

SD70 PACIFIC RIM BOARD OF EDUCATION
BUDGET INPUT
PUBLIC MINUTES
5:00 pm - April 12, 2022
Via Zoom

Trustees

P. Craig, S. Leslie, J. Bennie, L. Ransom, R. Buchanan, C. Washington, C. Watts

Administration:

G. Smyth, B. Witte, J. Messenger, B. Ross, L. Cheetham, S. Manson

P&VP:

D. Ryan

Call to Order – 5:01 pm Trustee Craig in the Chair.

Trustee Craig acknowledged the Tseshaht and Hupacasath people on whose unceded traditional territory we live, work and learn.

Questions/Approval of Agenda

Moved by Trustee Buchanan and seconded by Trustee Leslie that the Agenda for April 12, 2022, be approved with the addition of the following:

13.1 BCSTA/VISTA – Trustee Ransom

CARRIED

Conflict of Interest Declaration - Nil

1.0 Adoption of Minutes

Moved by Trustee Ransom seconded by Trustee Watts that the minutes of March 8, 2022 be approved.

CARRIED

2.0 Announcements of the Chair

- 2.1 Trustee Craig thanked everyone involved with the process to hire a new Superintendent and thanked Greg for his years of service to the district.
- 3.0 Good News from the Schools Nil
- 4.0 Trustee Statements
 - Trustees commented on events around the district.
- 5.0 Petitions/Delegations/Presentations
 - 5.1 Alberni Valley Community School Society letter attached.

6.0 Staff Reports

6.1 Superintendents Report

The Superintendent provided his monthly report.

6.2 Expenditures for February 2022

Moved by Trustee Buchanan and seconded by Trustee Ransom that the expenditures for the month of February 2022 be approved as follows:

| Description | February |
|-----------------------|----------------|
| Supplies and Services | \$1,687,024.34 |
| Salaries and Benefits | \$4,555,739.90 |
| | \$6,242,764.24 |

CARRIED

6.3 Expenditures for March 2022

Moved by Trustee Leslie and seconded by Trustee Buchanan that the expenditures for the month of March 2022 be approved as follows:

| Description | March |
|-----------------------|----------------|
| Supplies and Services | \$2,704,366.20 |
| Salaries and Benefits | \$3,472,175.18 |
| | \$6,176,541.38 |

CARRIED

6.4 Capital Plan Bylaw

CAPITAL BYLAW NO. 2022/23-CPSD70-01 CAPITAL PLAN 2022/23

WHEREAS in accordance with section 142 of the *School Act*, the Board of Education of School District No. 70 (Pacific Rim) (hereinafter called the "Board") has submitted a capital plan to the Minister of Education (hereinafter called the "Minister") and the Minister has approved the capital plan or has approved a capital plan with modifications,

NOW THEREFORE in accordance with section 143 of the School Act, the Board has prepared this Capital Bylaw and agrees to do the following:

- (a) Authorize the Secretary-Treasurer to execute a capital project funding agreement(s) related to the capital project(s) contemplated by the capital plan or the capital plan with modifications;
- (b) Upon ministerial approval to proceed, commence the capital project(s) and proceed diligently and use its best efforts to complete each capital project substantially as directed by the Minister;
- (c) Observe and comply with any order, regulation, or policy of the Minister as may be applicable to the Board or the capital project(s); and,
- (d) Maintain proper books of account, and other information and documents with respect to the affairs of the capital project(s), as may be prescribed by the Minister.

NOW THEREFORE the Board enacts as follows:

The Capital Bylaw of the Board for the 2022/23 Capital Plan as approved by the Minister, to include the supported capital project(s) specified in the letter addressed to the Secretary-Treasurer and Superintendent, dated March 15, 2022, is hereby adopted.

1. This Capital Bylaw may be cited as Pacific Rim Capital Bylaw No. 2022/23-CPSD70-01.

Moved by Trustee Washington and seconded by Trustee Ransom and read a first time the 12th day of April 2022;

Moved by Trustee Washington and seconded by Trustee Leslie and read a second time the 12th day of April 2022;

Moved by Trustee Buchanan and seconded by Trustee Watts and read a third time, passed the 12th day of April 2022.

6.5 2021-22 Budget

The Assistant Secretary-Treasurer provided an update on the 2021-22 Budget – attached.

6.6 Ministry of Education Funding

The Assistant Secretary-Treasurer reported on recent funding announcements from the MoE - attached.

7.0 Executive Committee Reports

7.1 April 6, 2022.

8.0 Unfinished Business/New Business

9.0 Policy Development

9.1 Policy Discussion – P200: Executive Committee

This Policy was served Notice of Motion on March 31, 2022 and is now ready for discussion.

Feedback was received to add the Manager of IT/ Data Management to the list of attendees.

9.2 Policy Discussion – P420: Professional Growth Plan

This Policy was served Notice of Motion on March 31, 2022 and is now ready for discussion. No feedback was received.

- 10.0 Correspondence Action Required Nil
- 11.0 Correspondence For Information
 - 11.1 copy of the Ha-Shilth-Sa dated March 10 and 24, 2022.
- 12.0 Board Committees Nil
- 13.0 Internal District Committees
 - 13.1 BCSTA/VISTA Trustee Ransom

Moved by Trustee Ransom and seconded by Trustee Buchanan that the Board send a late motion to the BCSTA asking to provide online Zoom options for Trustee delegates to attend future BCSTA meetings and events including Provincial Council, Trustee Academies and AGM.

CARRIED

14.0 External or Community Committees

14.1 Port Alberni Museum & Heritage Commission - Trustee Craig

Audience Question Period

The Chairperson adjourned the meeting at 5:46 pm. The next regular meeting of the Board of Education will be held on April 12, 2022 at 5:00pm in the Administration Office.

Trustee Craig, Chair-

Lindsay Cheetham, Secretary-Treasurer

Budget Status Report SD 70 (Pacific Rim) Operating Fund at March 31, 2022

| | 5 | | Note 4 | (2,1)/ | | 000), 21 | The state of the s | (230,103) Note 1 | *************************************** | Budgeted Surplus (Deficit), for the year == | Budgeted Surpiu |
|---------------|---------------|----------|------------------------|-----------------------|-----------|-----------|--|---------------------|---|---|-------------------------------------|
| | 881,690 | | 575,208 | (382,253) | 346.845 | 860.722 | 4 | (250 105) | | Tofficial for the cont | P. Landad Comple |
| | | | | | | | | | 306,482 | Budgeted Prior Year Surplus Appropriation | Budgeted Prior Y |
| | | | (79,411) | (79,411) | | | | | (79,411) | l Capital | Transfer to Local Capital |
| | 881,690 | 88 | 654,619 | (302,842) | 346,845 | 860,722 | ŧ | (250,105) | (227,071) | (pense) | Net Revenue (Expense) |
| 70% | 19,078 Note 3 | 54: | 42,447,808 | 4,609,207 | 4,062,465 | 3,548,588 | £ | 30,227,547 | 42,996,886 | Total Expenditures | |
| 81% | (674,438) | (67, | 5,541,792 | 765,281 | 495,289 | 362,712 | | | | d Supplies | Services and Supplies |
| 69% | 219,484 | 215 | 6,646,559 | 718,783 | 667,033 | 595,733 | | 4,665,010 | 6.866.043 22% | enefits | Substitutes Employee Benefits |
| 70% %11% | 8,981) | - | 1,411,696 1,558.981 | 120,000 :: 225,000 | 150,000 | 120,000 | | 1,051,696 | 1,158,645 | ssionals | Other Professionals |
| 8 | 1,033,637 | | 6,161,276 | 705,143 | 555,143 | 255,143 | • | 4,645,847 | 7,194,913 | # 1 | Support Staff |
| 73% | 6,429 | 121 | 3,209,815 | 275,000 | 275,000 | 275,000 | | 2,384,815 | 3,336,244 | Principals and Vice Principals | Principals ar |
| 69% 100000 | 5,999 | 15: | 17,917,688 | 1,800,000 | 1,800,000 | 1,800,000 | 1 | 12,517,688 | 18,073,687 | | Expenditures Teachers |
| ? | | | | | | | | | | ı | |
| 70% | 2,611 Note 2 | 332 | 43,102,426 | 4,306,365 | 4,409,310 | 4,409,310 | | 29,977,441 | 42,769,815 | Total Revenue | |
| 97% | 4,886 | - | 24,886 | 1,800 | 1,800 | 1,800 | | 19,486 | 20,000 | Income | Investment Income |
| 109% | 7,865 | 27 | 86,265 | 7,510 | 7,510 | 7,510 | | 63,735 | 58,400 | Leases | Rentals and Leases |
| 70% | i | | 3,422,357 | 340,370 | 350,000 | 350,000 | | 2,381,987 | 3,422,357 |)Ue | Other Revenue |
| 220% | 299,860 | 299 | 549,860 | | | | | 549,860 | 250,000 | nts | Federal Grants |
| | , , | | | 4,/80 | | | | (4,780) | | incial Grants | - Other Provincial Grants |
| 24% | : | | 902,057 | 184,5/5 | 250,000 | 250,000 | | 217,482 | 902,057 | Ministry of Education - Other | Ministry of |
| 70% | ŧ | | 38,117,001 | 3,767,330 | 3,800,000 | 3,800,000 | | 26,749,671 | 38,117,001 | Provincial Grants - Ministry of Education - Operating | Provincial Grants - Ministry of Edu |
| | | | | | | | | | | | Revenue |
| | <u> </u> | Variance | Year End | June | May | | March | OTY . | Schedule 2 | | |
| | | | | Forecast | Forecast | Forecast | Forecast | Actual | | | |
| | | | | | | | | ACTUALS | FINAL | iii e | |
| | | | | | | | | | | | |

Comments

- This report is based on the Amended Annual Budget approved in February.

 -This report reflects the period of July 1, 2021 to March 31, 2022.
- Salary forecasts are based on the # of pay periods remaining in the year.
- Benefits forecasts are based on 23% of salary forecasts.
- Services / Supplies forecasts are based on expenditures in the previous year.

Notes:

- 1 year to date, we have expended \$250,105 more than we have received
 2 by year end, we will receive \$332,611 more in revenue than projected
 3 by year end, we will spend \$549,078 less than projected
 4 our forecasted surplus for this fiscal year is \$575,208
- 5 our financial position is \$881,690 better than projected

Budget Status Report SD 70 (Pacific Rim) Operating Fund at March 31, 2022

| SD70 - OPERATING GRAN | TS - | 2022/2 | | ary Budget | | /22 Interi | | Increase | e (Decrease) |
|--|---|--|--|----------------|--|--------------------|--|----------------------------------|---------------|
| SP/O OI EIWIIMO SIMM | | ·· T | March 20 |)22 | | December | 2021 | | |
| (the block) | 1979 1312 113 1437 137 137 1417 137 144 | FTE | Rate | Funding Amount | FTE | Rate | Funding Amount | FTE | Funding Amour |
| EPTEMBER | | | | | | | | | |
| Standard (Regular) Schools | Г | 3,739.000 | 7,885 | 29,482,015 | 3,591.563 | 7,885 | 28,319,470 | 147.438 | 1,162,54 |
| Continuing Education | | | 7,885 | - | 1.000 | 7,885 | 7,885 | (1.000) | (7,88 |
| Alternate Schools | | 230.000 | 7,885 | 1,813,550 | 242.000 | 7,885 | 1,908,170 | (12.000) | (94,62 |
| Distributed Learning | | 61.000 | 6,360 | 387,960 | 60.313 | 6,360 | 383,588 | 0.688 | 4,37 |
| Home Schooling | - 1 | 11.000 | 250 | 2,750 | 11.000 | 250 | 2,750 | - | - |
| Course Challeges | | 15.000 | 246 | 3,690 | 15.000 | 246 | 3,690 | - | - |
| Total Enrolment-Based Funding - September | 2b L | 4,056.000 | 3 (1 1 1 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 | \$ 31,689,965 | 3,920.875 | | \$ 30,625,553 | 135.125 | \$ 1,064,41 |
| Special Needs - Level 1 | 4a [| 1.000 | 44,850 | 44,850 | 1.000 | 44,850 | 44,850 | - | - |
| Special Needs - Level 2 | 4a | 139,000 | 21,280 | 2,957,920 | 138.000 | 21,280 | 2,936,640 | 1.000 | 21,28 |
| Special Needs - Level 3 | 4a | 21.000 | 10,750 | 225,750 | 21.000 | 10,750 | 225,750 | - | |
| • | 4b | 62.000 | 1,585 | 98,270 | 62.000 | 1,585 | 98,270 | - | - |
| ELL/FLL | 4b | | 1,565 | 2,070,495 | 1,271.000 | 1,565 | 1,989,115 | 52.000 | 81,38 |
| Indigenous Education | 1 | 1,323.000 | - | 171,020 | 11.250 | 5,030 | 56,588 | 22.750 | 114,43 |
| Adult Education | 4b | 34.000 | 5,030 | 336,612 | 11.230 | 5,050 | 326,202 | | 10,41 |
| Equity of Opportunity Supplement | 4c | | | | 1,504.250 | | \$ 5,677,415 | 75.750 | |
| Total Supplement for Unique Student Needs | | 1,580.000 | | \$ 5,904,917 | 1,304.230 | | | 75.750 | (102,0 |
| Small Community Supplement | | | | 1,019,798 | | | 1,121,870 | | • • |
| Low Enrolment Factor | | | | 1,479,758 | | | 1,502,169 | | (22,43 |
| Rural Factor | 1 | | | 341,097 | | | 311,378 | | 29,7 |
| Climate Factor | l | | | 70,914 | | | 64,735 | | 6,1 |
| Sparseness Factor | ĺ | | | 579,701 | | | 538,804 | | 40,89 |
| Student Location Factor | | | | 485,995 | | | 451,332 | | 34,6 |
| Supplemental Student Location Factor | . | | | 143,000 | | | 134,000 | | 9,0 |
| Supplement for Unique Geographic Factors | 6 | | 1 1 1/1 1 | \$ 4,120,263 | 7117114.14.14.14.14.14.14.14.14.14.14.14.14. | 3 3 4 5 | \$ 4,124,288 | otek tik sinegaji 12 | \$ (4,0) |
| Supplement for Salary Differential | 5b | | | 763,793 | | | 734,122 | | 29,6 |
| Curriculum & Learning Support Fund | 8 | | | 35,054 | | | 33,540 | | 1,5 |
| TOTAL SEPTEMBER ENROLMENT COUNT | 2a - | 4,030.000 | | \$ 42,513,992 | 3,894.875 | | \$ 41,194,917 | 135,125 | \$ 1,319,0 |
| | incr (decr) | 135,125 | | \$ 1,319,075 | | | | | |
| EBRUARY | | | | | | | | | |
| | | 5.000 | 7,885 | 39,425 | _ | 7,855 | | 5.000 | 39,4 |
| School-Age FTE - Continuing Education | | 30.000 | 5,030 | 150,900 | 5.000 | 5,030 | | 25.000 | 125,7 |
| Adult FTE - Continuing Education | | 30.000 | 3,180 | 130,500 | 10.000 | 3,180 | · · | (10.000) | · · |
| K-Grade School-Age FTE - Online Learning | | 1.000 | | 6,360 | 10.000 | 6,360 | · · | (9.000) | |
| Grade 10-12 School-Age FTE - Online Learning | | 1,000 | 6,360 | 0,300 | 10.000 | 22,425 | · · · · · · · · · · · · · · · · · · · | (3.500) | ,,- |
| Level 1 Special Needs Enrolment Growth | | - | 22,425 | - | _ | 10,640 | | _ | _ |
| Level 2 Special Needs Enrolment Growth | | - | 10,640 | - | - | 5,375 | | | _ |
| Level 3 Special Needs Enrolment Growth | | - | 5,375 | - | 4.000 | 5,030 | | (4.000) | (20,1 |
| Adult FTE - Online Learning | 2 15 D D D D D | | | TA IN NADO ODE | | 3,030 | | 7.000 | |
| TOTAL FEBRUARY ENROLMENT COUNT | HUNN | 36.000 | PERMINE | \$ 196,685 | 29.000 | HEROTAT ALAK | \$ 140,670 | 7.000 | |
| | incr (decr) | 7.000 | | \$ 56,015 | | | | | |
| <u>1AY</u> | | | | | | | | | |
| School-Age FTE - Continuing Education | | 10.000 | 7,885 | 78,850 | 10.000 | 7,885 | 78,850 | - | - |
| Adult FTE - Continuing Education | | 30,000 | 5,030 | 150,900 | - | 5,030 | - | 30.000 | |
| K-Grade School-Age FTE - Online Learning | | - | 2,120 | · - | 10.000 | 2,120 | 21,200 | (10.000) | |
| Grade 10-12 School-Age FTE - Online Learning | | 1.000 | 6,360 | 6,360 | 10.000 | 6,360 | 63,600 | (9.000) | |
| Adult FTE - Online Learning | | | 5,030 | - | 4.000 | 5,030 | | (4.000 | (20,1 |
| TOTAL MAY ENROLMENT COUNT | 810518518185 | 41,000 | | \$ 236,110 | 34.000 | | \$ 183,770 | 7.000 | \$ 52,3 |
| TOTAL MAI LINGUISH COURT | incr (decr) | diamana na manana | eurskinstratio | \$ 52,340 | , pagagana a paranganana | g estra eletavila. | , egyt, greg yang terbesah di di terbesah terbes | | |
| | an lacti | | | | | | | | |
| CHILLIAN AND | 1a | | | \$ 42,946,787 | 0.000 | | \$ 41,519,357 | GSO (Black recession (ASS) Po | \$ 1,427,4 |
| FULLYEAR | 1500,000,000 | V9000000000000000000000000000000000000 | CHECKER STORY | | | | | | |

ANNUAL PROGRAMS FUNDING AGREEMENT

This Annual Programs Funding Agreement dated for reference the 15th day of March 2022, is in effect for the 2022/23 fiscal year period of April 1, 2022 to March 31, 2023.

BETWEEN: Her Majesty the Queen in Right of the Province of British Columbia, represented by the Minister of Education (the "Ministry")

OF THE FIRST PART

AND: the Board of Education of School District No. 70 (Pacific Rim) (the "Board")

OF THE SECOND PART.

The parties agree as follows:

1. **DEFINITIONS**

1.01 In this Agreement, unless the context otherwise requires:

"Agreement" means the Annual Programs Funding Agreement;

"Board" or "Board of Education" means a board of school trustees constituted under the *School Act* [RSBC 1996] c. 412 and any person designated by the Board to act with respect to a provision of this Agreement;

"Business Day" means a day, other than a Saturday or Sunday or Statutory Holiday, on which Provincial government offices are open for normal business in British Columbia;

"Capital Funding Grant" means a funding grant authorized by the Minister of Finance in accordance with section 56.1 of the *Financial Administration Act* [RSBC1996] c. 138;

"Certificate of Approval" means the Certificate of Approval described in paragraph 3.04;

"Eligible Expenditure(s)" means those expenditure(s) areas more particularly described in paragraph 3.01;

"Event of Force Majeure" means invasion, rebellion, hostilities, sabotage, government regulations or controls, acts of God, strikes, lockouts or labour disputes that are a major disabling event or circumstance in relation to the normal operations of the party concerned as a whole that is beyond the reasonable control of the party directly affected and results in a material delay, interruption or failure by such party in carrying out its duties, covenants or obligations under this Agreement;

"Minister" means the Minister of Education, and includes the Deputy Minister of Education and any person designated by either of them to act with respect to a provision of this Agreement;

"Ministry" means the Ministry of Education of the Province of British Columbia;

"Project" means the project(s) described in paragraph 3.01;

"Schools Protection Program" means the risk management program administered and delivered by the Risk Management Branch of the Ministry of Finance in conjunction with the Ministry of Education, and includes the "Schools Protection Program Reference Manual" and all amendments and updates to the program and manual;

"Treasury Board" means the Treasury Board established under the *Financial Administration Act* [RSBC 1996] c. 138.

2. SCHEDULES

- 2.01 The following Schedule(s) form an integral part of this Annual Programs Funding Agreement:
 - A. Communications Protocol Agreement on Minor Capital Projects between the Ministry of Education and School Districts

3. PROVINCIAL FUNDING CONTRIBUTIONS AND OBLIGATIONS

3.01 The Ministry will provide capital funding to the Board which is to be used for the purposes of the following Project:

| Facility Name | Program Project Description | Amount Funded by Ministry | Next Steps & Timing |
|---------------------------|-----------------------------|---------------------------------|--|
| Wood Elementary | SEP - Roofing Upgrades | \$350,000 | Proceed to design, tender & construction. To be completed by March 31, 2023. |
| John Howitt Elementary | SEP - Roofing Upgrades | \$750,000 | Proceed to design, tender & construction. To be completed by March 31, 2023. |

- 3.02 The Ministry will, in no event, provide more than the amount listed above.
- 3.03 The Ministry will provide the capital funding in paragraph 3.01 in the form of a Capital Funding Grant.
- 3.04 Payment of a Capital Funding Grant is subject to the Ministry issuing a Certificate of Approval for the Project in paragraph 3.01 in accordance with Treasury Board policies and directives and to the following conditions:
 - a) in no case may the Board make a draw against funds available under a Certificate of Approval, unless the draw is reimbursement for Eligible Expenditure(s) properly incurred by the Board in connection with the Project;
 - b) the Ministry may modify or withhold a Capital Funding Grant and applicable Certificate of Approval, or any portion thereof, in the event the Board fails to

- observe, perform and comply with any provision of this Agreement or if, in the opinion of the Ministry, there has been a material change in the Project;
- c) the Board will comply with all applicable policies and directives of the Treasury Board respecting Capital Funding Grants.
- 3.05 Notwithstanding any other provision of this Agreement, the payment of funds by the Ministry to the Board, pursuant to this Agreement, is subject to the provisions of the *Financial Administration Act* ("the Act"), which makes that payment obligation subject to:
 - a) there being sufficient monies available in an appropriation, as defined in the Act, to enable the Ministry, in any fiscal year or part thereof when any payment of money by the Ministry to the Board falls due pursuant to this Agreement, to make that payment;
 - b) Treasury Board, as defined in the Act, not having controlled or limited, pursuant to the Act, expenditure(s) under any appropriation referred to in this subparagraph a).

4. BOARD OBLIGATIONS

- 4.01 The Board will:
 - a) carry out the Project in a manner that ensures:
 - i) delivery within budget;
 - ii) completion by March 31, 2023;
 - iii) scope details are fully met upon completion;
 - iv) accrued cost-savings realized from completed capital projects as approved in this Agreement are reported to the Ministry and transferred into the school district's Minister-Restricted Capital account, unless otherwise agreed to in writing by the Ministry.
 - b) comply with all policies and best practices related to Capital Project Procurement, as documented in the Capital Asset Management Framework and Capital Procurement Checklist published by the Ministry of Finance;
 - c) procure the Project in accordance with the Capital Asset Management Framework;
 - d) include in any contracts all standard insurance and indemnification clauses required by the Schools Protection Program;
 - e) ensure all communication related to the Capital Project conforms to the "Communications Protocol Agreement on Minor Capital Projects between the Ministry of Education and School Districts" (provided as Schedule A). Note this protocol may be amended from time to time by the Ministry, with the most current version of the protocol being used.

- 4.02 Provide written notice to the Ministry of Education immediately upon completion of each Project. (Note: the Ministry will be following up with school districts regarding delayed and/or incomplete projects in early January, at which time the Ministry may choose to reallocate associated funds depending on the status of the Project).
- 4.03 At the request of the Ministry, prepare additional reports relating to the Project.
- 4.04 Notify the Ministry immediately, in writing, should any Event of Force Majeure arise that could materially affect the scope, costs or schedule of the Project.
- 4.05 Indemnify and save harmless the Province of British Columbia and its employees and agents from and against any losses, claims, damages, actions, causes of action, costs and expenses that the Province of British Columbia or any of its employees or agents may sustain, incur, suffer or be put to at any time, either before or after this agreement ends, which are based upon, arise out of or occur, directly or indirectly, by reason of, any act or omission by the Board or by any of its agents, employees, officers, directors, or contractors with respect to the Project.
- 4.06 Purchase school buses through the Request for Standing Offer (RFSO) portal available through the Association of School Transportation Services of BC (ASTSBC).
- 4.07 Reserve two (2) percent of the Total Funding amount provided under the Bus Acquisition Program in paragraph 3.01 as fee payment for ASTSBC's administration services. The ASTSBC will invoice the Board once buses have been ordered. This fee is included in the Capital Funding Grant and is not an additional cost to the Board.

5. EVENT OF FORCE MAJEURE

- 5.01 In the Event of Force Majeure:
 - a) the Board will immediately notify the Ministry, in writing, describing the Event of Force Majeure.
 - b) within five (5) Business Days of being notified of the Event of Force Majeure, the Ministry will communicate with the Board to explore what steps are to be taken to mitigate the Event of Force Majeure, determine an appropriate course of action, and establish an estimated cost related to the Event of Force Majeure.
 - c) the course of action must be agreed to by the Ministry and the Board.
 - d) either party may request the assistance of an independent cost consultant appointed by mutual agreement of the parties.
 - e) the Ministry will not approve any expenditure(s) incurred prior to the agreed course of action unless the costs were demonstrably incurred for the preservation of life and/or safety.

6. PUBLIC ANNOUNCEMENTS

2022/23 Annual Programs Funding Agreement for School District No. 70 (Pacific Rim)

6.01 Any public announcement relating to the Project will be in accordance with the "Communications Protocol Agreement on Minor Capital Projects between the Ministry of Education and School Districts" (provided as Schedule A).

7. NOTICE

- 7.01 Any notice or communication required or permitted to be given under this Agreement will be in writing and will be considered to have been sufficiently given if delivered by hand or electronic transmission to the physical address or electronic mail address of each party set out below:
 - a) if to the Board:

School District No. 70 (Pacific Rim) 4690 Roger St, Port Alberni, BC, V9Y 3Z4 Attention: Lindsay Cheetham, Secretary-Treasurer Email: lcheetham@sd70.bc.ca

b) if to the Ministry:

Ministry of Education PO Box 9151 Stn Prov Govt, Victoria, BC, V8W 9H1 Attention: Mary-Anne North Email: Mary-Anne.North@gov.bc.ca

- 7.02 Any such notice or communication will be considered to have been received:
 - a) if delivered by hand during business hours (and in any event, at or before 4:00pm local time in the place of receipt) on a Business Day, upon receipt by a responsible representative of the receiver, and if not delivered during business hours, upon the commencement of business hours on the next Business Day;
 - b) if sent by electronic transmission during business hours (and in any event, at or before 4:00pm local time in the place of receipt) on a Business Day, upon receipt by a responsible representative of the receiver, and if not delivered during business hours, upon the commencement of business hours on the next Business Day, provided that:
 - i) the receiving party has, by electronic transmission or by hand delivery, acknowledged to the notifying party that it has received such notice; or
 - ii) within twenty-four (24) hours after sending the notice, the notifying party has also sent a copy of such notice to the receiving party by hand delivery.
- 7.03 Delivery by mail will not be considered timely notice under this Agreement.
- 7.04 In the event a contact name changes for either the Ministry or for the Board, then parties must be notified within five (5) Business Days.

2022/23 Annual Programs Funding Agreement for School District No. 70 (Pacific Rim)

| IN WITNESS WHEREOF the partie and year first above written. | es have executed this Agreement, in duplicate, as of the day |
|--|--|
| SIGNED on behalf of Her Majesty to in Right of the Province of British C by a duly authorized designate of the Minister of Education | Columbia) |
| | |
| | |
| | Authorized Signatory (For the Minister of Education) |
| | |
| | Name (Print) |
| | Title |
| | |
| | Date Signed (Month/Day/Year) |
| SIGNED on behalf of the Board of Education of School District |)) |
| No. 70 (Pacific Rim) by its duly authorized signatories |)) |
| | |
| | Signatory (Secretary Treasurer) |
| | Name (Print) |
| | Date Signed (Month/Day/Year) |

SCHEDULE A

COMMUNICATIONS PROTOCOL AGREEMENT ON MINOR CAPITAL PROJECTS BETWEEN THE MINISTRY OF EDUCATION (EDUC) AND SCHOOL DISTRICTS

News Release

Upon issuance of Capital Plan approvals and funding agreements to school districts, EDUC will issue public news releases regarding minor capital projects. School district(s) may be requested to provide a quote from a designated representative for such news releases.

<u>Signage</u>

Significant, high-profile minor capital construction projects and/or initiatives approved in the EDUC Capital Plan **may** be requested to be identified by signage prominently displayed at the site. EDUC will notify a school district(s) if this is the case.

If requested, signs must conform to Government of B.C.'s Infrastructure Sign Specifications and be produced by Government Communications and Public Engagement (GCPE) graphics department. In addition to the BC logo, school districts and other funding partners will be identified with their logos on signage. Signs are to be installed as soon as possible after announcement of the project, and amended to include the amount of investment and date of completion after award of the contract and preferably before the start of work. The signs are to remain on the site until the work is completed and after any completion ceremonies where applicable. A digital picture of the sign is to be sent to GCPE after it has been installed. Cost of the sign is to be funded from the approved project budget. School districts are responsible for installing the signs.

The steps from signage design to installation are as follows:

- 1. Project is announced;
- 2. GCPE will have their graphics department create a construction sign;
- 3. GCPE graphics department will create and send the approved file to Queens Printer for print production;
- 4. Queens Printer will notify GCPE when the sign is ready;
- 5. GCPE will notify the school district(s) when the sign is ready to be ordered and provide them with the online requisition form: http://brokerage.qp.gov.bc.ca/submit-print/print-form.aspx;
- 6. The school district(s) orders, pays and arranges for the sign to be installed. Signs are to be post mounted in a visible location;
- 7. School district(s) will notify GCPE when the sign is installed and send photo as confirmation.

Official Ceremonies

EDUC will notify a school district(s) if an official ceremony **may** be held to commemorate the launch and/or ground-breaking for a project. The parties shall co-operate in the organization ceremonies, and messages and public statements for such events should be mutually agreed upon.

Plaques

EDUC may request the district provide and install (upon completion of significant, high-profile construction projects and/or initiatives), a plaque bearing an appropriate inscription. The design, wording and specifications of such plaques must be approved by EDUC. Cost of the plaque is to be funded from the approved project budget.