



RESORT MUNICIPALITY OF WHISTLER

4325 Blackcomb Way **TEL** 604 932 5535
Whistler, BC Canada V8E 0X5 **TF** 1 866 932 5535
whistler.ca **FAX** 604 935 8109

STAFF REPORT TO COUNCIL

PRESENTED: December 3, 2024 **REPORT:** 24-107
FROM: Legislative Services **FILE:** 0500-20-0003
SUBJECT: EMERALD DREAMS CONSERVATION CO. LTD. – 2024 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. (Company), pass the consent resolutions of the sole shareholder of the Company, attached as Appendix A to Administrative Report No. 24-107, 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 Shareholders' Resolutions of the Emerald Dreams Conservation Co. Ltd. (Company), attached as Appendix A, and for the execution of the Shareholders' 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 22, 2024, Council adopted the "Permissive Tax Exemption Amendment Bylaw (2025) No. 2456, 2024", designating the Emerald Forest Lands as exempt from property taxes for five years under section 224 of the *Community Charter*. This exemption will last until December 31, 2029.

The Directors of the Company have approved the Directors' Consent Resolutions, attached as Appendix B, as well as the 2023 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 2023 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, 2023, be accepted;
- Virginia Cullen, Louis Edward Battiston, and Carlee Price, be elected Directors of the Company to hold office until the next Annual General Meeting (AGM), or until ceasing to hold office, if sooner;
- the appointment of the auditor of the Company for the current fiscal year be waived; and
- the shareholder waives the holding of the AGM and consents in writing to all resolutions which will constitute the proceedings in lieu of the 2024 AGM of the Company.

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 AGM 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

BUDGET CONSIDERATIONS

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

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 planning on unceded territories, as currently managed by the provincial government; achieve mutual objectives and enable participation in Whistler's resort economy.

There are no specific considerations to include in this report.

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.

REFERENCES

Appendix A – 2024 Shareholder Resolutions

Appendix B – 2024 Director Resolutions

Appendix C – Financial Statements, ending December 31, 2023

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.

SIGN-OFFS

Written by:

Lauren Van Leeuwen,
Legislative and Privacy Coordinator

Reviewed by:

Pauline Lysaght,
Manager of Legislative Services/ Corporate
Officer

Ted Battiston,
General Manager of Corporate Services and
Public Safety

Virginia Cullen,
Chief Administrative Officer