Totara Park Mountain Bike Club

2026 AGM Minutes

Date: Thursday 6th August 2026

Venue: The Meeting Lounge, 273 Hill Rd, Manurewa

Present:	**Members:** Alan Zuppicich, Phil Murray, Greg Simmons, Thomas Airs, Ben Hadley, Jamie Smith, Craig Smith, Rod Wallace, Kevin Gardner, Geoff Leckie. (and from 7:12pm: Andrew Shallard, Mathew Shallard, Karl French) **Distinguished Guest:** Graham Plows, Facilities Manager for Parks and Community Facilities, Auckland Council *Quorum: 6*
Apologies:	Braden Schultz, Kelvin Hieatt, Megan Schultz, Scott Twinname
Minutes:	Alan Zuppicich

Current Business

	Information	
Meeting Opened: 07:01pm		
	Welcome Alan thanked Rodger and Rima Nakhle and the Nakhle family for allowing us to gather here again, and Rodger for his help with setup for the evening. Alan welcomed all those present and gave thanks for attending. **Proxies** The chair held proxies of Kelvin Hieatt and Scott Twinname. **Previous Minutes:** 2025 AGM minutes summarised by Alan. Accepted as read. Alan moved they be accepted, seconded by Geoff. Carried, all in favour. **Matters Arising from Previous Minutes:** None	
	Presidents Report: Alan presented the Presidents Report. Topics covered included: Busy race calendar, most events popular, with the exception of the T360. Introduction of hosting Auckland Schools races went well. Discussions continue with Council to improve the track side weed control. Few H&S incidents, none serious. The new Interests Register had just one Interest recorded, by Kelvin for work on the Renewals Programme. Track Renewals programme has exhausted it's funding. Discussions being held to secure additional funds to complete the programme. Working Hard and Hardly Working were first new tracks since 2019. Alan thanked the committee	

DRAFT

	Moved to accept the report: Alan Seconded: Geoff Carried, all in favour. *The report will be available online on the club website*	
	Treasurers Report: Greg presented the Financial Performance Report. The report is in the Tier 3 format because of the level of turnover due to the amount of track work. Income came from Council for maintenance, invoicing Council against the track renewal programme, City Care for track materials, donations, membership subscriptions, and event revenue. Grant monies were received from Trillian Trust for the Working Hard, Hardly Working track build and planting. Expenses included track materials, track renewals subcontractors Holland Landscaping and Hazkel, metal supplier Rock On Trucking, screws, tape, signage, event costs, affiliation to MTBNZ, equipment maintenance and working bee supplies. Expenses paid from Grants were to Awanui Landscaping, TrailPro for building out the Working Hard and Hardly Working tracks, . Andew asked if expenditure was on new tools and equipment? The figure was for maintenance of existing tools and power barrow. Some items were transferred to Fixed Assets. Greg highlighted that Tommy Mollison was racing U19 world championships in Europe under the Club banner, which is a first for the Club. Moved to accept the report: Alan Seconded: Geoff Carried, all in favour. *The report will be available online on the club website*	
4.	**Motion to Amend Constitution:** Alan introduced a motion to amend the constitution, and opened it to the floor for discusssion. **Reasons for the Proposal** The Club Committee resolved on 12th June 2025 to apply for an income tax exemption as an amateur sports promoter. As discussed at the time the rationale for this was twofold. Firstly, the Club had not previously had a year-end profit that attracted tax, but with the increase in trail build and maintenance activity that was being undertaken the Club could in future find itself in surplus, and secondly, the exemption would enable the Club to access tools at a discount to more effectively manage the accounts and control of documents. Inland Revenue has advised the Club that constitutional changes must be made before the Club can be granted an income tax exemption as an amateur sports promoter under section CW 46 of the Income Tax Act 2007. These proposed constitutional amendments will enable the Committee to apply for an income tax exemption as was previously resolved. The following special resolutions are proposed: Resolutions of Totara Park Mountain Bike Club, Inc 1. Resolve to amend the Club Constitution as follows: 1.1 Under the Heading **1.4 PURPOSES - sub heading**: But the Society will not operate for the financial gain of Members simply if the Society - to **remove the following two bullet point**s	

DRAFT

- provides benefits to Members or their families to alleviate hardship
- on removal of the Society from the Register of Incorporated Societies having its surplus assets distributed under subpart 5 of Part 5 of the Act to a Member that is a not-for-profit entity.

1.2 Under Heading **10.3 Surplus assets** - to amend the last paragraph from

"However, in any resolution under this rule, the **Society** may approve a different distribution to a different not-for-profit entity from that specified above, so long as the **Society** complies with this **Constitution** and the **Act** in all other respects"

To

"However, in any resolution under this rule, the **Society** may approve a different distribution to a different not-for-profit sporting entity or registered charity from that specified above, so long as the **Society** complies with this **Constitution** and the **Act** in all other respects."

2. Resolve to file the amended Constitution with the Incorporated Societies Register

Moved that the resolutions be adopted: Alan
Seconded: Phil
For: All
Against: None
Carried

The Motion, Reasons, and draft Resolutons, as circulated to all members along with the AGM Notice, are attached as Appendix 1.

5. Election of Officers

Under the new Constitution nominations for Officer and Committee positions are made in writing ahead of the AGM and nominations taken from the floor only if there are insufficient advance nominations. Links to Officer Nomination forms, Officer Consent & Certification forms, and Proxy forms were provided in the AGM Notice and Agenda.

The following nominations were received by 30/7/26.

Alan Zuppicich (President)
Andrew Shallard
Craig Smith
Geoff Leckie
Greg Simmons (Treasurer)
Jamie Smith
Kelvin Hieatt
Phil Murray (Vice President)
Scott Twiname
Thomas Airs

All names put forward were accepted. No voting was undertaken

Moved that all nominations be accepted: Alan
Seconded: Geoff
Carried, all in favour

DRAFT

6.	**General Business:** None.	
Official Meeting Business Close: 7:40pm		
Presentation: Prepared by Kelvin, delivered by Alan **Totara Park Mountain Bike Club (INC) AGM 2026 - Track Renewal Presentation** *The presentation will be available online on the club website*		

DRAFT

Appendix 1

Motion to Amend Constitution

Dear Members,

This summary accompanies the Notice of Annual General Meeting and outlines the proposed changes to be made to the existing constitution of Totara Park Mountain Bike Club Inc (Society). These changes are to be considered and voted on by members at the Annual General Meeting to be held on 6th August 2026 (AGM) and if approved are to take effect from the date of the Society's filing of the amended constitution.

Reasons for this Proposal

The Club Committee resolved on 12th June 2025 to apply for an income tax exemption as an amateur sports promoter. As discussed at the time the rationale for this was twofold. Firstly, the Club had not previously had a year-end profit that attracted tax, but with the increase in trail build and maintenance activity that was being undertaken the Club could in future find itself in surplus, and secondly, the exemption would enable the Club to access tools at a discount to more effectively manage the accounts and control of documents.

Inland Revenue has advised the Club that the above constitutional changes must be made before the Club can be granted an income tax exemption as an amateur sports promoter under section CW 46 of the Income Tax Act 2007.

These proposed constitutional amendments will enable the Committee to apply for an income tax exemption as was previously resolved.

It will be moved at the AGM that the following Resolutions be passed.

Resolutions of Totara Park Mountain Bike Club, Inc

1. Resolve to amend the Club Constitution as follows:

1.1 Under the Heading **1.4 PURPOSES - sub heading**: But the Society will not operate for the financial gain of Members simply if the Society - to **remove the following two bullet point**s

- provides benefits to Members or their families to alleviate hardship
- on removal of the Society from the Register of Incorporated Societies having its surplus assets distributed under subpart 5 of Part 5 of the Act to a Member that is a not-for-profit entity.

1.2 Under Heading **10.3 Surplus assets** - to amend the last paragraph from

"However, in any resolution under this rule, the **Society** may approve a different distribution to a different not-for-profit entity from that specified above, so long as the **Society** complies with this **Constitution** and the **Act** in all other respects"

To

"However, in any resolution under this rule, the **Society** may approve a different distribution to a different not-for-profit sporting entity or registered charity from that specified above, so long as the **Society** complies with this **Constitution** and the **Act** in all other respects."

2. Resolve to file the amended Constitution with the Incorporated Societies Register

The committee unanimously recommends that members vote in favour of this motion.

DRAFT

DRAFT