



# City of Langford

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## Staff Report to Council

**Date:** October 21, 2019  
**Department:** Parks & Recreation  
**Subject:** Extension of VCMMC Parks and Boulevards & Trails Maintenance Agreements

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### Background

On September 8, 2014, the City entered into a Parks and Boulevard Maintenance Contract and a Trails Maintenance Contract with Victoria Contracting and Municipal Maintenance Corporation (VCMMC). These agreements expired on April 30, 2019, and in March, were extended for an additional six months. These agreements will expire on October 30, 2019, unless renewed or extended.

### Commentary

The City and VCMMC are currently working together to renew the current Parks and Boulevard Maintenance Contract and the Trails Maintenance Contract. The City and VCMMC are confident that a new agreement will be achievable in 2020. If the contracts are allowed to expire, the City will not have a Parks and Boulevard or Trails Maintenance contract in place.

### Options

1. That Council extend the Parks and Boulevard Maintenance Contract and the Trails Maintenance Contract with VCMMC until April 30, 2020, or until a new agreement is approved by Council.

or

2. That Council does not authorize staff to extend the Agreements at this time.

Respectfully submitted,

Submitted by:	Cory Manton, Manager Parks and Recreation
Concurrence:	Darren Kiedyk, Chief Administrative Officer
Concurrence:	Braden Hutchins, Director of Corporate Services

/CNM

**AMENDING AGREEMENT- PARKS AND BOULEVARDS MAINTENANCE**

THIS AMENDING AGREEMENT dated for reference October 17, 2019, is

BETWEEN:

CITY OF LANGFORD  
2nd Floor, 877 Goldstream Avenue  
Langford, BC V9B 2X8  
(the "City")

AND:

VICTORIA CONTRACTING AND MUNICIPAL MAINTENANCE CORPORATION  
#112, 1010 Mccallum Road  
Victoria, BC V9B 4C6  
(the "Contractor")

RECITALS:

- A. By a Parks and Boulevards Maintenance Contract dated for reference September 8, 2014 (the "Agreement"), the City engaged the Contractor to provide the Services, as that term is defined in the Agreement;
- B. The term of the Agreement expires on April 30, 2019;
- C. The parties agreed on March 06, 2019 to extend the term of the Agreement for six (6) months; and
- D. The parties have agreed to extend the term of the Agreement for an additional six (6) months accordance with this Amending Agreement.

THIS AMENDING AGREEMENT WITNESSES that in consideration of the mutual covenants and agreements contained in this Amending Agreement and the payment of \$1.00 by the City to the Contractor, the sufficiency and receipt of which the Contractor acknowledges, the parties covenant and agree with each other as follows:

1. Terms defined in the Agreement have the same meaning in this Amending Agreement, except as set out in this Amending Agreement.
2. The term of the Agreement is extended by an additional six (6) months and shall expire on April 30, 2020, unless terminated or cancelled in accordance with the Agreement or extended by mutual agreement of the parties.
3. The parties agree that the Agreement remains in full effect, modified only to the extent set out above.
4. This Amending Agreement shall enure to the benefit of and be binding upon the parties, their respective heirs, executors, administrators, and other legal representatives.

- 5. Any or all of the parties may execute this Amending Agreement in counterparts. The respective signing pages of each counterpart, including prints of versions stored in any computer format and prints of facsimiles, shall be deemed to be original and such counterparts together shall constitute one and the same instrument, which, for all purposes, shall be deemed to be fully and duly executed by all the signatories to the various counterparts.
- 6. A copy of the body of this Amending Agreement together with all signed counterpart signature pages, certified to be a true copy by a lawyer, notary public or other commissioner for taking affidavits in British Columbia, shall be deemed for all purposes to be a fully-executed original of this Amending Agreement.

IN WITNESS OF WHICH the parties have duly executed this Amending Agreement on the dates written below.

**CITY OF LANGFORD**

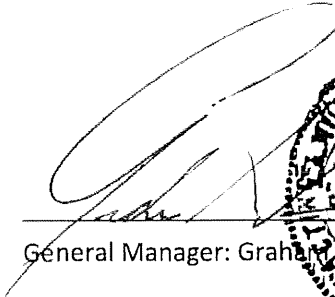
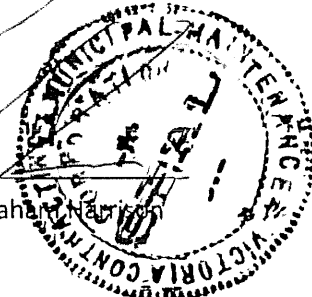
**VICTORIA CONTRACTING AND MUNICIPAL MAINTENANCE CORPORATION**

by its authorized signatories:

by its authorized signatories:

\_\_\_\_\_  
Mayor: Stewart Young

\_\_\_\_\_

General Manager: Graham Harrison

\_\_\_\_\_  
Corporate Officer: Braden Hutchins

\_\_\_\_\_  
Name:

Date: \_\_\_\_\_

Date: \_\_\_\_\_

**AMENDING AGREEMENT- TRAILS MAINTENANCE**

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Langford, BC V9B 2X8  
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AND:

VICTORIA CONTRACTING AND MUNICIPAL MAINTENANCE CORPORATION  
#112, 1010 McCallum Road  
Victoria, BC V9B 4C6  
(the "Contractor")

RECITALS:

- A. By a Langford Trails Maintenance Contract dated for reference September 8, 2014 (the "Agreement"), the City engaged the Contractor to provide the Services, as that term is defined in the Agreement;
- B. The term of the Agreement expires on April 30, 2019;
- C. The parties agreed on March 06, 2019 to extend the term of the Agreement for six (6) months; and
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**CITY OF LANGFORD**

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Date: October 21/2019