



OFFICE OF THE CITY CLERK COUNCIL SERVICES

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CAO APPROVAL

The (Acting) Chief Administrative Officer approved the following recommendation:

Report Number: CAO 188/2022

Approved: August 18, 2022

I. That **APPROVAL BE GIVEN** for the THIRD LICENSE AMENDING AND RENEWAL AGREEMENT between The Corporation of the City of Windsor (the “City”) and TM Mobile Inc. (“TELUS”) for the use of SpotCells at the WFCU Centre, Forest Glade Arena and Capri Pizzeria Recreation Complex, in accordance with the following terms:

BASIC TERMS:

- | | |
|-----------------------|---|
| a) Licensee | TM Mobile Inc. |
| b) Licensee’s Address | 200 Consilium Place
Scarborough, Ontario M1H 3J3 |
| c) Term | Five (5) Years |
| d) Commencement Date | January 1, 2023 |
| e) Termination Date | December 31, 2027 |
| f) Licensed Premises | WFCU Centre (Ward 6)
8787 McHugh Street (Telus Site #ON3872)

Forest Glade Arena (Ward 7)
3215 Forest Glade Drive (Telus Site #ON3375)

Capri Pizzeria Recreation Complex (Ward 1)
2555 Pulford Street (Telus Site #ON104138, formerly
#ON3377) |



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- g) Annual License Fees** WFCU Centre - \$4,331.25, plus HST
Forest Glade Arena - \$1,856.25, plus HST
Capri Pizzeria Recreation Complex - \$1,856.25, plus HST
- h) Security Deposit** None
- i) Land Taxes** Payable by Tenant, if assessed
- j) Utilities** Included in Annual License Fee
- k) Permitted Use** Installation / Use SpotCell
- l) Insurance** General Liability Insurance
Minimum Limit \$2,000,000
Tenant's Legal Liability Insurance
Minimum Limit \$300,000
- m)Renewal** Provided that the City and TELUS both agree to renew the License, and further provided that TELUS provides written notice of its intention to exercise such renewal at least three (3) months prior to the Termination Date, the Third License Amending and Renewal Agreement shall contain a five (5) year option to renew, on the same terms and conditions herein, save and except the annual license fees, which shall increase by fifteen per cent (15%)
- n) Guarantor** None
- o) Special Provisions:** Wi-Fi Service: Upon mutual agreement between the City and TELUS, TELUS will provide free Wi-Fi service at the Licensed Premises

II. And that the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a Third License Amending and Renewal Agreement, to be satisfactory in form to the City Solicitor, in content to the Lease Administrator and Executive Director of Parks and Facilities, and in financial content to the City Treasurer.



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Clerk's File: APM/12971

Anna Ciacelli

Deputy City Clerk/Supervisor of Council Services

August 19, 2022

Department Distribution

Lease Administrator
Manager of Real Estate Services
Deputy City Solicitor – Legal & Real Estate
Commissioner, Legal & Legislative Services
Executive Director of Parks & Facilities
Commissioner, Community Services
Chief Information Officer / Executive Director of Information Technology
Commissioner, Economic Development & Innovation
Commissioner, Corporate Services / Chief Financial Officer / City Treasurer
(Acting) Chief Administrative Officer

External Distribution