

Bill No. 193
2020

By-law No. A.- _____ - _____

A by-law to authorize an Agreement between The Corporation of the City of London and Donald Jones Management Services Inc., for the operation and management of Centennial Hall, and to authorize the execution the Agreement.

WHEREAS section 5(3) of the *Municipal Act, 2001* S.O. 2001, c.25, as amended, provides that a municipal power shall be exercised by by-law;

AND WHEREAS section 9 of the *Municipal Act, 2001* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS section 23(1) of the *Municipal Act, 2001* authorizes the municipality to delegate its powers and duties to a person;

AND WHEREAS it is deemed expedient for The Corporation of the City of London (the "City") to enter into an Agreement with Donald Jones Management Services Inc. for the operation and management of Centennial Hall (the "Agreement");

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. The Agreement substantially in the form attached as Schedule "A" to this By-law, being an Agreement with Donald Jones Management Services Inc. for the operation and management of Centennial Hall is hereby AUTHORIZED AND APPROVED.
2. The Mayor and City Clerk are hereby authorized to execute the Agreement authorized and approved under section 1 of this by-law.
3. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on June 16, 2020

Ed Holder
Mayor

Catharine Saunders
City Clerk

First reading – June 16, 2020
Second reading – June 16, 2020
Third reading – June 16, 2020

SCHEDULE "A"

This Agreement made this day of June, 2020

THE CORPORATION OF THE CITY OF LONDON
(hereinafter called the "Owner")

- AND -

DONALD JONES MANAGEMENT SERVICES INC.
(hereinafter called the "Manager")

WHEREAS by an agreement dated the 1st day of January, 2006 (the "2006 Agreement"), the Owner engaged the Manager to operate and manage Centennial Hall at 550 Wellington Street in the City of London which is a multi-purpose public hall owned by the Owner;

AND WHEREAS by an agreement dated the 1st day of January, 2010 (the "2010 Agreement"), the Parties extended the term of engagement of the Manager to operate and manage the Hall for the Owner;

AND WHEREAS by an agreement dated the 17th day of September, 2012 (the "2012 Agreement"), the Parties extended the term of engagement of the Manager to operate and manage the Hall for the Owner;

AND WHEREAS by an agreement dated the 28th day of July, 2015 (the "2015 Agreement"), the Parties extended the term of engagement of the Manager to operate and manage the Hall for the Owner;

AND WHEREAS the parties wish to extend the term of engagement of the Manager for an additional five (5) year period;

NOW THEREFORE in consideration of the mutual covenants and agreements herein contained and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by the parties, the Owner and the Manager agree as follows:

1. The term of engagement of the Manager shall be extended for an additional five (5) year period commencing on the 1st day of January, 2021 and ending on the 31st day of December, 2025, on the same terms and conditions as set out in the 2006 Agreement, as amended.
2. Schedule "B" – Centennial Hall Rates and Requirements of the 2006 Agreement, as previously amended, is hereby deleted and replaced by the new Schedule "B" attached hereto.
3. In all other respects, the parties confirm that the 2006 Agreement, as amended by the 2010 Agreement, the 2012 Agreement and the 2015 Agreement shall remain in full force and effect.

IN WITNESS WHEREOF the Owner and Manager have executed this Agreement as evidenced by the signatures of their authorized officers.

THE CORPORATION OF THE CITY OF LONDON

Per: _____
Ed Holder, Mayor

Per: _____
Catharine Saunders, City Clerk

DONALD JONES MANAGEMENT SERVICES INC.

Per: _____
Donald Jones, President
I have the authority to bind the corporation.

SCHEDULE "B"

2020 FEES AND CHARGES CULTURE SERVICES

Service/Activity	2020 PROPOSED	
	Effective Date	Fee
<u>SERVICE GROUPING: CENTENNIAL HALL</u>		
i) Hall Rentals		
(a) Auditorium		
Theatre Style (Monday - Thursday, Sunday)	Jan. 1/20	\$2,500 or 10% gross gate to a maximum of \$4,000, whichever is greater
Banquet Style	Jan. 1/20	\$1,500.00
Banquet Style - June, July, August	Jan. 1/20	\$1,000.00
New Year's Eve	Jan. 1/20	\$2,500.00
Rehearsal Stage	Jan. 1/20	\$600.00
(b) Banquet Hall		
Monday through Friday	Jan. 1/20	\$1,000.00
Sunday, Saturday, Holidays	Jan. 1/20	\$1,000.00
New Year's Eve	Jan. 1/20	\$2,000.00
One-half Banquet Hall	Jan. 1/20	\$500.00
Trade Shows (per day)	Jan. 1/20	\$1,000.00
(c) Lounge		
Jan. 1/20	Jan. 1/20	\$250.00
(d) Lounge - After Events		
Jan. 1/20	Jan. 1/20	\$200.00
(e) Entire Building (Convention Rate)		
Jan. 1/20	Jan. 1/20	\$3,500.00
(f) Entire Building (Trade Show Rate)		
Jan. 1/20	Jan. 1/20	\$3,500.00
(g) Early/Late Access Charge/hour (Prior to 8:00 a.m./after 1:00 p.m.)		
Jan. 1/20	Jan. 1/20	\$50.00
(h) Move In/Move Out		
Jan. 1/20	Jan. 1/20	50% of applicable rate
(i) Women's Canadian Club		
Jan. 1/20	Jan. 1/20	\$850.00
(j) Teen Dances or Pub Nights (Banquet Hall only)		
Jan. 1/20	Jan. 1/20	\$1,000.00
(k) Catering Surcharge		
Jan. 1/20	Jan. 1/20	7% of gross catering revenue or \$0.70/person
ii) Bar Receipts		
Centennial Hall License - Rates	Jan. 1/20	Market
iii) Canteen Receipts - Snacks		
Jan. 1/20	Jan. 1/20	Market
iv) Checkroom Receipts		
Jan. 1/20	Jan. 1/20	Market
v) Sundry Receipts		
Jan. 1/20	Jan. 1/20	Market
vi) Chair Removal		
Jan. 1/20	Jan. 1/20	Market
vii) Catering Revenue		
Self Catering	Jan. 1/20	Market & 7% of admissions
viii) Ticket Surcharge		
Jan. 1/20	Jan. 1/20	\$1.00 per ticket
<i>Fanshawe Symphonic Chorus and Local Community Events are excluded.</i>		

Note:

1. Non-profit organizations which book a series of events, in advance, (at least six events per calendar year) and which require a very limited amount of set-up and maintenance will receive a reduced rate.