



The Corporation of the Town of Tecumseh

Community & Recreation Services

To: Mayor and Members of Council

From: Beth Gignac, Director Community & Recreation Services

Date to Council: Tuesday, June 10, 2025

Report Number: CRS-2025-08

Subject: Amending Agreement Food Services Lakewood Park South

Recommendations

It is recommended:

That CRS-2025-08 Amending Agreement Food Services Lakewood Park South **be received;**

And that a by-law be prepared **to authorize** the Mayor and Clerk to execute an Amending Agreement with 2759098 Ontario Inc for the provision of food services at Lakewood Park South, for consideration at the June 24, 2025 Regular Council Meeting.

Background

The Town entered into an Agreement for the operation of food and beverage concessions dated November 9, 2021, with 2759098 Ontario Inc, hereafter referred to as the Concessionaire, with an expiry date of December 31, 2026.

As per CRS-2025-01 Community & Recreation Services 2025-2029 Five (5) Year Capital Works Plan, RCM-67/25 approved the construction of a new amenities plan for Lakewood Park South which will feature a new washroom building, all-ages water feature, bocce court, pavilion and hard surfaces including a food truck plaza. This construction will impact the Concessionaire operations and facility which were referenced in the Agreement with this organization.

Comments

The construction of the new amenities plan at Lakewood Park South has necessitated an Amending Agreement with the Concessionaire for the continuance of food services at Lakewood Park South during the construction period, which is likely to extend from April 2025 through the summer of 2026. Food services at the park will need to be provided by mobile food vendors.

Hence, Administration is recommending an Amending Agreement be approved which is to terminate the current contract with the Concessionaire on September 30, 2025 and permit third party oversight of mobile food services from June 19, 2025 – September 30, 2025 to ensure that:

- Food services can be provided in the park during the construction period in 2025
- Food services can be provided whilst a competitive bid process occurs in 2025 for food services in the park to recommence in 2026, on completion of the construction period
- Fees for food services will be suspended for 2025 due to construction

The Amending Agreement provides authorization for the current Concessionaire to manage and/or operate one (1) mobile food vendor operation at Lakewood Park South. The Concessionaire would be permitted to enter contracts with third-party mobile food vendors on such terms and conditions and under Town documentation, as outlined in the Amending Agreement for 2025.

The Amending Agreement also provides an exemption from the Town's By-Law No. 2023-047 Mobile Food Vendors with respect to the requirements for application for licencing. The Agreement also provides permissions for the Concessionaire to continue operating food services during events, as a non-exclusive provider, during those times.

The Concessionaire and/or a third-party mobile food vendor, would provide food services from June 19, 2025 – September 30, 2025, on Thursday and Friday evenings, Saturdays from noon – 8pm and Sundays from noon – 8pm, weather permitting.

The Concessionaire is in concurrence with the recommendations in this report.

Consultations

Chief Administrative Officer
Financial Services
Legislative Services & Clerk
2759096 Ontario Inc.

Financial Implications

The Amending Agreement complies with the requirements of the Town's Purchasing Policy No. 17 and By-Law 2021-60 for an Amendment to the current Agreement to provide food services at Lakewood Park South per below:

- Section 4.9 Contract Amendments and Revisions (b) Department Directors may authorize amendments to contracts provided that the total amended value of the contract is within the approval authority as noted in Schedule "A";
- Schedule "A" Single/Sole Sourcing/Direct Negotiation:

Dollar value Greater than \$10,000 less than \$100,000 Approval Authority
Department Director, Purchasing Coordinator and Chief Administrative Officer

In the current Agreement, the Concessionaire provides \$1,750.00 + HST per operating month (May – October) and \$300 + HST per non-operating month to the Town.

The Amending Agreement provides for relief of fees for 2025 due to construction.

That means, the Amending Agreement will have a negative impact to revenue of \$12,300.00 + HST for 2025.

Concession services for Lakewood Park South will be considered via a tender process in Q3 2025 to be awarded in Q4 2026.

Link to Strategic Priorities

Applicable	2023-2026 Strategic Priorities
<input type="checkbox"/>	Sustainable Growth: Achieve prosperity and a livable community through sustainable growth.
<input type="checkbox"/>	Community Health and Inclusion: Integrate community health and inclusion into our places and spaces and everything we do.
<input checked="" type="checkbox"/>	Service Experience: Enhance the experience of Team Tecumseh and our citizens through responsive and respectful service.

Communications

Not applicable ☒

Website ☐

Social Media ☐

News Release ☐

Local Newspaper ☐

This report has been reviewed by Senior Administration as indicated below and recommended for submission by the Chief Administrative Officer.

Prepared by:

Beth Gignac, BA Hons
Director Community & Recreation Services

Reviewed by:

Tom Kitsos, CPA, CMA, BComm
Director Financial Services & Chief Financial Officer

Reviewed by:

Robert Auger, LL.B.
Director Legislative Services & Clerk

Recommended by:

Margaret Misek-Evans, MCIP, RPP
Chief Administrative Officer

Attachment Number	Attachment Name
None	None