



OFFICE OF THE CITY CLERK COUNCIL SERVICES

CITY HALL
WINDSOR, ONTARIO
N9A 6S1

Phone: (519)255-6211

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WEBSITE: www.citywindsor.ca

CAO APPROVAL

The Chief Administrative Officer approved the following recommendation:

Report Number: CAO 299/2021

Approved: December 17, 2021

I. THAT **APPROVAL BE GIVEN** to enter into a license agreement between The Corporation of the City of Windsor and Windsor Aquatic Club for the exclusive use of Room 232 – 401 Pitt Street West, Windsor, Ontario, being part of the Windsor International Aquatic and Training Centre, the location of which is shown on the floor plan attached as Appendix B, in accordance with the following terms:

BASIC TERMS:

- | | |
|---------------------------|---|
| a) Licensee | Windsor Aquatic Club |
| b) Commencement Date | February 1, 2022 |
| c) Term | One (1) year |
| d) Termination Date | January 31, 2023 |
| e) Licensed Space | 401 Pitt Street West, Room 232
Windsor, ON N9A 0B2 |
| f) Area of Licensed Space | 101.75 square feet approximately |
| g) License Fee | \$1,050.58, per year plus HST |
| h) Security Deposit | None |
| i) Land Taxes | Not applicable |
| j) Utilities | Included in license fee |



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- k) **Permitted Use** Office Space – Aquatic / Swimming Club
- l) **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 an additional insured and 30 days' notice of cancellation
- m) **Renewal** Upon mutual consent of Licensee and Licensor, a one year option to renew on the same terms and conditions herein, save and except the license fee
- n) **Guarantor** None
- o) **Special Provisions:** Licensee shall comply with the most up-to-date regulations in place under the *Emergency Management and Civil Protection Act*, as amended from time to time, regardless of the frequency of such amendments. Licensee shall also comply with any guidelines and best practices issued by the Province of Ontario or any other governing body in relation to limiting the spread of COVID-19
- Licensee acknowledges and assumes responsibility for complying with the *Reopening Ontario (A Flexible Response to COVID-19) Act, 2020, S.O. 2020, c. 17*, as may be amended from time to time, and all regulations, rules, and orders issued thereunder, including, without limitation, any masking requirements, physical distancing requirements, capacity limits, and proof of vaccination requirements (the "**COVID Rules**"). Licensee further agrees to indemnify and hold harmless The Corporation of the City of Windsor from any and all liability, fines, loss, claims, demands, costs and expenses arising in any way from any failure to comply with the COVID Rules



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and,

II. THAT the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a license agreement, to be in a form satisfactory 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.

Report Number: CAO 299/2021

Clerk's File: SR/13724

Anna Ciacelli

Deputy City Clerk/Supervisor of Council Services
December 17, 2021

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Commissioner, Legal & Legislative Services
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