

ATTACHMENTS

Ordinary Council Meeting

27 February 2024

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**TAUPŌ DISTRICT COUNCIL
MINUTES OF THE ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBER, 107 TE HEUHEU STREET, TAUPŌ
ON THURSDAY, 1 FEBRUARY 2024 AT 1.00PM**

PRESENT: Mayor David Trewavas (in the Chair), Cr Duncan Campbell, Cr Karam Fletcher, Cr Sandra Greenslade, Cr Kylie Leonard, Cr Danny Loughlin, Cr Anna Park, Cr Christine Rankin, Cr Rachel Shepherd, Cr Kirsty Trueman, Cr Yvonne Westerman, Cr John Williamson

IN ATTENDANCE: Chief Executive (J Gardyne), General Manager Organisation Performance (S Matthews), General Manager Operations and Delivery (A Moraes), General Manager People and Community Partnerships (L O'Brien), General Manager Strategy and Environment (W Zander), Legal and Governance Manager (N McAdie), Executive Manager Housing and Property Investment (P King), Community Engagement and Development Manager (H Tattle), District Customer Relations Manager (T Russell), Infrastructure Manager (R Stokes), Events and Venues Manager (S Giles), Parks Manager – Open Space (A Moor), Property Manager (S Attenborough), Project Management Office Manager (P Fletcher), Executive Manager to the Mayor (J Later), Senior Solicitor (K Hollman), Co-Governance Manager (C Dempsey), Mana Whakahono Intern (M Wanikau), Project Manager Stakeholder Specialist (T Perry), Digital Content Creator (C Hollinger), Committee Advisor (D Periam), Governance Quality Manager (S James)
Tūrangi Co-Governance Committee member, Ms Lauren Fletcher (via MS Teams, for agenda item 5.4)

MEDIA AND PUBLIC: Nil

Notes:

- (i) *His Worship the Mayor, David Trewavas welcomed everyone to the meeting and Cr Karam Fletcher recited an opening karakia.*
- (ii) *Everyone present observed a minute's silence in memory of the following local people who had passed away over the holiday period: Richard Izard, Hemi Brunton, Karis Anderson, Diane Noone, Jeannine Ball and Lynda Ball.*
- (iii) *The passing of Sir Michael Hardie Boys, former Governor-General of New Zealand with connections to the southern part of Taupō district, was also acknowledged during the meeting.*

1 KARAKIA

Cr Karam Fletcher recited an opening karakia.

2 WHAKAPĀHA | APOLOGIES

His Worship the Mayor advised that Cr Kevin Taylor was in the process of joining the meeting via MS Teams. Due to connectivity issues, Cr Taylor was unable to join the meeting.

3 NGĀ WHAKAPĀNGA TUKITUKI | CONFLICTS OF INTEREST

Nil

Ordinary Council Meeting Minutes

1 February 2024

4 WHAKAMANATANGA O NGĀ MENETI | CONFIRMATION OF MINUTES**4.1 ORDINARY COUNCIL MEETING - 12 DECEMBER 2023****TDC202402/01 RESOLUTION**

Moved: Cr Rachel Shepherd

Seconded: Cr Anna Park

That the public and confidential portions minutes of the Council meeting held on Tuesday 12 December 2023 be approved and adopted as true and correct records.

CARRIED

Note: All members present at the Council meeting of the 1 February 2024 voted in favour of resolution TDC202402/01 above.

4.2 EXTRAORDINARY COUNCIL MEETING - 19 DECEMBER 2023**TDC202402/02 RESOLUTION**

Moved: Cr Christine Rankin

Seconded: Cr Yvonne Westerman

That the minutes of the Council meeting held on Tuesday 19 December 2023 be approved and adopted as a true and correct record.

CARRIED

Note: All members present at the Council meeting of the 1 February 2024 voted in favour of resolution TDC202402/032 above.

5 NGĀ KAUPAPA HERE ME NGĀ WHAKATAUNGA | POLICY AND DECISION MAKING**5.1 KEY HIGHLIGHTS AND COMMUNITY FEEDBACK OVER THE CHRISTMAS NEW YEAR PERIOD**

The General Manager People and Community Partnerships summarised the report, concluding that overall, it had been a very positive summer in the Taupō district. She thanked staff members for their work during the period.

A member expressed the view that the speed hump installed on Wharewaka Road was not fit for purpose.

Other members commended the Council team, including for the summer activation of the Roberts Street area; and the ambassadors and volunteers who were visible helping people out in the community.

TDC202402/043 RESOLUTION

Moved: Cr Danny Loughlin

Seconded: Cr Kylie Leonard

That Council notes the content of this report regarding key highlights and community feedback over the Christmas and New Year period 2023/24.

CARRIED

Note: All members present at the Council meeting of the 1 February 2024 voted in favour of resolution TDC202402/053 above.

Page 2

5.2 REPLACEMENT POWER OF ATTORNEY FOR SIGNING DEEDS ON BEHALF OF COUNCIL

The Senior Solicitor summarised the report.

TDC202402/04 RESOLUTION

Moved: Cr Anna Park
Seconded: Cr Rachel Shepherd

That Council:

1. Revokes the existing Power of Attorney dated 4 May 2021 and approves a new replacement Power of Attorney in the form attached to the agenda, effective from the date the deed is signed; and
2. Authorises the Mayor and Deputy Mayor to execute the new Power of Attorney in the form attached to the agenda.

CARRIED

Note: All members present at the Council meeting of the 1 February 2024 voted in favour of resolution TDC202402/064 above.

5.3 NUKUHAU BOAT PENS

The Parks Manager – Open Space summarised the proposal, the benefit of which would be a more streamlined method of dealing with the Nukuhau boat pens via permits, rather than licences to occupy allocated by the Taupō Reserves and Roding Committee every three years. In answer to questions, he advised that:

- Boats were coming in and out of the pens all the time.
- The relevant Reserve Management Plan (RMP) specified that boats cannot be worked on within the pens, nor could they just sit there for years without being moved.
- Under the RMP, boats could occupy the pens for three years, with one right of renewal (six years in total). After that point, the boats were moved off the reserve land and stored on private property.

Members agreed to change the approach to allocation of the Nukuhau boat pens, by delegating authority to the Chief Executive to issue permits. It was noted that fees would be set through Council's Long-term Plan process.

TDC202402/05 RESOLUTION

Moved: Cr Danny Loughlin
Seconded: Cr Anna Park

That Council delegates authority to the Chief Executive to allocate short term [up to three (3) year] permits for occupation and use of Nukuhau boat pens, pursuant to s 53 of the Reserves Act 1977.

CARRIED

Note: All members present at the Council meeting of the 1 February 2024 voted in favour of resolution TDC202402/05 above.

5.4 TŪRANGI KIWI HOLIDAY PARK

His Worship the Mayor welcomed Tūrangi Co-Governance Committee member, Ms Lauren Fletcher, who was present online via MS Teams.

The Executive Manager Housing and Property Investment summarised the report, which contained recommendations from the Tūrangi Co-Governance Committee. He answered questions and the following additional points were noted:

- Council would determine how any monies received via the Public Works Act 1981 offer-back process would be spent.
- The offer-back process was expected to take up to 24 months. The original owners would need to be identified; meetings held; and negotiations completed.
- A process would be set up to ensure the land was maintained during the offer-back period.
- The land was currently zoned residential, so could be used for housing in future.
- Current market value would be the starting point for offer-back negotiations.
- Wider consultation was not required.
- If the original owners did not want the land, then the Council would be guided by Māori Land Court processes.
- A lot of buildings had already been removed from the site, however some buildings still remained and people were living on site. There would need to be further discussions about removal of remaining buildings in future.

The Tūrangi Co-Governance Committee's recommendations were adopted.

TDC202402/06 RESOLUTION

Moved: Cr Anna Park

Seconded: Cr Sandra Greenslade

That Council adopts the recommendation TCG202312/05 by the Tūrangi Co-Governance Committee and directs officers to:

1. delegate authority to the Chief Executive to sign the Sale and Purchase Agreement to purchase the STS Holidays Ltd lease of the land at 13 Te Reiti Tamara Grove, Tūrangi on which the Tūrangi Kiwi Holiday Park is located, with no money exchanging hands.
2. close the Campground permanently;
3. declare the Land surplus for the purposes of s40 of the Public Works Act 1981; and
4. comply with any offer-back obligations it has under s40(2) of the Public Works Act 1981 and seek a recommendation from the Tūrangi Co-Governance Committee regarding the terms of any offer-back.

CARRIED

Note: All members present at the Council meeting except Cr Duncan Campbell voted in favour of resolution TDC202402/06 above. Cr Duncan Campbell abstained from voting.

5.5 OVERVIEW OF COUNCIL MEETING AGENDA ITEMS FOR 2024

The Chief Executive answered questions and the following points were noted:

- Taupō Sculpture Trust sculpture decisions would be required, hence the inclusion of those items on the list.
- The next six months would be busy, in particular with key Long-term Plan 2024-34 decisions to be made.
- Meetings with the Waikato Regional Council Taupō-Rotorua ward councillor; the local Member of Parliament; and other partners including Police and the Ministry of Social Development would be diarised.

TDC202402/07 RESOLUTION

Moved: Cr Karam Fletcher

Seconded: Cr Christine Rankin

That Council receives the overview of Council meeting agenda items for the 2024 calendar year.

CARRIED

Note: All members present at the Council meeting of the 1 February 2024 voted in favour of resolution TDC202402/07 above.

6 NGĀ KŌRERO TŪMATAITI | CONFIDENTIAL BUSINESS

TDC202402/08 RESOLUTION

Moved: Cr Anna Park

Seconded: Cr Yvonne Westerman

RESOLUTION TO EXCLUDE THE PUBLIC

I move that the public be excluded from the following parts of the 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 the passing of this resolution
Agenda Item No: 6.1 Confirmation of Confidential Portion of Extraordinary Council Minutes - 19 December 2023	Section 7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information Section 7(2)(h) - the withholding of the information is necessary to enable [the Council] to carry out, without prejudice or disadvantage, commercial activities	Section 48(1)(a)(i)- the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 7

Ordinary Council Meeting Minutes

1 February 2024

	Section 7(2)(i) - the withholding of the information is necessary to enable [the Council] to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	
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CARRIED

Note: All members present at the Council meeting of the 1 February 2024 voted in favour of resolution TDC202402/08 above.

The meeting closed at 1.40pm with a karakia recited by Cr Karam Fletcher.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 27 February 2024.

.....
CHAIRPERSON

Confidential Council Meeting Minutes

1 February 2024

**TAUPŌ DISTRICT COUNCIL
MINUTES OF THE CONFIDENTIAL COUNCIL MEETING
HELD AT THE COUNCIL CHAMBER, 107 TE HEUHEU STREET, TAUPŌ
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IN ATTENDANCE: Chief Executive (J Gardyne), General Manager Organisation Performance (S Matthews), General Manager Operations and Delivery (A Moraes), General Manager People and Community Partnerships (L O'Brien), General Manager Strategy and Environment (W Zander), Legal and Governance Manager (N McAdie), Executive Manager Housing and Property Investment (P King), Community Engagement and Development Manager (H Tattle), District Customer Relations Manager (T Russell), Infrastructure Manager (R Stokes), Events and Venues Manager (S Giles), Property Manager (S Attenborough), Project Management Office Manager (P Fletcher), Executive Manager to the Mayor (J Later), Digital Content Creator (C Hollinger), Committee Advisor (D Periam), Governance Quality Manager (S James)

MEDIA AND PUBLIC: Nil

CONFIDENTIAL BUSINESS

6.1 CONFIRMATION OF CONFIDENTIAL PORTION OF EXTRAORDINARY COUNCIL MINUTES - 19 DECEMBER 2023

TDC202402/C01 RESOLUTION

Moved: Cr John Williamson
Seconded: Cr Rachel Shepherd

That the minutes of the Council meeting held on Tuesday 19 December 2023 be approved and adopted as a true and correct record.

CARRIED

Note: All members present at the Council meeting of the 1 February 2024 voted in favour of resolution TDC202402/C01 above.

The meeting closed at 1.40pm with a karakia recited by Cr Karam Fletcher.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 27 February 2024.

.....
CHAIRPERSON

TAUPŌ DISTRICT COUNCIL

NOTICE OF MOTION

I Duncan Campbell, give notice that I intend to move the following motion at the Taupō District Council meeting to be held on 27 February 2024:

1 Officers present to Council for consideration no later than 30 July 2024, the public consultation findings and proposed details for any new lease for the Motutere Top 10 Holiday Park.

2. Any new lease to include a clause that states the lessee will be required to adhere to the recommendations of the Motutere Reserve Management Plan when it is completed and adopted by Council.

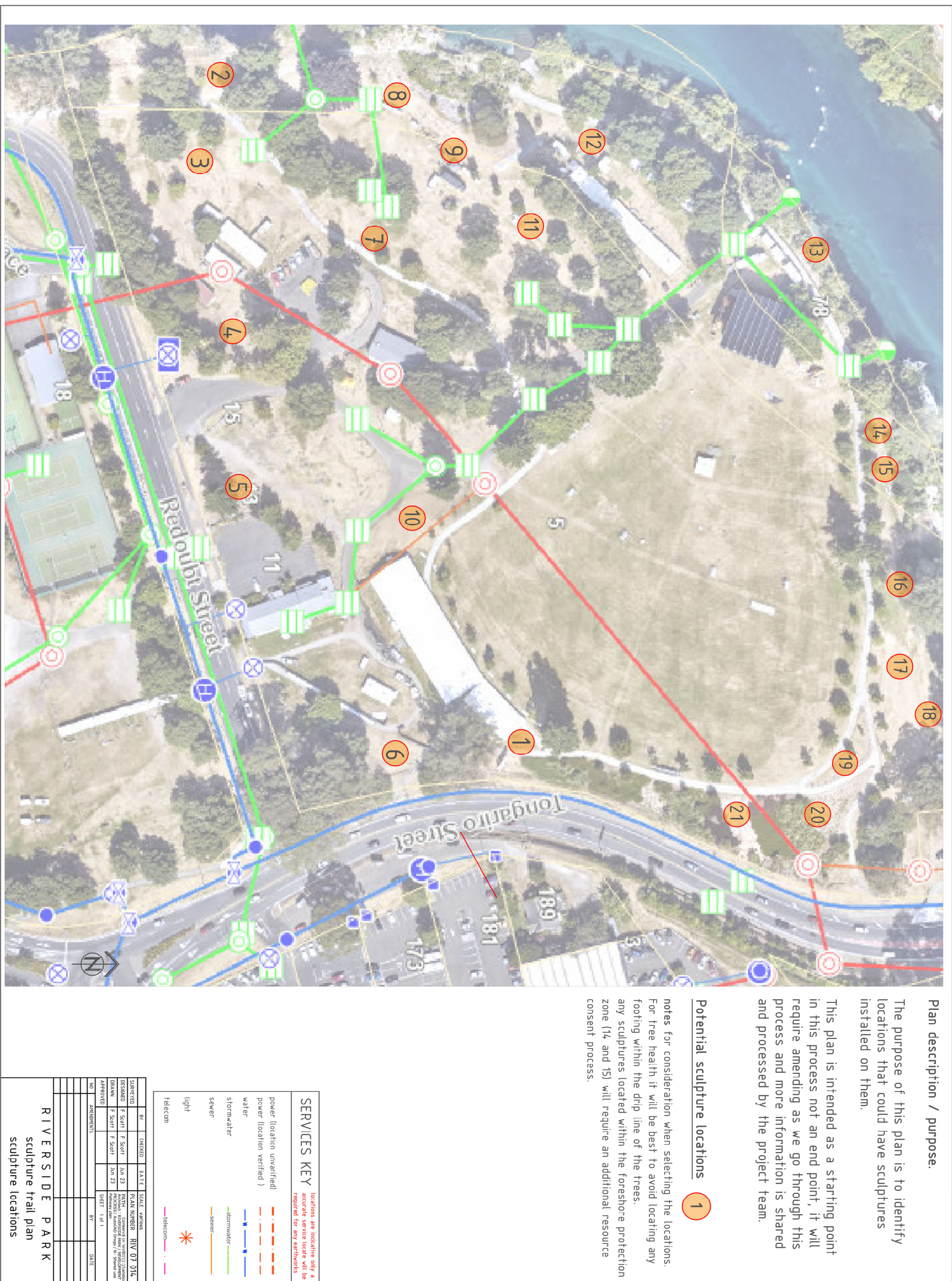
The Motutere Top 10 Holiday Park owner John Tilton requires a new lease in place by August 2024 in order to gain finance to complete the final capital works requirements of Overseas Investment Agency (OIA). It was his investment that has made the park what it is today, which is a significant tourist drawcard and its future success will be of interest to the entire district.

Having a new 33y lease will remove uncertainty surrounding the future of this holiday park, to which the Motutere Reserve Management Plan review is a separate matter and does not need to hold up this process.

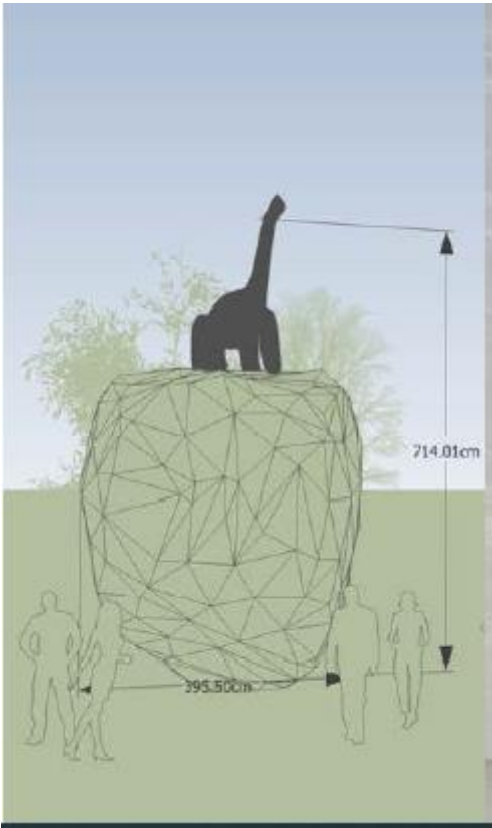


Signed by mover:

Date: 19 Feb 2024







Dated *18 August*

2020

**MEMORANDUM OF
UNDERSTANDING**

PUBLIC ART

TAUPO DISTRICT COUNCIL

TAUPO SCULPTURE TRUST

**MEMORANDUM OF UNDERSTANDING
PUBLIC ART**

DATED 18 August

2020

BETWEEN **TAUPO DISTRICT COUNCIL** a body corporate under the Local Government Act 2002 (**Council**).

AND **TAUPO SCULPTURE TRUST** a duly incorporated charitable trust under the Charitable Trusts Act 1957 having its registered office in Taupo (**the Trust**).

BACKGROUND

- A. The Trust has as one of its charitable purposes "*to encourage the acquisition and installation of a collection of contemporary sculptures in public areas within the Taupo District to foster appreciation, participation and expression of art and to enhance the urban environment*".
- B. In its 2018 - 2028 Long Term Plan (**LTP**) Council indicated its intention to develop a public art collection and to create a sculpture trail which **will** form another attraction for both local residents and visitors to enjoy.
- C. Council's 2018 - 2028 LTP provides (contestable) funding of up to \$25,000.00 per annum to be applied by Council towards developing a public art collection, and up to \$100,000.00 in the financial year 2020-2021 for a notable sculpture.

The contestable funding of \$25,000.00 shall accumulate year on year should it not be spent.
- D. This Memorandum establishes and provides for a clear understanding of the basis and ongoing conduct of the relationship between Council and the Trust in relation to the development of a public art collection.

TERMS OF THIS MEMORANDUM

1. TERM

- 1.1 This Memorandum commences on the date it is signed by both parties and **will** end when one party gives the other notice in writing terminating this Memorandum.

2. OBJECTIVE

- 2.1 The objective (common goal) of the parties in entering this Memorandum is to develop and expand a collection of public art (**sculptures**) in Taupo. For this purpose the parties acknowledge that any public art **will** be owned and maintained by Council for the benefit of its communities.

3. PRINCIPLES

3.1 The parties agree that they **will** meet all obligations imposed upon them in this Memorandum by acting in all respects with due diligence and in accordance with the following principles (**principles**):

- (a) the establishment of a relationship based on mutual trust;
- (b) the shared intention to achieve, by constructively working together, the maximising of benefit to the parties;
- (c) openness, promptness, consistency and fairness in all dealings and communications between the parties;
- (d) non-adversarial dealings between the parties and constructive mutual steps both to avoid differences and to identify solutions; and
- (e) open prompt and fair notification and resolution between the parties of any differences or disputes which may arise.

3.2 In regard to the above, the parties agree that it is crucial for the successful attainment of the objective of this Memorandum that good lines of communication are maintained and that all necessary consultation and communication to be undertaken in the terms of this Memorandum is undertaken in good faith.

4. NO FETTERING OF POWERS

4.1 The Trust expressly acknowledges that nothing in this Memorandum does or **will** restrain, limit or otherwise fetter the exercise by Council of the powers, duties and discretions which Council has at Law.

4.2 For the avoidance of doubt:

- (a) nothing in this Memorandum prevents Council from entering into similar memoranda with other parties with respect to developing and expanding a collection of public art or sculptures in Taupo; and
- (b) the funds allocated by Council in its LTP (as outlined in background recital C (above)) are contestable to the intent that they are not reserved for the Trust (or any other party).

5. GENERAL OBLIGATIONS

5.1 In relation to this Memorandum, Council will:

- (a) act consistently with the principles, including acting with the level of care, skill and diligence consistent with the principles;

- (b) identify and provide all personnel, processes and resources required to meet its obligations in accordance with this Memorandum;
- (c) at all times deal with the Trust and its employees and contractors in good faith;
- (d) keep the Trust informed in relation to this Memorandum including promptly advising the Trust of any significant risks (including changes) of which Council is aware relating to or affecting this Memorandum (or the attainment of the objective);
- (e) not intentionally or recklessly damage the reputation of the Trust; and
- (f) provide timely responses, information and assistance reasonably requested by the Trust.

5.2 The Trust will:

- (a) maintain a close, co-operative and collaborative working relationship with Council, including open communication;
- (b) act consistently with the principles, including acting with the level of care, skill and diligence consistent with the principles;
- (c) at all times deal with Council and its employees and permitted contractors in good faith;
- (d) keep Council informed in relation to this Memorandum including promptly advising Council of any significant risks (including changes) of which it is aware relating to or affecting this Memorandum (or the attainment of the objective) and how any risks are or will be mitigated;
- (e) not intentionally or recklessly damage the reputation of, or adversely affect the business operations or assets of, Council;
- (f) provide timely responses, information and assistance reasonably requested by Council; and
- (g) comply with all relevant Law.

6. TRUST'S SPECIFIC OBLIGATIONS

6.1 In pursuance of the objective, the Trust will, at its cost:

- (a) identify sites within the Taupo District for the location and installation of sculptures and obtain approval from Council for each site;
- (b) for each site identified, prepare a site-specific brief identifying the proposed installation location, allowable sizes and other related conditions for the site. The brief shall also request information from the sculptors relating to materials proposed to be used, together with any operational and maintenance costs;

- (c) use a professional process to select sculptors to submit artistic proposals/concept designs that comply with the site brief;
- (d) consider all artistic proposals submitted for each site and make a selection that will then be submitted to Council;
- (e) pay for 50% of the cost of each sculpture approved by Council, including the commissioning;
- (f) provide a representative to work with Council throughout the total project development period, including commissioning, installation and handover/acceptance stages; and
- (g) take the lead in introducing sculptures to the community.

7. COUNCILS' SPECIFIC OBLIGATIONS

7.1 In pursuance of the objective, Council will, at its cost:

- (a) confirm site availability and identify in-ground infrastructure and other relevant information in respect of proposed sculpture locations;
- (b) (subject to clauses 4.2 and 8.2) provide 50% of funding for the purchase and 100% of the cost of installation of each sculpture (up to a maximum of \$25,000.00 per annum);
- (c) (subject to clauses 4.2 and 8.2) provide 50% of funding for the purchase and installation of a notable sculpture (up to a maximum of \$100,000.00) in year 3 of the 2018-2028 Long Term Plan.
- (d) ensure compliance with any applicable regulatory requirements, provided this does not require additional funding; and
- (e) identify any issues relating to the proposed location of the sculpture (i.e. lighting and landscaping); and
- (f) once commissioned, take full responsibility for the sculpture, including maintenance and insurance.

8. PROJECTS

- 8.1 The parties acknowledge that it is critical to the success of achieving the objective that the direct and indirect costs of each respective sculpture are clearly identified (including all costs associated with any necessary site works and installation of the sculpture, and also including any ongoing costs).
- 8.2 In regard to the above, it is acknowledged by the parties that once the Trust has identified a sculpture, and once the sculpture and its costs and proposed location are approved by Council, Council will commission and contract with the artist to

construct and install the sculpture on Council land (to the intent that Council will meet all costs and obligations in respect of any contract).

8.3 For the avoidance of doubt:

- (a) the parties acknowledge that all costs incurred in relation to the commissioning of the erection and installation of any sculpture (including any project management) will be shared equally (to the intent that Council's share will be met wholly from the budget Council has allocated in its LTP); and
- (b) Council will not enter into any contract for the commissioning (construction and installation) of any sculpture until it has a separate written agreement with the Trust and has received from the Trust sufficient funds (to be held by Council in Trust) to be applied towards the costs of the construction and installation of the applicable sculpture.

9. MEETINGS

- 9.1 The parties' representatives shall meet as and when reasonably required by any party to discuss matters of and incidental to this Memorandum. The parties' representatives shall ensure that all meetings held pursuant to this clause are accurately minuted. All actions resolved to be taken by any party shall be performed within a reasonable time after the meeting.

10. PUBLIC ANNOUNCEMENTS

- 10.1 No party shall issue or make any public announcement or statement regarding this Memorandum (or any sculpture) unless prior that party furnishes the other party with a copy of such announcement or statement and obtains the approval of the other party, such approval not to be unreasonably withheld, it being recognised however that the parties will endeavour to ensure that any public announcements or statements under this Memorandum are made jointly.

11. PROPERTY

- 11.1 The Trust acknowledges that Council will obtain both the outright legal and beneficial title in sculptures that are commissioned under this Memorandum (to the intent that all contributions (including monetary) made by the Trust to Council under this Memorandum are by way of unconditional and irrevocable gift).

12. COPYRIGHT

- 12.1 The Trust acknowledges that Council will own the copyright in each sculpture that is commissioned under this Memorandum including, where applicable, any concept drawings and designs (unless agreed otherwise in any commission contract under clause 8.2).

12.2 In negotiations for any contract proposed to be entered into pursuant to clause 8.2 Council will canvass the extent to which the sculptor's moral rights under Part 4 of the Copyright Act 1994 are to be recorded or observed (including under section 96(2)(b) of the Act and in relation to the matters addressed in clauses 13 – 15 of this Memorandum).

12.3 The parties acknowledge that section 73 of the Copyright Act 1994 will apply to sculptures commissioned pursuant to this Memorandum.

13. NON DESTRUCTION & ALTERATION

13.1 Council agrees not to intentionally destroy, damage, alter or modify any sculpture that is commissioned under this Memorandum in any way whatsoever.

13.2 In the event that any sculpture that is commissioned under this Memorandum is destroyed, damaged, altered or modified, then the Trust shall have the right to require that the sculpture be no longer represented as the work of its artist.

14. MAINTENANCE & REPAIRS

14.1 Council will, from time to time, carry out any necessary cleaning, maintenance and repair to any sculpture that is commissioned under this Memorandum.

14.2 The Trust shall, if appropriate, be given the opportunity to request the artist to carry out any repairs or maintenance to any sculpture that is commissioned under this Memorandum (however, Council shall not be obliged to engage (by way of separate written agreement) the artist for any such repairs or maintenance).

14.3 As appropriate, the Trust will provide Council any instructions it receives from an artist for the ongoing maintenance of any sculpture that is commissioned under this Memorandum.

15. RELOCATION OF THE WORK

15.1 If, for whatever reason, it becomes necessary to relocate any sculpture that is commissioned under this Memorandum, Council shall consult with the Trust regarding transportation and relocation.

15.2 If, for whatever reason, the Trust does not agree with the method of transportation or has concerns with the site selected for relocation of the sculpture, then the Trust shall have the right to require that the sculpture be no longer represented as the work of its artist.

15.3 Council acknowledges and agrees that any sculpture commissioned pursuant to this Memorandum will remain on public display in the Taupo District.

16. DISPUTE RESOLUTION

- 16.1 If the parties are unable to resolve a dispute by negotiation within a reasonable time either party may require the dispute to be escalated for resolution by their respective Chief Executives or equivalent officers.
- 16.2 Notwithstanding the existence of a dispute and the operation of this clause 16, each party must continue to perform its obligations under this Memorandum pending resolution of the dispute. Nothing in this Memorandum affects the right of a party to institute court proceedings seeking urgent injunctive relief.

17. CREDIT

- 17.1 The Trust acknowledges that Council does not guarantee or otherwise accept any liability for the obligations of the Trust under this Memorandum or otherwise (including in relation to any sculpture).
- 17.2 For the avoidance of doubt, the Trust has no authority or power to bind Council or to pledge its credit.

18. TRANSFER & ASSIGNMENT

- 18.1 The Trust may not assign, transfer or otherwise deal with any of its rights or obligations under this Memorandum without the prior written consent of Council.

19. AGENCY

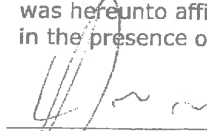
- 19.1 Nothing expressed or implied in this Memorandum will constitute either party as the partner, agent, employee or officer of, or as a joint venture
- 19.2 with, the other party. Neither party will make any contrary representation to any other person.

20. AGREEMENT

- 20.1 This Memorandum is entered into by both parties in a spirit of goodwill and in light of the objective set out above.
- 20.2 This Memorandum is intended to form the basis of a meaningful long-term relationship and may be amended or expanded by written agreement.

EXECUTED BY THE PARTIES

**THE COMMON SEAL OF THE
TAUPO DISTRICT COUNCIL**)
was hereunto affixed)
in the presence of)



Mayor

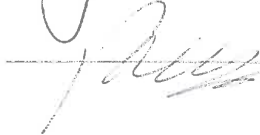


Chief Executive

**THE COMMON SEAL OF THE
TAUPO SCULPTURE TRUST**)
was hereunto affixed)
in the presence of)



Chairperson/Trustee



Deputy
Chairperson/Trustee



Taupō District Council

Annual Dog Control

Report 2022/2023

Dog Control Act 1996 Section 10A

This report has been prepared by:

R. McDonald

Compliance & Regulatory Manager - Taupō District Council



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- 1. Introduction**
- 2. Section 10A(1)(a) - Dog Policy**
- 3. Section 10A(1)(b) - Summary of Practices**
- 4. Summary of Animal Control Activity in 2022/23**
- 5. Section 10A(2)(a-g) – Reporting Data for 2022/23**
- 6. Previous Section 10A(2)(a-g) – Reporting Data for 2021/22**
- ANNEX A - Dog Control Act 1996 Section 10A**

1. Introduction

As we reflect on the accomplishments and challenges of the past reporting year, it is with great pleasure that we present this annual report, an overview of our organisation's practice and performance.

Throughout the reporting period, our commitment to effective and fair practice has been the driving force behind our endeavours. This annual report serves as a testament to the dedication of our team, and the positive impact we continue to make in our community. From innovative thinking and collaborative partnerships to education and a responsibility to ensure the safety of our community, each section of this report encapsulates the essence of our collective efforts.

In the following pages, you will find detailed insights into what we have accomplished over the reporting period. We aim to provide our community with a clear understanding of what we do and the values that guide our actions.

As we navigate the extremely challenging environment of animal control, our team would like to take the opportunity to express gratitude to all those who have contributed to our success. We look forward to continued growth and positive impact, and we appreciate your continued support as we strive for excellence in the next reporting period.



In accordance with section 10a of the Dog Control Act 1996 (the Act), territorial authorities are required to report each financial year on the administration of their dog control policy and dog control practices.

The report must include information relating to:

- The number of registered dogs in the territorial authority district;
- The number of probationary owners and disqualified owners in the territorial authority district;
- The number of dogs in the territorial authority district classified as dangerous under section 31 and the relevant provision under which the classification is made;
- The number of dogs in the territorial authority district classified as menacing under section 33A or section 33C and the relevant provision under which the classification is made;
- The number of infringement notices issued by the territorial authority;
- The number of dog-related complaints received by the territorial authority in the previous year and the nature of those complaints; and
- The number of prosecutions taken by the territorial authority under the Act.

2. Section 10A(1)(a) Dog Control Policy

Taupō District Council Dog Control Policy 2021.

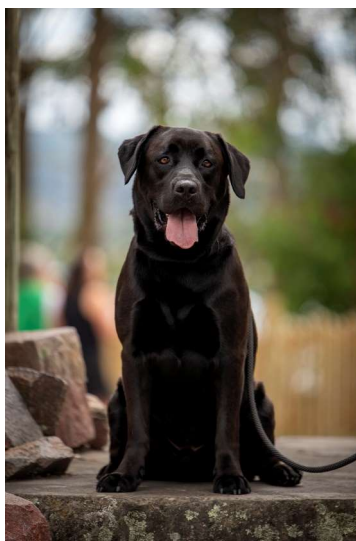
The objectives of this Policy are:

- To provide for exercise and recreational needs of dogs and their owners.
- To minimise the fear of dogs attacking or intimidating people.
- To avoid danger from uncontrolled dogs entering children's play areas.
- To minimise danger, distress, and nuisance caused by dogs.
- To have all dogs registered and micro-chipped.

The principles of the Policy are:

- Taupō District Council places a high priority on ensuring that dogs are registered.
- Taupō District Council recognises that the large majority of dog owners are very responsible and, as a result, the interaction between dogs and the public is generally positive.
- Dogs need the ability to exercise unrestrained and within a social setting. There are designated dog exercise areas throughout the District. Dog owners are encouraged to act responsibly, evaluate the circumstances, and then take all reasonable steps to ensure that their dogs do not cause a nuisance, in these areas.
- Taupō District Council believes that conflicts can be resolved and managed in a way that protects the public, manages the pet population, prevents cruelty to animals, and balances the interests of many people in the community.

The Compliance Team is committed to supporting the Policy, Legislation, and Bylaws and how it relates to the control of dogs alongside the obligations of the Taupō District Council.



3. Section 10A(1)(b) Summary of Practices

The Animal Control functions of the Dog Control Act 1996 are managed by our Compliance Team. This is made up of:

- A Manager
- A Team Leader;
- A Senior Compliance Officer;
- 6 x Compliance Officers;
- A Pound Keeper Compliance Officer; and
- A Part-time Pound Keeper Assistant

The Council Animal Control facility is located at 131 Centennial Drive Taupō along with the Pound/ Animal Shelter. There is also a small Pound/ Animal Shelter located at Turangi, this is not open to the public and houses dogs on a temporary basis only.

This Taupō facility is operated by Council staff and acts as a welfare centre for day to day care of animals as well as being available for companion animals during a major event such as a natural disaster. It has kennelling for 42 dogs, an exercise yard, and three amnesty drop cages.

The Council Animal Control facility is co-located next to the Taupō SPCA which we work closely with when dealing with animal welfare issues and rehoming of dogs. Rehoming is also undertaken with other animal rescue centres, pet shops, and through our own dedicated Facebook page.

Registration services are available at our Taupō facility as well as low-cost micro-chipping, leads, and collars.

4. Summary of Animal Control Activity in 2022/23

Insights into a portion of our activity

Our team focuses on building great relationships with our community. We achieve this through ensuring that we have positive interactions and support our communities, our dogs, and their owners. We offer education programs, information, and advice regarding animal control to promote the benefits of cooperative compliance.

When we are required to carry out enforcement action we do it with reason and compassion taking into account individual circumstances where appropriate. This creates a safer place for our community and their dogs.

Dog Registration

Dog registration for the 2022/23 year was completed at 99.2 percent of known dogs in the district being registered achieving our target of 99%.

Like the last registration period, we did not apply penalty rates due to the general economic pressure on our dog owners. Our process involved an initial letter and then a reminder letter and or phone call. Come September If dog owners continued to fail to register their dogs, they were infringed and the dog(s) were then seized and impounded unless they were able to pay immediately and provide proof of payment.

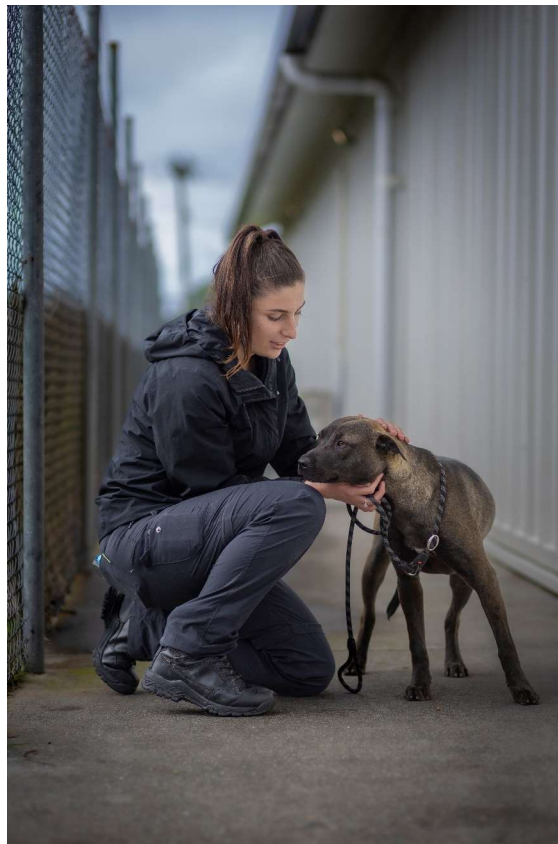
All dog owners then have the capacity to make an objection to the infringement and these explanations are considered case by case. If the explanation provided was considered valid then the infringement was cancelled. We monitor those owners in the future to ensure compliance continues.

Our Pound

Our pound is a great success story and we continue to monitor our procedures to ensure that best practice is undertaken for the care of dogs.

We focus heavily on the way the facility is cleaned and maintained to ensure that the appropriate precautions are taken to mitigate the introduction of diseases. Like many pounds, we have had an ongoing battle with parvovirus, and with the introduction of new processes and equipment, we are in a strong position to ensure that it is kept at a minimum.

We are continuing to make progress on our ongoing pound upgrade project which is to bring our facility and equipment up to a higher than standard facility for our dogs and our team.



Our Team

The Compliance Team aims to promote responsible dog ownership and deliver the highest quality of animal care and control services through engagement with the people and dogs in our communities.

We continually seek to improve our practices to ensure that the response from the Council is fair, measured, and in the best interest of the community and our dogs. Our Compliance Officers respond (in most cases) immediately to complaints and our focus is to attain the best outcome for all while achieving cooperative compliance.

Barking Dogs

In Taupō district nuisance barking complaints continue to account for a moderate number of our service requests. Most complaints are resolved once the owner has been made aware of the barking. If this fails then our team engages with dog owners to provide advice and methods to resolve these issues.

Roaming Dogs

We have seen an increase in the number of roaming dogs which is in line with most districts in New Zealand. The proactive patrolling of our team and complaints made have also affected this number by more non-compliance being detected. Our team engages with the offending dog owners to mitigate further instances of roaming.

In most instances, if a registered dog is picked up the dog is returned to the owner with a warning, rather than impounding. This means that fewer dogs are required to be processed through the pound. Reducing the risk of bringing contamination into our facility and less strain on our team and our resources.

Where we encounter repeat offenders we maintain the ability to enforce through warning notices and or infringements.

**Dog Attacks and Aggressive Behaviour**

Every reported incident is investigated, and upon completion of the investigation, a decision is made as to what action is appropriate in accordance with the requirements of the Dog Control Act 1996.

When an investigation is completed we use an attack matrix to determine a guideline of enforcement options. We continue to work alongside NZ Police when we have serious incidents and have been successful in gaining appropriate outcomes. Our primary aim in these matters is the safety of the community and other animals. The final enforcement options taken vary as each incident is assessed on its merits.

Dog Education

Dog education is provided by the Compliance Team and the Dog Smart Programme is presented mainly to primary school and preschool-age children as well as community groups. We have run a successful campaign through the majority of schools in our district taking the opportunity to have our team present the program

Relevant information for dog owners of their responsibilities is displayed through signage and regular features through the Council information systems, local newspapers, and radio advertising.

Rehoming Dogs

Taupo District Council Compliance Team aims to ensure all dogs have a chance to live a happy and healthy life. This is anything but easy and even more challenging for the team due to the number of dogs that continue to come into our care. In every case where we have dogs that are either found roaming and unregistered, abandoned, or surrendered due to owners unable to cope we make every effort possible to ensure they have the opportunity to find a home.



5. Section 10A(2)(a-g) – Reporting Data for 2022/23

Dog Control Act 1996 Section 10A Report - End of Financial Year 2022/23		
10A(2)(a)	The number of registered dogs	7,727
	The number of owners	5383
10A(2)(b)	The number of probationary owners	4
	The number of disqualified owners	0
10A(2)(c)	The number of dogs in the territorial authority district classified as dangerous under section 31 and the relevant provision under which the classification is made:	29
	Section 31(1)(a) Conviction under Section 57A(2)	0
	Section 31(1)(b) Sworn Evidence	18
	Section 31(1)(c) Owner admission	11
10A(2)(d)	The number of dogs in the territorial authority district classified as menacing under section 33A or section 33C and the relevant provision under which the classification is made:	129

	Section 33A	90
	Section 33C	39
10A(2)(e)	The number of infringement notices issued by the territorial authority:	1009
10A(2)(f)	The number of dog-related complaints received by the territorial authority in the previous year and the nature of those complaints:	2626
	Animal Care/Welfare	77
	Dogs/Animal Management and After Hours	294
	Attack	108
	Barking	338
	Lost/Found	282
	Pound/Impounding	621
	Registration checks	318
	Roaming/Fouling	516
	Rushing/Aggression	72
10A(2)(g)	The number of prosecutions taken by the territorial authority under this Act.	0

6. Previous Section 10A(2)(a-g) – Reporting Data for 2021/22

Dog Control Act 1996 Section 10A Report - End of Financial Year 2021/22		
10A(2)(a)	The number of registered dogs	7,537
	The number of owners	5,168
10A(2)(b)	The number of probationary owners	2
	The number of disqualified owners	3
10A(2)(c)	The number of dogs in the territorial authority district classified as dangerous under section 31 and the relevant provision under which the classification is made:	27
	Section 31(1)(a) Conviction under Section 57A(2)	0
	Section 31(1)(b) Sworn Evidence	19
	Section 31(1)(c) Owner admission	8
10A(2)(d)	The number of dogs in the territorial authority district classified as menacing under section 33A or section 33C and the relevant provision under which the classification is made:	133
	Section 33A	93

	Section 33C	40
10A(2)(e)	The number of infringement notices issued by the territorial authority:	830
10A(2)(f)	The number of dog related complaints received by the territorial authority in the previous year and the nature of those complaints:	
	Animal Care/Welfare	48
	Dogs/Animal Management and After Hours	214
	Attack	100
	Barking	370
	Lost/Found	278
	Pound/Impounding	509
	Registration checks	513
	Roaming/Fouling	378
	Rushing/Aggression	57
10A(2)(g)	The number of prosecutions taken by the territorial authority under this Act.	0

ANNEX A

Dog Control Act 1996 Section 10A

Territorial authority must report on dog control policy and practices

(1) A territorial authority must, in respect of each financial year, report on the administration of—

(a) its dog control policy adopted under section 10; and

(b) its dog control practices.

(2) The report must include, in respect of each financial year, information relating to—

(a) the number of registered dogs in the territorial authority district:

(b) the number of probationary owners and disqualified owners in the territorial authority district:

(c) the number of dogs in the territorial authority district classified as dangerous under section 31 and the relevant provision under which the classification is made:

(d) the number of dogs in the territorial authority district classified as menacing under section 33A or section 33C and the relevant provision under which the classification is made:

(e) the number of infringement notices issued by the territorial authority:

(f) the number of dog related complaints received by the territorial authority in the previous year and the nature of those complaints:

(g) the number of prosecutions taken by the territorial authority under this Act.

(3) The territorial authority must—

(a) give public notice, as defined in section 5(1) of the Local Government Act 2002, of the report; and

(b) make the report publicly available, as described in section 5(3) of that Act.

Please contact the Taupō District Council Compliance Team if you have any questions regarding this report.



TAUPŌ DISTRICT COUNCIL

PERFORMANCE REPORT

JANUARY 2024

JANUARY 2024

JULIE GARDYNE

TUMU WHAKARAE | **CHIEF EXECUTIVE**

Welcome to the first performance report of 2024, and I hope you all enjoyed a good break with family and friends over Christmas.

It was great to see Taupō District bustling over the summer period and, as we reported back to Council at the beginning of February, retail spend up was up over the Christmas holiday period as were the number of international visitors anecdotally as well. With many events and activities taking place over the holidays, there was something to cater for both those visiting and part of our community. Unfortunately, the weather did impact the New Year's celebrations, but we were still able to host the "Big Bang" firework display at midnight which was an impressive show.

While much of the Council team managed a well-deserved break, there were many staff working to ensure everything continued to run smoothly through the peak season, and I want to recognise those that worked through.

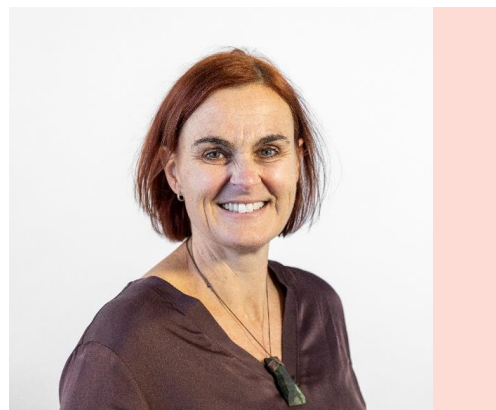
Rewinding to the end of 2023, we celebrated the end of the year with the TDC staff awards. It was a great opportunity to come together to celebrate the significant achievements of individuals, teams, and the organisation, and to reflect on what was an amazing year. The award winners were recognised via the 140 nominations sent in, highlighting the great work of our staff. Congratulations to all the winners, and of course to our supreme kotahitanga overall winner for 2023 – Andy Taylor, Communications Specialist.

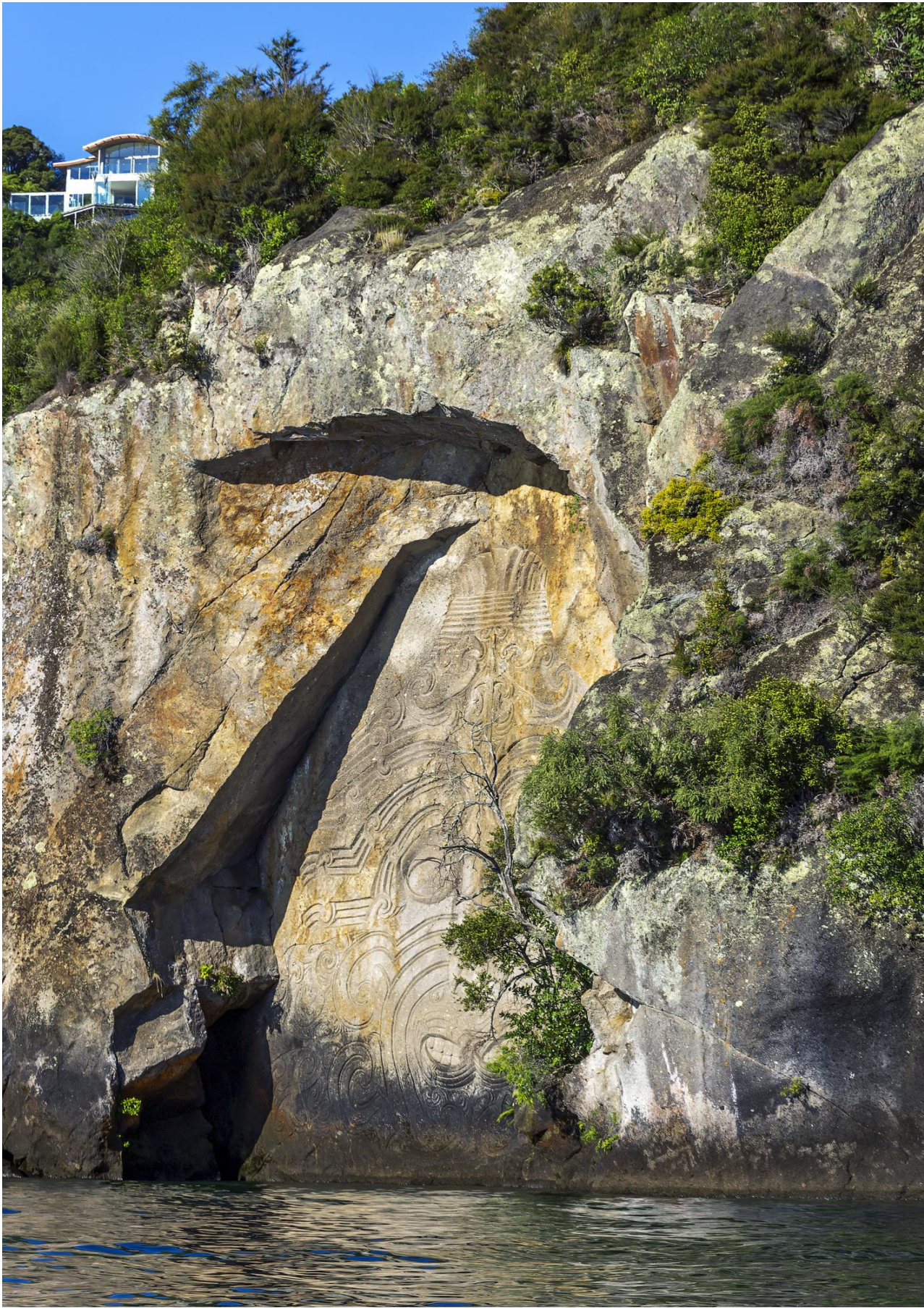
We started off 2024 with the announcement that Andrew Moraes, General Manager Operations and Delivery, has accepted the role of Chief Executive for the Rotorua Lakes Council. In his time here in Taupō, Andrew has made a significant contribution to our project management framework, to the delivery of our capex programme, and to the operations of the organisation, particularly our customer focus. I would like to thank Andrew for his support, being a great colleague and his extremely hard work. I wish him and his family all the best for the new role in Rotorua, and I will look forward to continuing to work with him with the Waikato and Bay of Plenty councils.

We have a very exciting year ahead, particularly with our key international events (Supercars and Ironman 70.3 World Championships), and I am looking forward to the completion of some significant projects, as outlined within this report.

Ngā mihi

Julie





JANUARY 2024

SARAH MATTHEWS

KAIWHAKAHAERE MATUA – WHAKATUTUKI WHAKAHAERE
ORGANISATION PERFORMANCE
GENERAL MANAGER



What were your group highlights of the month?

A big highlight for the organisation performance group this month was the refinement of the financials and modelling for the Long-term Plan (LTP), which will enable us to have meaningful conversations with the community.

Artificial intelligence (AI) has been a big topic of conversation within the digital solutions team, particularly with the recent release of Microsoft Copilot and other emerging technology being utilised by the sector. Ongoing consideration is being given on how we might utilise AI in an effective and safe way. The team have also been busy progressing Project Quantum with a few major modules of our enterprise resource management system nearing go live.

The Legal and Governance team have been doing forward-planning, ensuring everything is in place for scheduled committee and Council meetings. They have been working on an agenda item for representative group committees to connect, reflect on achievements to date, and think about the year ahead. They are also continuing to progress actions from the Chief Ombudsman's investigation into meetings and workshop practices.

The Business Excellence team has been busy this month progressing items for the Risk and Assurance Committee meeting in March including the Risk Management Policy and Framework. The Health and Safety Strategy has also been approved by the executive team, a new health, safety and wellbeing portal has been developed for inclusion on the new intranet site, and the review of Procurement Policy and Procedure has also been progressed.

The Property team has been continuing work on the planned development of Council's East Urban Lands and planning for LTP discussions on the future of this development. Work to prepare for the new Council offices within Te Whare Hono ō Tūwharetoa is starting to ramp up as the build progresses and our move in date gets closer.

Our group has seen some positive appointments in the recruitment space, and we have filled the Senior Financial Planner, Senior Financial Accountant, Finance Business Partner, and Business Analyst roles with some incredibly talented and experienced people. There are still vacancies in the Corporate Solicitor, Financial Accountant, Knowledge Management Team Lead, and Risk Advisor roles.

What were your group challenges of the month?

Continued recruitment for the Risk Advisor and Corporate Solicitor roles have led to some long vacancies in the Business Excellence and Legal and Governance teams.

The continued uncertainty relating to LTP and Three Waters is continuing to be challenging for financial modelling and progression of this large workload.

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What is coming up in the next quarter for your team?

LTP and associated work programmes, continued progression for Project Quantum, preparing for Annual Report, training on TDC's Health, Safety and Wellbeing system and updated Procurement Procedures, and renewal of TDC's Supplier Panels.

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LIBBY O'BRIEN

KAIWHAKAHAERE MATUA –
HONONGA TĀNGATA, HAPORI
**GENERAL MANAGER - PEOPLE AND COMMUNITY
PARTNERSHIPS**



What were your group highlights of the month?

The past month has been all about partnerships with a number of highlights centred around our ever-growing relationships with others. These included the initial Mana Whakahono a Rohe working group hui held in Tūrangi, draft community response plans for Kinloch and Mangakino, hearing from the community about their aspirations for the future of Motutere Campground, finalising strategies to help connect community groups to millions of dollars of external funding and supporting Taupō Learning Centre through their partnership agreement to receive an additional \$37,000 contract to help people across the district get ready to get their driver's licence.

We know retaining a talented workforce is important, and our People and Culture team have been working in partnership with our people leaders on critical role identification as well as talent and succession planning across the organisation. This is helping us to better understand where our people-risk sits and to support our teams to put in plans to mitigate this risk.

We also received the results of our annual employment engagement survey, with our overall results improving for the fourth year running. The number of engaged employees continues to climb, mostly down to steps leaders are taking to prioritise the performance and development of staff, which we will continue to support.

What were your group challenges of the month?

We are seeing constant requests for assistance from a number of community organisations that require governance and strategic direction support. Our community development and funding teams are needing to prioritise these requests, while supporting groups who are also searching for community funding opportunities. We are continuing to see pressure come on community funds and sponsorship opportunities as tough economic conditions continue.

We have also experienced how small changes in the community can cause big ripples, such as changes to kerbside pickup days and the government changes to recycling. This has highlighted the need for community-facing teams to have as much lead-in time as possible to support our communities understand these changes.

From a recruitment perspective, things remain busy with constant onboarding of staff and some realignments within teams. Turnover remains higher than we would like, which is a constant challenge

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for our group as we not only manage onboarding and offboarding but also help our wider organisation understand how our group can support their work.

What is coming up in the next quarter for your team?

Our group's attention is very much turning to a range of upcoming engagement with the community, including the Long-Term Plan formal consultation period in April, waste minimisation plan, infrastructure strategy, Motutere Reserve Management Plan and talking to the Kinloch community about road crossings and footpaths.

We are continuing to upskill our staff in tikanga Māori with a Marae-based staff wānanga and will see the first Tūwharetoa hapū cluster hui where we will continue to grow our relationships with the 26 hapū of Tūwharetoa. We will also continue our joint management agreement negotiations with Tūwharetoa.

In the community support space, we will begin development of a diversity, equity and inclusion framework, along with a community planning framework. We are also finalising a refreshed community funding system with the last of our community funding rounds for the financial year open for applications in March.

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WARRICK ZANDER

KAIWHAKAHAERE MATUA - RAUTAKI, TAIAO
**STRATEGY AND ENVIRONMENT
GENERAL MANAGER**



What were your group highlights of the month?

The Policy team undertook the first stage of consultation with the community on the Motutere Reserve Management Plan review which included a number of successful open day sessions. We received a total of 114 responses which will help inform the direction of the review.

Plan Change 39 to the Taupō District Plan was approved in December. This lifted the residential building coverage from 30 to 35 percent and should lower compliance costs for the community through a reduced need for resource consents.

The Building Control team are supporting great progress with the construction of the new council building. The team is working closely onsite with Watts and Hughes through the inspection process.

The perceived parking issues in the new Roberts Street development have settled and people are generally compliant day to day.

What were your group challenges of the month?

The absence of several building consents staff due to sickness or leave placed pressure on the wider team even with a comprehensive backup plan in place. This resulted in slightly increased processing times in December/January. The team is back to usual levels, and this has not had a long term effect on the completion percentages.

Due to an error identified in the computer system (NCS), there is a backlog of swimming pool compliance checks that are due. The team is working to resolve this as quickly as they can and are making good progress.

What is coming up in the next quarter for your team?

Delivering the Long-term Plan consultation document and supporting information will be a key priority for the team this quarter, as well as continuing work on the Future Development Strategy to replace Taupō District 2050.

We will also be undertaking several hui with Te Rangiitā to inform the review of the Motutere Reserve Management Plan review and be consulting on the review of the Solid Waste Bylaw; and start work on the Tūrangi Reserve Management Plan.

New flooring and cage doors are to be installed at the pound during February. This will make cleaning and disease control more effective and keep the dogs better secured with less risk to staff.

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The Parks and Reserves team will form part of Strategy and Environment group as an interim reporting line arrangement post 8 March.

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ANDREW MORAES

KAIWHAKAHAERE TUKU MAHI
OPERATIONS AND DELIVERY GENERAL MANAGER

What were your group highlights of the month?

We made the most of the fantastic weather to welcome summer events such as Ironman 70.3 in December, Taupō Summer Concert and Kinloch Triathlon in January. The Mangakino pool was brimming with swimmers over the summer, with many choosing to swim in the pool rather than the lake. Using summer students who were trained as lifeguards and some of our Taupō based staff, we were able to keep the pools open for a few more weeks, over the weekend.



With the end of the summer holidays, our other summer activities have kicked into gear – we have over 1000 students enrolled in swim schools at AC Baths and Turtle pools. We've had huge numbers through the Museum, especially for the *Tūhura Tuarangi - Aotearoa in Space* exhibition.

What were your group challenges of the month?

This month saw the rollout of the new national regulations for recycling collection. The Ministry for the Environment issued national requirements that created mandatory standards to prevent contamination of recycling. This has meant that long-standing rules for what can and can't be put into recycling bins are now being strictly enforced. Unfortunately, though this was communicated in advance, many of our customers sadly either did not get the message, or continued to follow their previous habits, resulting in their recycling not being picked up. Our teams and contractors have been working hard to explain to customers and catchup where possible.

What is coming up in the next quarter for your team?

Sadly, the next quarter sees me depart TDC for my new role at Rotorua Lakes Council. I have thoroughly enjoyed running the Operations and Delivery teams and wish them all the very best for the next phase. For the team that means interim reporting line arrangements will be in place post 8 March. Nevertheless, exciting things keep on coming. Some of the highlights include:

- Preparations for the upcoming major events, Ironman New Zealand (40th anniversary) in March and Supercars championship in April are keeping the teams across the group busy and will attract both domestic and international visitors.
- Kinloch water treatment plant piling has started – a crucial step in delivering better water to the residents of Kinloch.
- Construction work on a new roundabout at the junction of Wairakei Drive and Huka Falls Road to improve safety has started and will be finished by the end of April.
- The Tūrangi street revitalisation continues with kerbing and channel being refreshed throughout the town.

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- Some proactive and much needed long-term investment in infrastructure to service the southern suburbs of Taupō will commence – this is the southern Trunk Sewer project as well as the upgrades to water and wastewater pipes along Lake Terrace.

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FINANCIAL SUMMARY

REVENUE & EXPENDITURE PERFORMANCE

Figure 1 below sets out the Revenue & Expenses for the financial year to January 2024.

Revenue is ahead of budget across most key revenue lines. In particular, our subsidies and grants revenue is higher than budget because of revenue from central Government in relation to Tūrangi Kerb & Channel funding \$1,275,000, Better-off Funding carried forward of \$484,000, 3 waters transition funding \$127,500, funding for the weighbridge at Tūrangi of \$103,000 and other grant revenue being ahead of plan by \$35,500.

Development Contribution revenue is ahead of plan by \$1,757,000, mainly due to timing of when we estimated the contributions would fall due.

Revenue from fees and charges is also tracking higher than budget by \$733,000. This is mainly due to building consents revenue being higher by \$169,000 with higher consent numbers than forecast, resource consents higher than plan by \$55,000, Solid waste revenues being ahead of plan by \$210,000, AC Baths & Turtle Pool revenue being ahead of plan by \$153,000 due to timing, revenue from venues being ahead of plan by \$141,000.

Other revenue is ahead of plan by \$221,000, this is due to insurance recoveries of \$125,000, infringements & fines ahead of plan by \$62,000 and unrealised gains on financial assets of \$47,000.

\$000	YTD Actual	YTD Budget	YTD Variance	Full year Annual	Full Year Forecast	Forecast changes	Note
REVENUE							
Rates	54,851	53,968	883	92,517	93,681	1,164	
Subsidies and Grants	4,904	2,885	2,019	7,786	7,786		
Development	4,720	2,963	1,757	5,079	5,079		
Fees and Charges	8,172	7,439	733	12,449	12,449		
Finance Revenue	4,120	4,097	23	7,024	7,024		
Other Revenue	2,266	2,045	221	8,487	8,487		
TOTAL REVENUE	79,033	73,397	5,636	133,342	134,506	1,164	
EXPENDITURE							
Personnel Costs	17,736	17,681	(55)	30,311	30,739	428	1
Depreciation	17,301	17,386	85	29,804	29,804		
Finance Costs	6,719	6,814	95	11,681	11,681		
Other Expenses	29,759	29,443	(316)	50,461	51,377	916	1
TOTAL OPERATING EXPENDITURE	71,515	71,324	(191)	122,257	123,601	1,344	
NET SURPLUS	7,518	2,073	5,445	11,085	10,905	(180)	

Figure 1: Statement of Revenue & Expenses at 31 January 2024

Total operating expenditure is greater than budget year to date by \$191,000. Personnel costs are higher than budget by \$55,000 due in part to the summer students, offset by vacancies but this has been offset by Finance costs being lower than budget by \$95,000 due to timing of loan raising. Other

JANUARY 2024

expenses are \$316,000 higher than plan due to \$111,000 of costs related to insurance claims, \$200,000 of approved unbudgeted costs relating to the Engineering Issues matter.

Changes to year-end forecast

Changes to forecast reported in prior months:

Increase in rates	1,164,000
Business Excellence team	(48,000)
DGLT support (budget error)	(107,000)
Supercars support	(480,000)
Riskpool further call	(138,871)
Net increase/(decrease) in surplus	390,129

Changes to forecast in current month:

1. In order to deal appropriately with the Engineering Issue that arose at the beginning of the financial year Council approved on 26 September funds to manage the issue. This budget was made up of \$308,170 in relation to extra payroll costs and \$261,750 for professional support from external consultants.

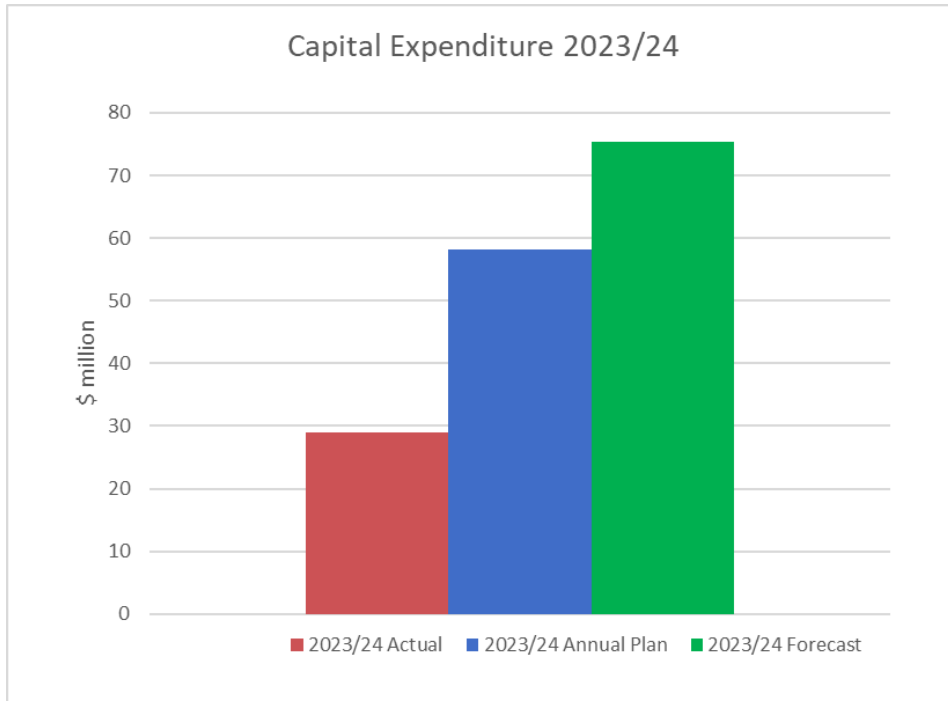
The effect of these forecasted changes decreases our 2023/24 Annual Plan surplus by \$180,000.

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3.1 CAPITAL INVESTMENT PERFORMANCE

We have deployed \$15.4m of capital expenditure for the seven months to 31 January 2024. The Annual Plan budget for 2023/24 of \$58m plus an estimated bow wave¹ from 2022/23 of \$52m, giving a total capital budget for 2023/24 of \$111m. The Project Management team is in the process of preparing a reforecast of the year end position our current estimates are approximately a \$75m capex spend for the 2023/24 year.



¹ Bow wave is the portion of unspent capital & renewals budget carried forward from last financial year

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TREASURY REPORT

TREASURY COMPLIANCE

The table below sets details our compliance with the Treasury Management Policy at 31 January 2024.

DEBT MANAGEMENT		
Measure	Compliance Status	Required by
Interest Rate Risk	✓	TMP
Funding Maturity	✓	TMP
Carbon unit coverage/ hedging	✓	TMP
Liquidity	✓	LGFA
Net Debt	✓	LGFA
Debt/ Revenue	✓	LGFA
Interest Cost/ Rates Revenue	✓	LGFA
Interest Cost/ Total Revenue	✓	LGFA
Debt affordability	Measured at the end of the financial year only	LGA
Balanced budget benchmark		LGA
Debt servicing benchmark		LGA

INVESTMENT MANAGEMENT		
Investment Maturity	✓	TMP
Counterparty Credit Limit	✓	TMP
Strategic Asset Allocation	✓	TMP

TMP= Treasury Management Policy
 LGFA= Local Government Funding Agency
 LGA= Local Government Act

Note: Carbon Units have been purchased to ensure our obligations for the 2024 financial year is covered. The cost of these units aligns to the total cost of carbon set out in the 2024 Annual Plan.

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TEL UPDATE

Funds transferred to Forsyth Barr:

NZD \$32.135m

AUD \$3.456m

GBP \$0.304m

All New Zealand and foreign shares have been transferred.

In the month of February we are transferring \$4.735m of maturing term deposits.

CEO DELEGATIONS REPORTING**CEO approval of budgeted expenditure over \$500,000:**

04/12/2023 CN000525 Elizabeth St, Stage 2 Water Renewals \$1,495,940.00

Contractor: Nolan Drainage Contractors Limited

15/12/2023 CN000512 Tirohanga Road Widening 2023-24 \$643,053.01

Contractor: Cambridge Excavators Ltd T/A Camex Civil

18/12/2023 CN000397 Water Renewals Tongariro Domain 2023 \$548,926.29

Contractor: Cambridge Excavators Ltd T/A Camex Civil

19/01/2024 CN000535 2 Mile Bay Water Pipe Renewals 2023 \$1,127,813

Contractor: Nolan Drainage Contractors Limited

02/02/2024 CN000532 Wairakei Drive/Huka Falls Road/Karapiti Road Roundabout \$1,530,291.34

Contractor: Cambridge Excavators Ltd T/A Camex Civil

07/02/2024 CN000511 Owen Delany Sports Lighting \$2,181,033.62













Contractor: Pure LED Lighting

CEO approval of unbudgeted expenditure over \$50,000: Nil to report





















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SIGNIFICANT PROJECTS













PROJECT	TIME	SCOPE	COST	RAG STATUS <i>(Required if change in rag status, or if it's red)</i>	COMMENTS
WATER					
Kinloch Drinking Standards NZ Upgrade <i>January 2024:</i>				Time: Red due to challenges with design and extremely technical foundation/piling solution to meet the contractual requirements Contractor is in the process of submitting an extension of time - the project team is currently reviewing the draft.	Upcoming Milestones: Commencement of piling on 19 February, and acceptance of detailed design. Other key details: Piling/foundation design partially approved by TDC peer reviewer, this has resulted in the contractor being able to start works and re-forecast the project timeline. Pall Novation has been completed.
<i>October 2023:</i>				Costs: Costs are expected to be higher due to increased cost fluctuations and the technical foundation/piling solution being significantly more costly than anticipated - Additional funds are requested in the Long-term Plan (LTP) for next financial year.	
Omori Drinking Standards NZ Upgrade <i>January 2024:</i>				Time: Red due to the flow on impact from the delays with Kinloch being the same contractor and their availability for resource. Contractor is in the process of submitting an extension of time - which the project team is currently reviewing in draft.	Upcoming Milestones: Acceptance of design report, site establishment planned for early March 2024. Other key details: Design is progressing well. Pall Novation has been completed.
<i>October 2023:</i>				Costs: Costs are expected to be higher due to increased cost fluctuations being significantly more costly than anticipated - Additional funds are requested in the LTP for next financial year.	

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PROJECT	TIME	SCOPE	COST	RAG STATUS <i>(Required if change in rag status, or if it's red)</i>	COMMENTS
WATER					
Tauhara Ridge Reservoir & Airport Connection <i>January 2024:</i>				Time: Consultant is making good progress, however still some time challenges.	Upcoming Milestones: Reservoir tender to market, Reservoir pipeline design complete, Pump station upgrade design offer acceptance, Airport pipeline design completion, Reservoir designation submitted. Other key details: Consultants making good progress on reservoir tender documents and pipeline design.
<i>October 2023:</i>					
Motuoapa Drinking Water Standards NZ Upgrade <i>January 2024:</i>				Time: Red due to the flow on impact from the delays with Kinloch being the same contractor and their availability for resource. Contractor is in the process of submitting an extension of time - which the project team is currently reviewing in draft. Costs: Costs are expected to be higher due to increased fluctuations and Geotech design - Additional funds are requested in the LTP for next financial year.	Upcoming Milestones: Submission of design report from contractor. Other key details: Geotech has been completed in the new site (Adjacent to the Wastewater Treatment Plant) and is looking more favourable than the original site. Pall Novation has been completed.
<i>October 2023:</i>					
Bonshaw Park Drinking Water Standards NZ project. <i>January 2024:</i>					Upcoming Milestones: Installation of pipe from future reservoir location continuing down to SH1/SH5 roundabout. Other key details: All 125mm Pipe has been installed from Bonshaw Treatment Plant to future location of the reservoir. 3 pipe road crossings been installed under SH5.
<i>October 2023:</i>					

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PROJECT	TIME	SCOPE	COST	RAG STATUS <i>(Required if change in rag status, or if it's red)</i>	COMMENTS
WASTEWATER					
View Road Stage 2 Land Disposal Expansion <i>January 2024:</i>					Upcoming Milestones: Commissioning of the final 2 pivots planned for the end of February. Other key details: Stage 2 has been partially commissioned; this has resulted in manual operation, that is helping to reduce the loading rates on the existing View Road scheme. The project team has had some challenges with the integration component of the project that may delay final commissioning.
<i>October 2023:</i>					
Taupō Wastewater Southern Trunk Main Upgrade – Stage 1. <i>January 2024:</i>					Upcoming Milestones: Physical works to commence late March 2024. Other key details: Contracts have been awarded for the project. Blessing date currently being agreed with Waipahihi Marae. Traffic Management Plan being worked through with Corridor Solutions.
<i>October 2023:</i>					
Taupō Wastewater Treatment Plant Primary Clarifier 3 <i>January 2024:</i>					Upcoming Milestones: Completion of design. Other key details: Consultant has been engaged for design.
<i>October 2023:</i>					

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PROJECT	TIME	SCOPE	COST	RAG STATUS (Required if change in rag status, or if it's red)	COMMENTS
WASTEWATER					
SCADA Upgrade <i>January 2024:</i>					Upcoming Milestones: Centennial Drive Water and Acacia Bay Water to be converted by end February 2024. Other key details: The plan is to get many of the water sites completed by the end of June, including Taupō Wastewater Treatment Plant. The other Wastewater sites will push the project out to the end of 2024.
<i>October 2023:</i>					
TRANSPORT					
Tūrangi Street Revitalisation <i>January 2024:</i>					Upcoming Milestones: Contractor aiming to complete Te Rangtautahanga Road by end of March as per schedule. Other key details: All trees were removed and stump grinded in Te Takinga Street and Te Aonini Street. All streets completed have received the newly planted trees with positive community feedback.
<i>October 2023:</i>					
Wairakei Drive and Huka Falls Road Roundabout <i>January 2024:</i>				Costs: Reduction to green - Waka Kotahi funding finalised.	Upcoming Milestones: Finalise Traffic Management Plan and commence construction in mid-February. Other key details: Tender has been awarded to Camex.
<i>October 2023:</i>					

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PROJECT	TIME	SCOPE	COST	RAG STATUS (Required if change in rag status, or if it's red)	COMMENTS
TRANSPORT					
Whangamata Road Improvements <i>January 2024:</i>				Time: Changed to amber due to scope refinement and availability of contractors.	Upcoming Milestones: Finalise concept design. Project is being presented to the Kinloch Representative Group in February, to discuss concept design.
<i>October 2023:</i>					
Northern Access Investigation <i>January 2024:</i>					Upcoming Milestones: Finalise preferred options and complete traffic model update. Other key details: Long list workshop completed with Steering Group.
<i>October 2023:</i>					
COMMUNITY FACILITIES					
Owen Delany Park Upgrade <i>January 2024:</i>				Cost: Reduction to green - Cost and Scope are directly tied together, Scope fits within the budget.	Upcoming Milestones: Order Stadium Lighting. Start design work on changing rooms. Other key details: Lighting Contract has been signed and Resource Consent for lighting has been granted. Lighting expected to be installed by September 2024.
<i>October 2023:</i>					

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PROJECT	TIME	SCOPE	COST	RAG STATUS <i>(Required if change in rag status, or if it's red)</i>	COMMENTS
COMMUNITY FACILITIES					
Tūrangi Recreation & Activities Centre (TRAC) <i>January 2024:</i>					Other key details: Following some feasibility work late last year, some viable alternative town centre locations have been identified that are worthy of further consideration.
<i>October 2023:</i>					From here, discussions with town centre landowners, hapū and the co-governance committee will continue as part of the Long-term Plan (LTP) planning process.
Mangakino Lakefront Upgrade Project. <i>January 2024:</i>					Other key details: Existing sewer has been reviewed and tested by Cheal.
<i>October 2023:</i>					A small amount of maintenance work is required. Aiming to close this out by end of February.
PROPERTY					
Civic Administration Building - Fit out. <i>January 2024:</i>				Cost: This changed from amber to green - approval for additional funding was sought at an Extraordinary Council meeting in December 2023, and was approved.	
<i>October 2023:</i>					

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PROJECT	TIME	SCOPE	COST	RAG STATUS (Required if change in rag status, or if it's red)	COMMENTS
DEMOCRACY & PLANNING					
Long-term Plan <i>January 2024:</i>				Time: Amber - while the timeframes have been extended there is still significant work before audit later in March.	Other key details: February will be busy with various workshops both in terms of overall budgets/work programme and specific policy development i.e., revenue and finance, Financial strategy.
<i>October 2023:</i>					
REFORM, INVESTMENTS					
3 Waters Reform Activities <i>January 2024:</i>				Time: Red - There is a lot of uncertainty pending direction from central government, with Local Waters done well. New scope needs to be defined for TDC future of water.	
<i>October 2023:</i>					
204 Crown Road – Subdivision Earthworks & Civil <i>January 2024:</i>				Scope: Green – scope is now clear, with costs and timings known, so uncertainties have reduced. Cost: Red - Fee proposal for electrical work from Unison was above what was estimated. Additional funds requested in the LTP.	Upcoming Milestones: Obtaining Resource consent for subdivision, earthworks and stormwater and the selection of the Civil Contractor. Other key details: All costing is now accounted for, with full understanding of the budget and project timeframe.
<i>October 2023:</i>					

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PROJECT	TIME	SCOPE	COST	RAG STATUS (Required if change in rag status, or if it's red)	COMMENTS
REFORM, INVESTMENTS					
EUL Stage 1 Lot 20 – Earthworks & Civil <i>January 2024:</i>	<div></div>	<div></div>	<div></div>	Time: Timeframe projected as estimated previous month.	Upcoming Milestones: Earthworks completed. Obtained resource consent for storm water. Lodging of resource consent for subdivision.
<i>October 2023:</i>	<div></div>	<div></div>	<div></div>		
Project Quantum & Tech one <i>January 2024:</i>	<div></div>	<div></div>	<div></div>		Upcoming Milestones: Final round of user testing before go-live. Other key details: Go live has been agreed to shift to 6 May 2024 to accommodate further testing required to ensure product quality.
<i>October 2023:</i>	<div></div>	<div></div>	<div></div>		
PARKS & RESERVES					
Erosion control-Taupō Bay, Lake Terrace Cliffs & Tapuae-haruru Bay <i>January 2024:</i>	<div></div>	<div></div>	<div></div>		Upcoming Milestones: Agreement and confirmation of design which will lead to an Assessment of Environmental Effects and consent. Other key details: Following conversations with the Tūwharetoa Māori Trust Board we are preparing a concept design for consultation purposes.
<i>October 2023:</i>	<div></div>	<div></div>	<div></div>		



ON TRACK



ON TRACK
(MAY NOT
MEET TARGET)



WILL NOT
MEET TARGET



ACHIEVED