



**ARRÊTÉ 7231 FRANCES STREET, BURNABY SITE ACQUISITION BYLAW, 2021**

WHEREAS Conseil scolaire francophone de la Colombie-Britannique (the “CSF”) is a francophone education authority continued under the British Columbia *School Act* and under the authority of Sections 166.29(1) and 96(3) of that statute may acquire and dispose of land or improvements it owns or administers, subject to the Orders of the British Columbia Minister of Education (the “Minister”);

AND WHEREAS Section 166.21(4) of the *School Act* requires a francophone education authority to exercise a power with respect to the acquisition or disposal of property only by bylaw;

AND WHEREAS:

- A. The Board of Education of School District No. 41 (Burnaby) (“**Burnaby School Board**”) owns certain lands and improvements having a civic address of 7231 Frances Street, Burnaby, B.C., (the “**Property**”).
- B. The legal description of the Property as follows:  
PID: 008-541-086  
  
Lot 203 District Lot 207 Group 1 New Westminster District  
  
Plan 38823.
- C. Burnaby School Board has granted to Puddle Splashers Childcare Society a license to occupy the Property (the “**Childcare License**”) until June 30, 2022 (the “**Possession Date**”).
- D. The CSF proposes to enter into or has entered into an agreement (the “**Agreement**”) with Burnaby School Board pursuant to which the CSF will, subject to bylaw approval and funding approval from the Minister, purchase the Property from Burnaby School Board for a purchase price of \$24,000,000.00 (the “**Purchase Price**”), subject to adjustments.
- E. The Agreement provides for the CSF to acquire title to the Property and pay the Purchase Price on December 15, 2021, or such other completion date as the parties may agree, but the CSF will not take possession until the Possession Date, and will grant Burnaby School Board a temporary license (the “**Temporary License**”) to manage the Property and the Childcare License until the Possession Date.
- F. The CSF is satisfied that the Purchase Price represents the fair market value of the Property, subject to the Childcare License and the Temporary License, and it would be in the best interests of the CSF to enter into the Agreement and pursuant to the Agreement complete the purchase of the Property, subject to the Childcare License, and grant Burnaby School Board the Temporary License.

NOW THEREFORE be it resolved as a Bylaw of the CSF that the Agreement and the purchase of the Property subject to the Childcare License, and the granting of the Temporary License, be and are hereby authorized and approved, subject to funding approval from the Minister.

BE IT FURTHER resolved that the Secrétaire-trésorier be and is hereby authorized on behalf of the CSF to execute and deliver the Agreement and, upon receiving confirmation of funding from the Minister, the Secrétaire-trésorier be and is hereby authorized on behalf of the CSF to execute and



deliver all documents required to complete the purchase of the Property and the granting of the Temporary License.

This Bylaw may be cited as “Conseil scolaire francophone de la Colombie-Britannique 7231 Frances Street, Burnaby Site Acquisition Bylaw, 2021”.

Read a first time this 27th day of November 2021.

Read a second time this 27<sup>th</sup> day of November 2021.

Upon unanimous agreement of the Regional Trustees of the Board in attendance, this Bylaw was read a third time on this 27<sup>th</sup> day of November 2021 and finally passed and adopted this 27th day of November 2021.

Corporate Seal

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Président

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Secrétaire-trésorier

I HEREBY CERTIFY this to be a true original of the Conseil scolaire francophone de la Colombie-Britannique 7231 Frances Street, Burnaby Site Acquisition Bylaw, 2021, adopted the 27th day of November 2021.

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Secrétaire-trésorier