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CITY OF KELOWNA

MEMORANDUM

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**Date:** July 10, 2008  
**File No.:** 2380-20  
**To:** City Manager  
**From:** Property Manager  
**Subject:** BMX Track and Building

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**RECOMMENDATION:**

THAT City Council approve a five year lease based on the attached criteria, in the City standard format with Kelowna BMX Club for the lease of the Rutland BMX Track;

AND THAT the Mayor and City Clerk be authorized to execute the lease.

**BACKGROUND:**

The Kelowna BMX Club has been successfully operating the BMX Track since its construction. This year the Club contributed 50% of the funds needed to put a fence around the track. The fence provides security and allows for the track to be closed should unsafe track conditions exist as well as closing the track to prevent after hours use and reduce vandalism.

Base Terms of Lease Agreement for Kelowna BMX Club for the Rutland BMX Track are

<b>Term:</b>	5 years (March 1, 2008 – February 28, 2013)
<b>Renewal:</b>	No renewal
<b>Rate:</b>	\$1.00 per year
<b>Tenant Improvements:</b>	By tenant

**FINANCIAL/BUDGETARY CONSIDERATIONS:**

**LEGAL/STATUTORY AUTHORITY:**

Community Charter – Section 24 allows the disposition of land below market value to non-profit organizations provided that notice must be published before the assistance is provided and must identify the intended recipient of the assistance, and describe the nature, term and extent of the proposed assistance.

**LEGAL/STATUTORY PROCEDURAL REQUIREMENTS:**

A notice must be published before the assistance is granted.



**EXISTING POLICY:**

No Council policy exists for financial aid to strictly non-profit societies.

**Considerations that were not applicable to this report:**

**INTERNAL CIRCULATION:**

**PERSONNEL IMPLICATIONS:**

**TECHNICAL REQUIREMENTS:**

**EXTERNAL AGENCY/PUBLIC COMMENTS:**

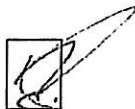
**ALTERNATE RECOMMENDATION:**

Submitted by:

*R. Forbes*

R. Forbes – Property Manager

Approved for Inclusion:



cc: Parks Manager  
Civic Properties Manager  
Sport and Recreation Manager