



# City of Moose Jaw

## COMMUNICATION # CC-2020-0037

**TITLE:** Moose Jaw Art Museum Annual General Meeting – March 26, 2020

**TO:** City Council

**FROM:** Department of Parks and Recreation

**DATE:** January 29, 2019

**PUBLIC:** PUBLIC DOCUMENT

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### **RECOMMENDATION**

THAT the City of Moose Jaw decline to exercise its membership interest to elect a majority of the Board of Directors at the Moose Jaw Art Museum Annual General Meeting on March 26, 2020.

### **TOPIC AND PURPOSE**

The purpose of this report is to provide City Council with the option to exercise its membership interest to elect a majority of the Board of Directors at the upcoming Annual General Meeting of the Art Museum on March 26, 2020.

### **BACKGROUND**

Municipalities have the authority to incorporate companies for several purposes, including the operation of cultural facilities, such as art galleries and museums. In 1995, pursuant to this authority, City Council established the Moose Jaw Art Museum Incorporated. City Council did so through passage of Bylaw No. 4879, which provided for both the establishment and funding of the Art Museum.

Once established, the City entered into an Agreement with the Art Museum, dated March 28, 1995, defining the roles, responsibilities and relationship of the parties. Pursuant to this Agreement, section 19(c) provides that one (1) member of City Council may be appointed to sit on the Board of Directors.

The Annual General Meeting of the Art Museum is scheduled for Thursday, March 26, 2020 and Councillor Crystal Froese is currently appointed as the City Council's representative on the Board.

## **DISCUSSION**

The City's interest was set forth in two (2) aspects of the City's agreement with the Art Museum.

Firstly, the City has the right to terminate the Agreement and, upon termination, the assets of the Corporation revert to the City of Moose Jaw and secondly, in accordance to section 19(a) of the Agreement, the City has the discretionary authority to appoint a majority of the Board of Directors of the Corporation.

It is also important to note that the City's agreement with the Art Museum as outlined in section 19(d) provides that, if the City wishes to have a voting representative at the annual general meeting (i.e. to cast votes for candidates for the Board of Directors), this representative cannot be the Council representative on the Board.

*\*Section 19 of the Agreement is attached to the report for reference*

## **OPTIONS TO RECOMMENDATION**

The City of Moose Jaw may decide to exercise its membership interest to elect a majority of the Board of Directors at the upcoming Annual General Meeting of the Art Museum on March 26, 2020.

This option was not recommended as past practice of the City has been to not exercise its authority to appoint a majority of the Board of Directors. Apart from City Council's representative on the Board, the members of the Corporation have been allowed to select their own Board of Directors at their Annual General Meeting.

## **COMMUNICATION PLAN**

Communication will be provided to the Moose Jaw Art Museum following the decision made by City Council.

## **STRATEGIC PLAN**

This report supports the strategic priority of 'People and Culture' as the Agreement with the Moose Jaw Art Museum allows the City to offer its residents a progressive and diverse mix of cultural, arts and heritage opportunities.

## **OFFICIAL COMMUNITY PLAN**

The agreement with the Moose Jaw Art Museum fully aligns with the Official Community Plan's objectives for Cultural Heritage.

## **BYLAW OR POLICY IMPLICATIONS**

The report refers to Bylaw No. 4879, which was enacted for the establishment and funding of the Art Museum.

## **OTHER CONSIDERATIONS/IMPLICATIONS**

There is no financial or privacy implications associated with the report.

## **PUBLIC NOTICE**

Public Notice pursuant to the Public Notice Policy is not required.

## **PRESENTATION**

VERBAL: The City Clerk and Director of Parks and Recreation will be available to answer any questions regarding the procedure.

## **ATTACHMENTS**

1. Letter dated January 21, 2020 from the Director/Curator of the Moose Jaw Art Museum Re: Annual General Meeting – March 26, 2020
2. Section 19 of Agreement dated March 28, 1995 between the City of Moose Jaw and Moose Jaw Art Museum Incorporated.

## **REPORT APPROVAL**

Written by: Derek Blais, Director of Parks and Recreation  
Reviewed by: Tracy Wittke, Assistant City Clerk  
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:	Art Museum Annual General Meeting - March 26, 2020 - CC-2020-0037.docx
Attachments:	- Attachment 1.pdf - Attachment 2.pdf
Final Approval Date:	Feb 3, 2020

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



Tracy Wittke



Jim Puffalt



Fraser Tolmie