



STAFF REPORT

Date: 15 Sep 2018
To: **Chair Russell and Members of the RDKB Board of Directors**
From: Theresa Lenardon, Manager of Corporate Administration/Corporate Officer
Re: Proposed Bylaw No. 1682-Increase Requisition Amending Bylaw No. 685, 1991-Grand Forks and District Aquatic Centre Service Conversion Bylaw

File ADMN Bylaw 1682

Issue Introduction

A staff report from Theresa Lenardon, Manager of Corporate Administration/Corporate Officer regarding proposed RDKB Bylaw No. 1682, 2018 amending the Grand Forks and District Aquatic Centre Service Conversion Bylaw No. 685, 1991 to increase the requisition limit.

History/Background Factors

At the August, 30, 2018 Board meeting, the Board reviewed a staff report from James Chandler, GM of Operations/Deputy Chief Administrative Officer seeking approval from the Board for staff to continue with planning and developing the Grand Forks Aquatic Centre Pool Deck Rehabilitation Project. The Board adopted the following recommendation:

Corporate Vote Weighted

That the Regional District of Kootenay Boundary Board of Directors approve staff to continue in the planning and development of the project as recommended in the staff report, dated August 30th 2018, regarding the Grand Forks Aquatic Centre – 2019 Pool Deck Rehabilitation Project and Requisition Increase.

FURTHER, that staff prepare further details and budgets for the amendment and increase of up to 25% for the Grand Forks Aquatic Centre Local Service 040 Bylaw, to be presented at the next Board meeting in September 2018.

The purpose of this report is to provide the Board with details respecting the legislative requirements that must be met to increase the service requisition via adoption of proposed Bylaw No. 1682, including the Board reading the Bylaw a First, Second and Third time on September 27, 2018.

Service Establishment: RDKB Bylaw No. 685, 1991 converted the Grand Forks Aquatic Centre Supplementary Letters Patent, 1986 to a local service with a requisition limit of \$300,000.

Since adoption of Bylaw No. 685, the service requisition limit has been amended three times bringing about the current requisition limit of \$625,000.

Chronology of Amendments to Bylaw No. 685, 1991:

1. Bylaw No. 1251, 2004 increased the maximum annual requisition from \$300,000 to \$400,000 (referendum) and replaced the references to "local service" in Bylaw 685 to read "service".
2. Bylaw No. 1361, 2008 increased the requisition from \$400,000 to \$500,000 (referendum).
3. Bylaw No. 1524, 2013 increased the requisition from \$500,000 to \$625,000 (consent to adopt Bylaw 1524 with the increased requisition limit was obtained from two-thirds of the service participants via Grand Forks Council-no referendum required).

Statutory and Board Approvals: Sections 3(1) and 3(2) of Regional Districts Establishing Bylaw Approval Exemption Regulation 113/2007 allows regional district service establishing bylaws (e.g. Bylaw No. 685) to be amended without approval from the Inspector of Municipalities where the regional district is not increasing the maximum requisition more than 25% over 5-years. Bylaw No. 1682, 2018 proposes a requisition increase from \$625,000 to \$781,250, which is not more than a 25% increase over a 5-year period of the last increase approved by Bylaw No. 1524 in March 2013. Therefore, proposed Bylaw No. 1682 does not require Statutory Approval from the Inspector of Municipalities after Third Reading and before Adoption.

However, all other statutory procedural requirements for putting Bylaw No. 1682 into force remain, including approval to adopt the bylaw from at least two-thirds of the participants (*Local Government Act* S. 349 (1)(b) and S. 349 (2)). Should the RDKB Board of Directors give Bylaw No. 1682 First, Second and Third Readings on September 27th, the service participants; RDKB Electoral Area D/Rural Grand Forks and the City of Grand Forks will be requested to consider their consent to adopt the bylaw. Once the RDKB receives this consent, the Bylaw will be presented to the Board for reconsideration and adoption.

Implications

1. Should the Bylaw be adopted, there will be a tax increase.
2. Increasing the requisition limit will maintain the existing level of service delivery along with the completion of essential and legislated (IHA requirements) pool-deck upgrades.

Advancement of Strategic Planning Goals

Exceptional Cost Effective and Efficient Services

- We will review and measure service performance
- We will ensure we are responsible and proactive in funding our services

Background Information Provided

1. Proposed Bylaw No. 1682
2. Conversion/Service Establishment Bylaw 685, 1991
3. BC Reg. 113/2007

Alternatives

1. Receive the report only (no action).
2. Refer the matter back to staff for possible further action or bylaw changes.
3. Give proposed RDKB Bylaw No. 1682 First, Second and third Readings.

Recommendation(s)

Corporate Vote Unweighted

That Regional District of Kootenay Boundary Grand Forks and District Aquatic Centre Service Amendment Bylaw No. 1682, 2018 be read a First, Second and Third time.

