



**RESORT MUNICIPALITY OF WHISTLER**

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## STAFF REPORT TO COUNCIL

**PRESENTED:** November 21, 2023 **REPORT:** 23-116  
**FROM:** Legislative Services Department **FILE:** 0500-02-0003  
**SUBJECT:** EMERALD DREAMS CONSERVATION CO. LTD. – 2023 ANNUAL FILING

### RECOMMENDATION FROM THE CHIEF ADMINISTRATIVE OFFICER

**That** the recommendation of the General Manager of Corporate Services and Public Safety be endorsed.

### RECOMMENDATION(S)

**That** Council of the Resort Municipality of Whistler (RMOW) in open meeting assembled, hereby resolves that the RMOW, as sole shareholder of Emerald Dreams Conservation Co. Ltd. (the Company), pass the consent resolutions of the sole shareholder of the Company, attached as Appendix A to Administrative Report No. 23-116, and that the consent resolutions be executed and delivered on behalf of the RMOW.

### PURPOSE OF REPORT

The purpose of this report is to seek Council's approval of the annual Shareholder's Resolutions of the Emerald Dreams Conservation Co. Ltd (the Company) and for the execution of the Shareholder Resolutions of the Company, to confirm approval.

Information Report  Administrative Report (Decision or Direction)

### DISCUSSION

#### Background

The Company is a wholly owned corporation of the RMOW and is the Trustee of the Emerald Forest Trust; a trust formed pursuant to a Trust Settlement Agreement dated November 16, 1999.

The Emerald Forest Trust was formed to manage the ownership of the Emerald Forest Lands. The Emerald Forest Lands are a tract of forest northwest of the Whistler Village which has been preserved as parkland through a third-party conservation covenant with the Land Conservancy of British Columbia.

On October 24, 2023, Council adopted the "Permissive Tax Exemption Amendment Bylaw (2024) No. 2411, 2023", designating the Emerald Forest Lands as exempt from property taxes for one year under section 224 of the *Community Charter*. This exemption will last until December 31, 2024.

The Directors of the Corporation have approved the Directors' Consent Resolutions, attached as Appendix B, as well as the 2022 Financial Statements, attached as Appendix C. The Directors' Resolutions resolve that Virginia Cullen is appointed as President of the Company, Carlee Price is appointed as Secretary of the Company, and that any two Directors are authorized to sign the 2022 Financial Statements.

### **Analysis**

The Shareholder's Resolutions, attached as Appendix A, resolve that:

- the financial statements of the Company for the fiscal year ended December 31, 2022 be accepted;
- that Virginia Cullen, Louis Edward Battiston, and Carlee Price, be elected Directors of the Company to hold office until the next Annual General Meeting, or until sooner ceasing to hold office;
- that the appointment of the auditor of the Company for the current fiscal year be waived; and
- that the shareholder waives the holding of the Annual General Meeting and consents in writing to all resolutions which will constitute the proceedings in lieu of the 2023 Annual General Meeting of the Company.

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## **POLICY CONSIDERATIONS**

### **Relevant Council Authority/Previous Decisions**

The Shareholder and Director Resolutions attached to this report speak to the following legislation:

Section 182 of the *Business Corporations Act* (BCA): the Company may consent in writing to all of the business required at the annual general meeting of the Company, and

Section 203 of the BCA: the Company may consent in writing to waive the appointment of an auditor.

### **2023-2026 Strategic Plan**

The 2023-2026 Strategic Plan outlines the high-level direction of the RMOW to help shape community progress during this term of Council. The Strategic Plan contains four priority areas with various associated initiatives that support them. This section identifies how this report links to the Strategic Plan.

#### **Strategic Priorities**

- Housing  
*Expedite the delivery of and longer-term planning for employee housing*
- Climate Action  
*Mobilize municipal resources toward the implementation of the Big Moves Climate Action Plan*
- Community Engagement  
*Strive to connect locals to each other and to the RMOW*
- Smart Tourism  
*Preserve and protect Whistler's unique culture, natural assets and infrastructure*
- Not Applicable  
*Aligns with core municipal work that falls outside the strategic priorities but improves, maintains, updates and/or protects existing and essential community infrastructure or programs*

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## BUDGET CONSIDERATIONS

All costs are included within the existing Legislative Services Department budget.

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## LÍLWAT NATION & SQUAMISH NATION CONSIDERATIONS

The RMOW is committed to working with the Lílwat People, known in their language as *L'il'wat7úl* and the Squamish People, known in their language as the *Skwxwú7mesh Úxwumixw* to: create an enduring relationship; establish collaborative processes for Crown land planning; achieve mutual objectives; and enable participation in Whistler's resort economy.

There are no specific considerations to include in this report.

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## COMMUNITY ENGAGEMENT

Level of community engagement commitment for this project:

Inform     Consult     Involve     Collaborate     Empower

No external engagement is planned or required for this report.

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## REFERENCES

Appendix A – 2023 Shareholder's Resolutions

Appendix B – 2023 Director's Resolutions

Appendix C – Financial Statements, ending December 31, 2022

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## SUMMARY

This report seeks Council's approval of the Shareholder's Resolutions of the Company attached as Appendix A, and for the execution of the annual Shareholder's Resolutions of the Company, to confirm approval.

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## SIGN-OFFS

### Written by:

Lucy Wyn-Griffiths,  
Legislative and Privacy Coordinator

### Reviewed by:

Pauline Lysaght,  
Manager of Legislative Services and Corporate  
Officer

Ted Battiston,  
General Manager of Corporate Services and  
Public Safety

Virginia Cullen,  
Chief Administrative Officer