



# City of Moose Jaw

**COMMUNICATION# CC-2019-0282**

**TITLE:** Bylaw No. 5612, A Bylaw Regarding Repayment of Advances of Trust Monies Made Under Agreement with Ticket Rocket

**TO:** City Council

**FROM:** City/Clerk Solicitor's Department

**DATE:** 11 December 2019

**PUBLIC:** PUBLIC DOCUMENT

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## **RECOMMENDATION**

THAT City Council give 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading to Bylaw No. 5612, A Bylaw Regarding Repayment of Advances of Trust Monies Made Under Agreement with Ticket Rocket.

## **TOPIC AND PURPOSE**

The purpose of the proposed Bylaw is to guarantee repayment of advances of trust monies made under agreement with Ticket Rocket Enterprises ("TRE").

## **BACKGROUND**

Bylaw No. 5425, Moose Jaw Downtown and Soccer/Field-House Facilities Inc. (the "Corporation") was established by Council as a controlled corporation with a board of directors, under authority of *The Cities Act* (Saskatchewan). The Corporation and Ticket Rocket Enterprises ("TRE") entered into a Service and Software Use Agreement dated effective as of June 14, 2016 (the "Agreement") pursuant to which, the Corporation engaged TRE to provide ticketing services, equipment and box office operations services for the operation of the Mosaic Place Box Office.

Pursuant to Section 3.6 of the Agreement, the Corporation may request from TRE up to an 80% advance on event monies that are held in trust for the Corporation (each an "Advance Request") provided that the Corporation provide a guarantee to TRE for repayment of any monies withdrawn as a result of an Advance Request, in the case of cancellation or loss. Pursuant to Bylaw No. 5565, the Board of Directors of the Corporation was dissolved by Council and the City Manager of the City of Moose Jaw was authorized to manage and direct the personnel and operations of the Corporation and the City has assumed the rights and obligations of the Corporation under the Agreement.

Since that time the City has contracted Spectra Venue Management to manage Mosaic Place on its behalf and TRE has requested confirmation, in the form of a City Bylaw, that they will be repaid any advances processed and paid to the City in the event the subject event is cancelled as per the terms of the agreement.

If City Council is inclined to support the Bylaw and clause-by-clause debate is not required, the following motion would be in order, while in Committee of the Whole (Bylaws):

*"THAT clause-by-clause consideration of the Bylaw be and is hereby dispensed with and that the said Bylaw be approved in its entirety."*

### **ATTACHMENTS**

1. Bylaw No. 5612, A Bylaw Regarding Repayment of Advances of Trust Monies Made Under Agreement with Ticket Rocket.

### **REPORT APPROVAL**

Written by: Myron Gulka-Tiechko, City Clerk/Solicitor  
Reviewed by: Tracy Wittke, Assistant City Clerk  
Approved by: Myron Gulka-Tiechko, City Clerk/Solicitor  
Approved by: Jim Puffalt, City Manager  
Approved by: Fraser Tolmie, Mayor

*To be completed by the Clerk's Department only.*

Presented to Regular Council or Executive Committee on \_\_\_\_\_.

No. \_\_\_\_\_ Resolution No. \_\_\_\_\_

## Report Approval Details

Document Title:	Bylaw No. 5612, A Bylaw Regarding Repayment of Advances of Trust Monies - CC-2019-0282.docx
Attachments:	- BYLAW NO. 5612 - Bylaw Regarding Repayment of Advances of Trust Monies.doc
Final Approval Date:	Dec 12, 2019

This report and all of its attachments were approved and signed as outlined below:

**No Signature - Task assigned to Tracy Wittke was completed by assistant Maureen Latta**

Tracy Wittke

**No Signature - Task assigned to Myron Gulka-Tiechko was completed by workflow administrator Maureen Latta**

Myron Gulka-Tiechko



Jim Puffalt



Fraser Tolmie