

CAO APPROVAL NOTICE

The Chief Administrative Officer approved the following recommendation:

CAO4983

APPROVED – March 21, 2019

THAT APPROVAL BE GIVEN pursuant to the Delegation of Authority By-Law Number 208-2008, section 1.30 (b), as amended (Appendix A), for the Consent to Enter by the City or its agents on another's Property in accordance with the following terms:

1. That the Consent to Enter is entered into with Hotel-Dieu Grace Healthcare to enter upon part of the lands known municipally as 1427 Prince Road, Windsor, Ontario, legally described as CON 2; PT LOT 59; PLAN 40; PT PARK LOT 7; PLAN 657; PT LOTS 1-4; 175-181; 183-195; 197-207; 210- 216; PT CLOSED ALLEY & PT CLOSED STREET, as shown on the aerial diagram attached as Appendix B (hereinafter the "**Lands**");
2. The term of the agreement shall be from Monday, March 25, 2019 and expiring on Friday, April 26, 2019;
3. The City will use the Lands to undertake tree trimming / removals in preparation to construct a west end transit terminal;
4. The City will indemnify HDGH and the owner of the land, Windsor Regional Hospital, for any losses suffered as result of the testing;
5. The City agrees that, upon termination of the agreement, any disturbance of the Lands resulting from its occupation will be restored at its own costs;
6. The City will be required to provide HDGH proof of insurance with the following minimal coverage, satisfactory to the Manager of Risk and Insurance:
 - \$5,000,000 Commercial General Liability coverage
 - "HDGH and WRH" listed as Additional insured
 - Cross liability coverage
 - 30 days' cancellation notice
7. That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to sign the Agreement with Hotel Dieu Grace Healthcare approved as to form and content by the City Solicitor.

AL/13444

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The Chief Administrative Officer approved the following recommendation:

APPENDICES

Appendix A - Delegation of Authority By-Law Number 208-2008

Appendix B - Land Subject to the Consent to Enter

Internal Distribution

Project Administrator

City Engineer

City Solicitor

Chief Administrative Officer

External Distribution