

## PERFORMANCE COMMITTEE

### File Reference:

**Meeting Date:** Wednesday, 13 February 2019 at 3.30pm

**Venue:** Council Chamber

**Members Present:** Councillor Richard Jordan (Chairperson); Mayor Neil Holdom; Councillors Marie Pearce, Gordon Brown, Harry Duynhoven, Colin Johnston, John McLeod, John Williams

### Non-members Present:

Councillors Weaver, Biesiek, Handley, Hitchcock

Community Board Chairperson: Ken Bedford (Clifton)

Note PRIP and VTT members

### Staff in Attendance:

Nadia Phillips, Craig Stevenson, Julie Straka, Charles Wollin, Cheryl McGrath, Kate Keegan, Alison Trustram-Rainey, Liam Hodgetts, Kelvin Wright, David Langford, Teresa Turner, Liz Beck, Katrina Brunton, Kimberley Hope, Mitchell Dyer

Note PRIP and VTT members

### Deputations

- **Glenn Patterson (Alison's Studio of Dance)**  
Temporary Road Closure
- **David Harrop (Strandon Traffic Group)**  
Devon St E & Mangorei Rd Intersection

### Acknowledgments

Mayor Holdom acknowledged Stuart Trundle

### Minutes

#### Performance Committee Resolution:

Cr Johnston )

Cr Brown )

That the minutes of the Performance Committee meeting (28 November 2019) and the proceedings of the said meeting, as previously circulated, be taken as read and confirmed as a true and accurate record.

Carried

**MATTERS FINALLY DETERMINED BY THE COMMITTEE UNDER DELEGATED AUTHORITY  
AND REFERRED TO THE COUNCIL FOR INFORMATION AND RECORD**

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**1. Temporary Road Closures – Ride Summertime Rolls Events,  
New Plymouth District Council**

7901829

The matter for consideration by the Council are applications from the Council's Transportation group for temporary road closures in central New Plymouth. The purpose of each road closure is to create a venue for two bicycle events on the Ride Summertime Rolls calendar, The Friday Dash and Velo Deus 20.

Performance Committee Resolution:

Mayor Holdom )

Cr Pearce )

That having considered all matters raised in the report the road closure for the following events be approved:

a) Event - The Friday Dash

Date and period of closure: from 5pm to 8pm on Friday 15  
February 2019

Roads to be closed:

- Ariki Street from Currie to Egmont streets
- Egmont Street from Ariki to Devon Street West
- King Street from Queen to Brougham streets
- Brougham Street from Ariki Street to Devon Street West
- James Lane from Ariki Street to Huatoki Lane

b) Event - Velo Deus 20

Date and period of closure: from 5pm to 8pm on Friday 1 March  
2019

Roads to be closed:

- King Street from Queen Street to Brougham Street
- Egmont Street from Ariki Street to Devon Street West
- Brougham Street from Ariki Street to Devon Street West

The above road closures are subject to the conditions outlined in correspondence to New Plymouth District Council (Transportation) dated 26 November 2018. Refer Appendix 1, for correspondence regarding The Friday Dash. The same conditions apply to the Velo Deus 20 application.

Carried

**2. Devon Street East and Mangorei Road Intersection**

ECM7911397

This report updates Council on the Transportation Teams response following the petition received from the community, raising both safety and efficiency concerns with the Devon Street East/Mangorei Road intersection.

Performance Committee Resolution:

Cr Pearce )

Cr Brown )

That, having considered all matters raised in the report, the report be noted.

Carried

**3. Dockless E-Scooter Trial in New Plymouth**

ECM7911375

This report is to advise Council that Officers have approved a three-month trial of dockless e-scooters in New Plymouth including the New Plymouth CBD.

Performance Committee Resolution:

Cr Duynhoven )

Cr Williams )

That, having considered all matters raised in the report, the report be noted.

Carried

*Cr McLeod requested that his vote against the motion be recorded.*

**4. Purchase of Bins for New Kerbside Collection Service in October 2019**

ECM7916726

The matter for consideration by the Council is the mode of funding for the bins for the new rubbish and food waste collection service beginning on 1 October 2019.

Performance Committee Resolution:Cr Pearce )

Cr Brown )

That, having considered all matters raised in the report, the bins for the new rubbish and food collection services starting on 1 October 2019 be purchased at the start of the services using surplus funds from the Solid Waste Development Fund.

Carried

*Cr McLeod requested that his vote against the motion be recorded.*

## ITEMS FOR FINAL DETERMINATION BY THE COUNCIL

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**5. Papa Rererangi i Puketapu Ltd – Quarterly Report to 31 December 2018**

ECM7929188

The purpose of this report is to present the Papa Rererangi i Puketapu Ltd quarterly report for the quarter ended 31 December 2018.

*Performance Committee Recommendation*

Cr Pearce )

Cr Williams )

That, having considered all matters raised in the report, the report be noted.

Carried

**6. Venture Taranaki Trust Quarter Two 2018/2019 Report**

ECM7917328

The purpose of this report is to present the Venture Taranaki Trust (VTT) Quarter Two Report, for the period 1 October to 31 December 2018, to the Council.

*Performance Committee Recommendation:*

Mayor Holdom )

Cr Duynhoven )

The, having considered all matters raised in the report, the report be noted.

Carried

**7. Performance Report for Period 1 July to 31 December 2018**

ECM7906381

The purpose of this report is to advise of the Council's performance for the period 1 July to 31 December 2018 of the 2018/19 financial year.

*Performance Committee Recommendation:*

Mayor Holdom )

Cr Pearce )

The, having considered all matters raised in the report, the report be noted.

Carried

**8. Stopping of Part of a Service Land and RE-vesting Land Acquired in Error Back to Adjoining Land Owner – Part Knox Service Lane, Inglewood**

ECM7898375

The matter for consideration by the Council is a recommendation that approval be given to the stopping of a small area of 23m<sup>2</sup> comprising part Knox Service Lane, Inglewood and to re-vest ownership of the freehold at nominal consideration back with the adjoining land owner by way of amalgamation of title pursuant to the Public Works Act 1981.

The proposal is to give effect to rectify the erroneous acquisition of the land inadvertently acquired in 1996 due to an oversight based on an obligation to rectify given to both the original and current adjoining owner. The proposal does not affect the utility or functioning of Knox Service Lane.

*Performance Committee Recommendation:*

Cr Duynhoven )

Cr Pearce )

That having considered all matters raised in the report the Council:

- a) Notes that in 1996, the land currently comprising the Knox Service Lane in Inglewood was acquired and vested as service lane, under the Public Works Act 1981 by Agreement from four private land owners. During that process an area comprising 23m<sup>2</sup> was inadvertently acquired from one of the then adjoining owners, but no compensation was paid for the land as it was not intended the land be so acquired.
- b) Notes that subsequent to the oversight being detected in 2003, the Solicitors acting for the former current owner requested that matter be corrected by re-vesting of the 23m<sup>2</sup> back into the title ownership of the affected adjoining land owner based on a nominal consideration of \$1.00 if demanded (plus GST if any).
- c) Notes while the required survey was undertaken in 2003 as a prerequisite to undertake the necessary statutory process to re-vest the land back into the ownership with the former registered proprietor, that action was not taken. The current owner has now requested that the land be re-vested back into their ownership noting that part of the owners buildings are situated on the land preventing through access.
- d) Notes that while the Public Works Act 1981, provides a mechanism for correcting declaration notices, technical advice is because of the time lag and change in land ownership that a stopping and vesting process needs to be undertaken.

- e) Notes that a conditional Memorandum of Agreement has been entered into (subject to approval) with the affected current land owner to stop and re-vest the estate in fee simple (freehold) back with the owner for a nominal \$1 consideration (plus GST if any). A Compensation Certificate has been registered to protect that agreement.
- f) Notes that the proposal does not affect the utility and functioning of the remainder of the Knox Service Lane.
- g) Approves the stopping of that area of service lane (road) described as Section 1 Survey Office Plan 323386 (23m<sup>2</sup>) and the vesting of the estate in fee simple (freehold) for a nominal \$1 consideration if demanded (plus GST if any) and amalgamation with the adjoining owners land title Computer Freehold Register Title TN111/26 pursuant to Sections 116, 117 and 120(3) of the Public Works Act 1981.
- h) Approves the Chief Executive seeking the consent of the Minister for Land Information to the proposed stopping, amalgamated title re-vesting in the affected land owner and to the publication of the necessary Declaration Notice under the Public Works Act 1981.
- i) Approves that the designation for a public work over Knox Lane recorded as item L121 in Appendix 4 of the Operative District Plan be uplifted pursuant to an application under Section 182(1) of the Resource Management Act 1991.

Carried

## 9. Exclusion of the Public for the Remainder of the Meeting

ECM7913136

This report details items that are recommended should be considered with the public excluded, and the reason for excluding the public.

### Performance Committee Recommendation:

Mayor Holdom )

Cr Johnston )

That, having considered all matters raised in the report, the Council hereby resolves that, pursuant to the Local Government Official Information and Meetings Act 1987, the public be excluded from the following parts of the proceedings of this meeting:

- a) Procurement of Construction Services  
The withholding of the information is to enable the Council to carry out negotiations of a commercial nature. This particular interest being protected by section 7(2)(i) of the Act.

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987.

Carried