

Corporate Report

NO: <u>R245</u>

COUNCIL DATE: NOVEMBER 19, 2007

REGULAR COUNCIL

TO: Mayor & Council DATE: November 16, 2007

FROM: General Manager, Engineering FILE: 5225-40 (SDD)

SUBJECT: Operational and Maintenance Agreements for the Surrey, Mud Bay, and

Colebrook Dyking Districts

RECOMMENDATION

The Engineering Department recommends that Council authorize the execution of an Operational and Maintenance Agreement with each of the Surrey, Mud Bay, and Colebrook Dyking Districts, respectively, in general accordance with the sample agreement attached as Appendix I.

BACKGROUND

The Surrey, Mud Bay, and Colebrook Dyking Districts are responsible for the operation and maintenance of dykes within their jurisdictions. Each of these Dyking Districts collects taxes to help finance their part of their works. The City, through the Community Grant process, has been providing funding to cover approximately 50% of their operating and maintenance costs of each of these Dyking Districts in recognition of the benefits that the City of Surrey receives from their efforts.

In an effort to formalize the operation and maintenance funding process and clarify the relationship between the City and each District, the City has prepared a comprehensive agreement for each District that addresses maintenance standards, insurance requirements, and funding assurances.

DISCUSSION

Through the Agreement, the City will require that each Dyking District maintain their dykes to a standard acceptable to the Inspector of Dykes pursuant to the Dyke Maintenance Act, R.S.B.C. 1996, c.96, and as recommended in the Guidelines for Management of Flood Protection Works in British Columbia (Ministry of Environment, Lands, and Parks – March, 1999), and the Environmental Guidelines for Vegetation

Management on Flood Protection Works to Protect Public Safety and the Environment (Ministry of Environment, Lands, and Parks – March, 1999).

In addition to the maintenance requirements, this agreement stipulates the minimum insurance requirements, as recommended by the City's Risk Manager, for each Dyking District and for contractors working on each District's behalf.

In exchange for providing these services and meeting operating requirements, the City will agree to fund 50% of the actual operating expenses incurred by the Dyking District for each of the next 3-years. Each Dyking District has estimated their annual operating budget as follows:

Dyking District	Estimated Annual Operating	Estimate of City's Share
	Budget	
Surrey Dyking District	\$361,000	\$180,500
Mud Bay Dyking District	\$ 25,000	\$ 12,500
Colebrook Dyking District	\$ 30,000	\$ 15,000

Although the Agreements expire on December 31, 2010, each Agreement will contain a provision to allow the Agreement to be extended for a further 3-year term subject to the agreement of both parties. A copy of a sample Agreement is attached as Appendix I.

If Council approves the execution of these Agreements, the 2008 Grant applications from these Dyking Districts will be withdrawn and the funding requirements in support of the Agreements will be included in the 2008 Operating budget.

CONCLUSION

Based on the above discussion, it is recommended that Council authorize the execution of an Operational and Maintenance Agreement with each of the Surrey, Mud Bay, and Colebrook Dyking Districts, respectively, in general accordance with the sample Agreement attached as Appendix I to this report.

Paul Ham, P. Eng. General Manager, Engineering

VL/JA:kd2:rdd

Attachment: Sample Agreement

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