance of 74.5m, from 4.0m west of John Street centreline to 10.0m west of James Street centreline;
James Street for a distance of 84m, from 10.0m south to 74m north of Cameron Street Centreline.

2.2 And that:

- b) Pursuant to the Whangarei District Council Parking and Traffic Bylaw 2009 Clause 14, the parking of vehicles be prohibited at all times as follows.

- I. South side of Cameron Street for a distance of 108.5m, from 20.0m east of John Street centreline to 10m west of James Street centreline;
- II. North side of Cameron Street for 9.0m, from 4.0m to 15.0m west of John Street centreline;
- III. North side of Cameron Street for 10.0m, from 28.0m to 38.0m west of John Street centreline;
- IV. North side of Cameron Street for 14.0m, from 60.5m to 74.5m west of John Street centreline;
- V. Eastern side of James Street for a distance of 69.0m from 4.0m to 73.0m north of Cameron Street centreline;
- VI. Western side of James Street for a distance of 32.5m from 10m south of to 22.5m north of Cameron Street centreline; and
- VII. Western side of James Street for a distance of 27.0m from 47.0m to 74.0m north of Cameron Street centreline.”

CARRIED

The meeting closed at 9.14am

Confirmed this 13th day of April 2016

G M Martin (Chairperson)

2 Contracts Approved Under Delegated Authority

Reporting officer Simon Weston (Group Manager – Infrastructure & Services)
Date of meeting 13 April 2016

1 Purpose

For information only, recording the contracts awarded under delegated authority by the Chief Executive and the Group Manager Infrastructure and Services.

2 Recommendation

1. That the information be received

3 Background

Table 1 (below) records the contracts awarded under delegated authority by the Chief Executive and the Group Manager Infrastructure and Services. Attachment 1 provides a summary of the award process for each contract and a brief description of the works being undertaken.

Table 1: Infrastructure and Services Contracts Awarded under Delegated Authority

2.0 Waste	CON15086	Marsden City Manhole Replacement
3.0 Roothing	CON15036	Manaia Road Pavement Rehabilitation
3.0 Roothing	CON15073	Taiwa Road Bridge Replacement

4 Significance and Engagement

The matters covered in this Agenda do not trigger the significance criteria outlined in Council's Significance and Engagement Policy and the public will be informed via Agenda publication on the website.

Attachment

1. [Summary of Contracts Approved Under Delegated Authority](#)

1.0 Summary of Contracts Approved Under Delegated Authority

This attachment provides a brief summary of contracts awarded under delegated authority by the Chief Executive and the Group Manager Infrastructure and Services, including the award process for each contract and a brief description of the works being undertaken.

2.0 Waste

Contract 15086

Marsden City Manhole Installation

Introduction

The project's principal purpose is to replace 25 concrete storm water manholes with new polyethylene (PE) manholes. These assets are located under the road pavement in a largely undeveloped subdivision at One Tree Point. This area has been identified as having acid sulphate soils and this corrosive environment has led to rapid deterioration of the existing concrete structures. In an attempt to mitigate the corrosion in the storm water system weirs will be constructed. This will allow WDC to flood the storm water network at the conclusion of the project.

Evaluation Method

Tenders have been evaluated in accordance with the Conditions of Tendering stated in the tender documents. The tender evaluation method is "Physical Works - Lowest Price Conforming", in general accordance with Clause 2.6 of the NZTA Manual of Competitive Pricing Procedures (June 1998).

Five contractors submitted tenders, these were as follows:

Tenders	Amount (excluding GST)
Downer New Zealand Ltd	\$860,706.94
Hydrotech	\$878,317.50
Clements Contractors Ltd	\$977,161.51
United Civil Construction Ltd	\$1,088,067.88
Broadspectrum New Zealand Ltd	\$1,450,710.00

Tenderers non price attributes were evaluated to ensure that the information provided conformed to the RFT.

Downer had the lowest price and the tender was conforming. The Downer tender was checked for arithmetic errors and omissions.

Tender clarifications were sought and received from Downer with all issues resolved.

Financial

The Marsden City Manhole Replacement is funded from Storm water Improvements – Storm water Projects – Programmed Work with a budget of \$2,198,000 (15/25 LTP) plus \$2,488,000. There are sufficient funds within this budget to undertake contract 15086.

Chief Executive Approval

That the Marsden City Manhole Replacement contract (contract 15086) be awarded to Downer for the tendered sum of \$860,706.94 (eight hundred and sixty thousand, seven hundred and six dollars and ninety four cents) excluding GST.

3.0 Roading

Contract 15036

Manaia Road Pavement Rehabilitation

Background

Contract 15036 is for the pavement rehabilitation of 0.5km of Manaia Road. The scope includes clearing, earthworks, drainage, pavement works and sealing.

Contract Tender

The contract was publically advertised on www.tenderlink.com and closed on the 29 January 2016. Four tenders were received as follows.

Tenders	Amount (excluding GST)
Northland Transport Ltd	\$279,920.00
Downer New Zealand Ltd	\$289,858.82
Broadspectrum New Zealand Ltd	\$298,238.12
United Civil Construction Ltd	\$346,035.87
Engineers Estimate	\$260,035.87

The tender evaluation method was lowest price conforming and in accordance with the New Zealand Transport Agency Procurement Manual. The lowest tender, from Northland Transport Ltd, was deemed 'non-conforming', due to having presented no skills/experience relevant to the works.

The next lowest price, from Downer New Zealand Ltd, was assessed and deemed conforming. No errors were found in the Downer's Schedule of Prices or Form of Tenders.

Financial

The budget for Manaia Road Pavement Rehabilitation for this financial year is \$300,000.00.

The Downer New Zealand tender price is over 11% more than the engineers estimate, but is considered competitive and appropriate.

Chief Executive Approval

That the contract for Manaia Road Pavement Rehabilitation (contract 15036) is awarded to Downer New Zealand Ltd for the tendered sum of \$289,858.82 (two hundred and eighty nine thousand, eight hundred and fifty eight dollars and eighty two cents) excluding GST.

Contract 15073

Taiwa Road Bridge Replacement

Evaluation Method

Tenders have been evaluated in accordance with the Conditions of Tendering stated in the tender documents. The tender evaluation method is Price Quality Method, in accordance with the New Zealand Transport Agency Procurement Manual.

Stage 1

An arithmetic check was carried out on the all Tenderer's Schedule of Prices. An addition error was identified in the Kaitaia Contractors Ltd tender, but this does not affect the outcome of the tender evaluation. A Form of Tender was not received from United Civil Construction Ltd.

Four tenders were received as follows.

Tenders	Amount (excluding GST)
JR Works Group Ltd	\$39,210.00
The Rintoul Group Ltd	\$41,620.00
Kaitaia Contractors Ltd	\$46,552.39
United Civil Construction Ltd (UC)	\$56,998.27
Engineers Estimate	\$48,302.50

Stage 2

The lowest tender price, received from JR Works Group Ltd, was \$39,210. Tender prices varied from 81% to 118% of the engineers estimate. This is considered a significant variance. JR Works Group Ltd have previously completed similar projects and are trying to enter the WDC contract market. As such their price is considered competitive, rather than unduly low.

Financial

The budget for the Taiwa Road Bridge Replacement is \$50,000.

Group Manager Infrastructure & Services Approval

That the Taiwa Road Bridge Replacement Contract (contract 15073) be awarded to JR Works Group Ltd for the sum of \$39,210.00 (thirty nine thousand, two hundred and ten dollars) excluding GST.

RESOLUTION TO EXCLUDE THE PUBLIC		
Move/Second		
That the public be excluded from the following parts of proceedings of this meeting.		
The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:		
General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for passing this resolution
C.1 Infrastructure Update	Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public, are as follows:		
Item	Grounds	Section
C.1	To protect information where making that information available would be likely to unreasonably prejudice the commercial position of those who are the subject of the information.	7(2)(b)(ii)
	To enable Council to carry on without prejudice or disadvantage negotiations.	7(2)(i)
	Maintain legal professional privilege.	2(g)

Resolution to allow members of the public to remain

If the council/committee wishes members of the public to remain during discussion of confidential items the following additional recommendation will need to be passed:
Move/Second
“That _____ be permitted to remain at this meeting, after the public has been excluded, because of his/her/their knowledge of <u>Item _____</u> .
This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter because _____.

Note: Every resolution to exclude the public shall be put at a time when the meeting is open to the public.