

Report to Council



Date: November 30, 2015
File: 1140-50
To: City Manager
From: Sandra Kochan, Cultural Services Manager
Subject: Amendment to Lease and Operating Agreement for the Rotary Centre for the Arts

Recommendation:

THAT Council approve an amendment to the Lease and Operating Agreement dated January 1, 2013 between the Kelowna Visual and Performing Arts Centre Society (KVPACS) and the City for operation of the Rotary Centre for the Arts (RCA) as set out in Appendix A attached to the report of the Cultural Services Manager dated November 23, 2015;

AND THAT Council authorizes the Mayor and the City Clerk to sign the amendment to the Lease and Operating Agreement on behalf of the City of Kelowna.

Purpose:

KVPACS, as the non-profit organization operating the RCA, is seeking an amendment to its Lease and Operating Agreement to provide for quarterly instalment payments of its annual operating fund from the City. The Agreement currently provides for two semi-annual payments.

Background:

KVPACS entered into a ten-year Lease and Operating Agreement ('Agreement') with the City effective January 1, 2013 for the operation of the RCA.

Pursuant to the Agreement, the City provides annual operating support to KVPACS. The 2015 operating support paid by the City was \$305,300, in two equal instalments (January and July).

In order to improve management of its cash flow, KVPACS has requested that the payment schedule for its annual support be adjusted from semi-annual payments to quarterly payments in January, April, July and October.

An amendment agreement has been prepared and signed by KVPACS, and is attached as Appendix A.

All of the other terms of the Lease and Operating Agreement will remain in effect.

Internal Circulation:

J. Gabriel, Director, Active Living & Culture Division
M. Olson, Property Management Manager
G. King, Financial Planning Manager
J. Foster, Community Communications Supervisor
S. Fleming, City Clerk

Considerations not applicable to this report:

Legal/Statutory Authority
Legal/Statutory Procedural Requirements
Existing Policy
Financial/Budgetary Considerations
Personnel Implications
External Agency/Public Comments
Communications Comments
Alternate Recommendation

Submitted by:

S. Kochan, Cultural Services Manager

Approved for inclusion: J. Gabriel, Director, Active Living & Culture Division

Attached:

Appendix A: Amendment to Lease and Operating Agreement for the Rotary Centre for the Arts

cc:

J. Gabriel, Director, Active Living & Culture Division
M. Olson, Property Management Manager
G. King, Financial Planning Manager
J. Foster, Community Communications Supervisor
S. Fleming, City Clerk
Patrick LeBlanc, General Manager, Rotary Centre for the Arts