

BYLAW NO. 5612

A BYLAW REGARDING THE REPAYMENT OF ADVANCES OF TRUST MONIES MADE UNDER AGREEMENT WITH TICKET ROCKET

THE MUNICIPAL COUNCIL OF THE CITY OF MOOSE JAW ENACTS AS FOLLOWS:

WHEREAS pursuant to 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);

AND WHEREAS 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 officer operations services for the operation of the Mosaic Place Box Office;

AND WHEREAS 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(each an "Advance Request") provided that the Corporation provide a guarantee to TRE for repayment of any monies withdrawn as a result of an Advance Request, in the case of cancellation or loss;

AND WHEREAS 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 (the "City") 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;

AND WHEREAS Council believes it is in the public interest to guarantee to TRE the repayment of monies withdrawn by the City for advances that are made pursuant to, and in accordance with, Section 3.6 of the Agreement;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF MOOSE JAW ENACTS AS FOLLOWS:

1. The City is hereby authorized and approved to guarantee the repayment to TRE of all monies that are withdrawn by the City from TRE as a result of one or more Advance Requests in the case of cancellation or loss, in accordance with Section 3.6 of the Agreement.
2. The City Manager is authorized, in the name and on behalf of the City, to do such further acts and things and to execute and deliver such documents and instruments as the City Manager may

determinate to be necessary or desirable in order to give effect to the above.

Coming into Force

3. This Bylaw comes into force on the day of passage.

READ a first time December 16, 2019.

READ a second time December 16, 2019.

READ A THIRD TIME AND PASSED ON

Mayor

City Clerk