



CCA JOA - Signing Update and Next Steps

Excerpted from Minutes 2017-10-23

~ ~ ~ ~ ~

Report Recommendation (*as amended*)

MOVED by Commissioner Mackinnon

SECONDED by Commissioner Wiebe

Amendment (adding B-E) MOVED by Commissioner Kirby-Yung

Amendment (to A) MOVED by Commissioner Evans

- A. THAT the Vancouver Park Board direct staff to continue to work with the Community Centre Associations towards signature of the form of Joint Operating Agreement approved on April 10, 2017, and as amended below, including any Appendices changes, with the goal of implementing a new Joint Operating Agreement on January 1, 2018.
- B. THAT the form of Joint Operating Agreement be amended in Section 24.9 to add the wording shown in underline:

24.9 Entire Agreement

This Agreement and, for greater certainty, each of the Appendices affixed hereto constitute the entire agreement and understanding between the parties hereto with respect to the subject matter hereof, and supersedes all previous communications, representations and agreements, whether oral or written, with respect to the subject matter hereof. All amendments to this Agreement must be made in writing and signed by both parties. For greater certainty, the parties agree that the Appendices to this Agreement may be adjusted by the parties at any time, upon mutual agreement, as practices or operations of the parties may change over time. The parties further acknowledge and agree that the Indemnity Agreement continues to be in full force and effect, subject to the terms and conditions of that agreement, and has not been modified in any way by this Agreement.

- C. THAT the form of Joint Operating Agreement be amended to add a new Section 24.10 as follows:

24.10 Appendix C Prevails

In the event of any conflict between the terms in the body of this Agreement and the terms of Appendix C attached hereto, the terms of Appendix C will prevail.

- D. THAT the remaining sections of the form of Joint Operating Agreement be renumbered accordingly.
- E. THAT Community Centre Associations that have already signed a JOA be given the option to add the above changes to their JOA.

CARRIED UNANIMOUSLY