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**REPORT TO THE ELECTORAL AREA SERVICES COMMITTEE
MEETING OF TUESDAY, FEBRUARY 3, 2010**

SUBJECT **AMENDMENT TO BYLAW NO. 3064, A BYLAW TO ESTABLISH AN ECONOMIC DEVELOPMENT COMMISSION FOR THE JUAN DE FUCA ELECTORAL AREA (AMENDING BYLAW NO. 3637)**

PURPOSE

To consider amending the bylaw establishing the Juan de Fuca Economic Development Commission (EDC) to reflect commission activities and scope and to clarify the membership tenure.

HISTORY/BACKGROUND

In September 2008, the members considered proposed changes to the establishing bylaw focusing on the Commission's objectives and membership terms. Staff has prepared proposed amendments to the bylaw for the EDC members to consider and at their August 27, 2009 meeting the Commission passed a motion to have Bylaw 3637 forwarded to the Electoral Area Services Committee.

ALTERNATIVES

1. To approve Bylaw No. 3637, "Juan de Fuca Economic Development Commission Bylaw, 2003, Amendment Bylaw No. 1, 2009" to amend Bylaw 3064.
2. To not amend Bylaw 3064.

PUBLIC CONSULTATION IMPLICATIONS

This is an administrative bylaw and therefore does not require public consultation. However, staff has consulted with the Electoral Area Director and discussed the implications of the amendment.

SUMMARY/CONCLUSIONS

The EDC members have reviewed Bylaw 3064 and are requesting amendments to the objectives to clarify the membership terms and other minor housekeeping changes. The amendments would not change the activities of the EDC but would result in the bylaw more accurately reflecting their actual activities and scope. The sections pertaining to membership would bring this bylaw into conformity with other Commission Bylaws. Therefore, staff recommends that Bylaw No. 3064 be amended to revise membership qualifications as set out in the attached bylaw.

RECOMMENDATION

That the Electoral Area Services Committee recommends to the Capital Regional District Board:

1. That Bylaw No. 3637, “Juan de Fuca Economic Development Commission Bylaw, 2003, Amendment Bylaw No. 1, 2009” be introduced and read a first time, read a second time, read a third time and adopted.

June Klassen, MCIP
Manager, Local Area Planning

Robert Lapham, MCIP
General Manager, Planning & Protective Services

Kelly Daniels
Chief Administrative Officer
Concurrence

Attachment 1: Proposed Bylaw No. 3637



**CAPITAL REGIONAL DISTRICT
BYLAW NO. 3637**

**A BYLAW TO AMEND BYLAW NO. 3064, "A BYLAW TO ESTABLISH AN ECONOMIC
DEVELOPMENT COMMISSION FOR THE JUAN DE FUCA ELECTORAL AREA"**

A. WHEREAS the Capital Regional Board wishes to amend "A Bylaw to Establish an Economic Development Commission for the Juan de Fuca Electoral Area";

B. NOW THEREFORE the Capital Regional Board in open meeting assembled, hereby enacts as follows:

1. Bylaw No. 3064 being the "Juan de Fuca Economic Development Commission Bylaw, 2003" is hereby amended as follows:

1) PREFACE

a) Insert the letters A. to E. before each paragraph

2) 1. COMMISSION OBJECTIVES

a) Delete item (a) and replace with the words "The Commission will assist the Capital Regional District Board to develop and promote an economic strategy for the Juan de Fuca Electoral Area."

b) Delete item (b)

c) Renumber item (c) as new item (b)

d) Renumber item (d) as new item (c) and replace the word "coordinating" with the word "supporting"

e) Delete item (e) and replace with a new item (d) which states "The Capital Regional District Board may enter into contracts on behalf of the Commission with a local community group or community groups to carry out its objectives."

f) Delete item (f)

3) 2. COMPOSITION

a) Delete item (d)

b) Renumber item (e) as new item (d)

4) 4. TERM OF OFFICE

a) Delete item (a) and replace with the words "The term of office of the members of the Commission other than the Director shall be for a three year period commencing the 1st day of January in the first year of appointment and expiring on the 31st day of December of the third year of their appointment."

b) Add a new item (b) which states "Appointments made after the 1st day of January shall expire on the 31st day of December of the third year of their appointment."

c) Add a new item (c) which states "A member of the Commission may be appointed for more than one term."

5) 5. NEW APPOINTMENTS

- a) Delete item (a) and replace with the words “On the recommendation of the Juan de Fuca Electoral Area Director, the Capital Regional District Board may appoint members to the Commission to fill any vacant position but must on or before the 31st day of December reappoint a member whose term is to expire.”

6) 6. COMMENCEMENT OF TERM

- a) Delete this section in its entirety.

7) 7. DEATH, RESIGNATION, DISQUALIFICATION AND TERMINATION

- a) Renumber as section 6. DEATH, RESIGNATION, DISQUALIFICATION AND TERMINATION

8) 8. QUORUM

- a) Renumber as section 7. QUORUM

9) 9. MEETINGS SCHEDULE AND PROCEDURES

- a) Delete from item (a) the words “one meeting per month” and replace with the words “six meetings per year”
- b) Delete item (b)
- c) Renumber item (c) as new item (b)
- d) Renumber as section 8. MEETINGS SCHEDULE AND PROCEDURES

10) 10. BUDGET

- a) Replace from item (a) the words “September 30th” with the words “September 1st”.
- b) Renumber as section 9. BUDGET

11) 11. ADMINISTRATIVE AND/OR TECHNICAL ASSISTANCE

- a) Renumber as section 10. ADMINISTRATIVE AND/OR TECHNICAL ASSISTANCE

12) 12. ANNUAL GENERAL MEETING

- a) Delete this section in its entirety

13) 13. ELECTION OF CHAIR AND VICE CHAIR

- a) Replace the words “annual general meeting” with the words “first meeting of the year”.
- b) Renumber as section 11. ELECTION OF CHAIR AND VICE CHAIR

14) 14. REPEAL

- a) Renumber as section 12. REPEAL

15) 15. CITATION

- a) Renumber as section 13. CITATION

- 2. This bylaw may be cited as Bylaw No. 3637, “Juan de Fuca Economic Development Commission Bylaw, 2003, Amendment Bylaw No. 1, 2009”

READ A FIRST TIME this _____ day of _____ 2010

READ A SECOND TIME this _____ day of _____ 2010

READ A THIRD TIME this _____ day of _____ 2010

ADOPTED this _____ day of _____ 2010

CHAIR

CORPORATE OFFICER