

CAO APPROVAL NOTICE

The Chief Administrative Officer approved the following recommendation:

CAO4979

APPROVED – March 25, 2019

THAT **APPROVAL BE GIVEN** to enter into a license agreement with the Windsor Minor Football Association for exclusive use of space in the new building located in Mic Mac Park, Windsor, in accordance with the following terms:

BASIC TERMS:

- | | |
|---------------------------|--|
| a) Licensee | Windsor Minor Football Association |
| b) Licensee's Address | Attention: Paul Horoky
681 Lynn Street
Windsor ON N9G 1G4 |
| c) Commencement Date | April 1, 2019 |
| d) Term | One (1) year |
| e) Termination Date | March 31, 2020 |
| f) Operating Season | Licensee may conduct business relating to the operation of a Football Program including a concession stand to support Licensee-run events from May 1, 2019 to November 30, 2019 |
| g) Non-Operating Season | Licensee may use the Licensed Premises for the storage of equipment related to the operation of a Football Program from April 1, 2019 to April 30, 2019 and December 1, 2019 to March 31, 2020 |
| h) Area of Licensed Space | 623.5 square feet |
| i) Annual License Fee | \$1,558.75 plus HST |
| j) Monthly License Fee | \$ 129.90, plus HST |
| k) Security Deposit | None |

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The Chief Administrative Officer approved the following recommendation:

- l) Land Taxes** In the event that taxes are assessed against the Licensed Space, the Licensee will be responsible for same

- m) Utilities** Included in license fee

- n) Permitted Use** Equipment Storage Space

- o) Insurance** General Liability Insurance
Minimum Limit \$2,000,000.00
Licensee's Legal Liability Insurance
Minimum Limit \$300,000.00
The Corporation of the City of Windsor to be listed as additional insured and 30 days' notice of cancellation

- p) Renewal** One (1) year option to renew on the following conditions:
 - (i) Licensee provides written notice of its intent to exercise the renewal option no later than three (3) months' prior to the expiration of the original Term;
 - (ii) Licensor may arbitrarily or unreasonably withhold consent, failing which, the option is void;
 - (iii) Any renewal will be on the same terms and conditions herein, save and except the license fee, which will be negotiated and mutually agreed upon by the parties within the thirty day period following provision of notice of the Licensee's intent to exercise its option, failing such mutual agreement, the option is void

- p) Guarantor** None

- q) Special Provisions:** The Licensee can access the Licensed Space during the regular operational hours of the Park, in accordance with City By-law No. 200-2002

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The Chief Administrative Officer approved the following recommendation:

The Licensee is granted a non-exclusive license through the Park during the Term, strictly for the purpose of accessing the Licensed Space

AND THAT the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a License Agreement, to be satisfactory in form to the City Solicitor, in content to the Lease Administrator and the Executive Director of Recreation & Culture, and in financial content to the City Treasurer.

SR/13452

APPENDICES

Appendix A – By-law 208-2008, section 1.30, as amended

Internal Distribution

Lease Administrator
Manager of Real Estate Services
Executive Director, Recreation & Culture
City Treasurer
City Solicitor
Chief Administrative Officer

External Distribution

Windsor Minor Football Association