

From: Paul McIntosh pmcintosh64@yahoo.com
Subject: Re: MDCA Constitution and Operation Guide
Date: 31 August 2024 at 1:59 PM
To: rclement49@icloud.com
Cc: MDCA Secretary secretary@ourmapua.org

PM

Thanks for the feedback Richard.

I agree that our meetings are run a bit differently with a separate Cmte Members meeting. The "Exec" sounds formal but actually doesn't have any duties/powers other than those defined in the constitution for the Officers and/or Cmte.

Regarding the membership area I agree that's an easy fix - but also don't see any issue with minor overlap given our area is largely defined by roads.

Next step for MDCA is for our members to read and give feedback on the draft constitution so I will hold off on any further edits until then.

Cheers,
Paul.

[Yahoo Mail: Search, organise, conquer](#)

On Sat, 31 Aug 2024 at 12:14 pm, Richard Clement
<rclement49@icloud.com> wrote:

Hi Paul

Thanks for sending your drafts. I'll forward your email to Greig & David with some additional comments so they can also make an assessment as suits. They supported me to refine our document & will also need to have sight of the MDCA approach in order to weigh up our single document against your plans.

Please find attached the current form of the draft TACA document. My view has been that our document is essentially the final draft apart from any further tweaks dependent on whether our Treasurer wishes to add/edit anything to meet compliance requirements.

I note that some of your committee processes are much more prescriptive, & in some areas more complicated, than TACA's. Being representative of a smaller population base & almost entirely rural that makes our situation somewhat simpler compared with your larger & more urban-dominated population. You are also more complicated in that you have a "closed session" monthly Executive Committee meeting followed 2 weeks later by your General Meeting open to all residents. We only have a single scheduled public monthly meeting: no closed meeting unless a Special Meeting is called. Our meeting processes are therefore covered entirely by our Constitution & I struggle to find any justification for us to separate any process into another document.

I've only fairly quickly reviewed (not line by line) your Constitution but haven't seen any reference to your Executive Committee meetings. I wonder whether that will jeopardise your meeting reregistration compliance obligations? Ref. Constitution Checklist - "What functions and powers your committee will have. and - What the procedures will be for holding committee meetings, including voting procedures."

I would have thought those requirements would need to ref. your Exec Committee in the Constitution, even if not in detail.

You state the Ops Guide is intended to be a companion document to your Constitution. Perhaps you intend to supply it as such for reregistration? If so, then I again expect that it should at least be referenced in your Constitution. If the Ops guide is intended to be kept purely in house & tweaked as the Executive Committee (only) sees fit (my understanding from your comments last Thursday) then I wonder if you could then open a can of worms about operating outwith the terms of your Constitution? Maybe you see things differently, but it's an approach that I personally would not be comfortable for TACA to adopt.

So at the present time I'm not at all keen on following your example for our TACA reregistration process. I feel our single document approach & trying to keep things as simple as possible will continue to serve our constituency well.

On a rather different point - our respective "jurisdictions". Your defined area of representation overlaps with ours at your northwestern edge so we need to have a boundary discussion & agreement so we don't overlap. We don't want to have a Russia/Ukraine type situation! Please refer to item 4 b) in the TACA Constitution for where we have always regarded as our sphere of representation. It's mainly based on stream catchment area, but also to some extent on landforms & Rural 3 land. I'm confident the issue can be resolved by our respective Chairs over a coffee rather than exchanging missile & drone warfare!

Best Regards

Richard

114 Horton Road
RD1 Upper Moutere

New Zealand 7173



On 30/08/2024, at 16:53, Paul McIntosh <pmcintosh64@yahoo.com> wrote:

Richard,

As discussed at TACA last evening.

Both are MS Word documents - I have left the color-coding in place to identify mandatory vs other clauses.

Hope this helps.

Cheers,
Paul
0212 888 338

<MDCA Operations Guide Final Draft 06Jun24.docx><MDCA Constitution Final Draft V4 06Jun2024.docx>