

Phone: (519)255-6211

**CITY HALL
WINDSOR, ONTARIO
N9A 6S1**

Fax: (519)255-6868

E-mail: clerks@citywindsor.ca

WEBSITE: www.citywindsor.ca

CAO APPROVAL

The Chief Administrative Officer approved the following recommendation:

Report Number: CAO 228/2023 AMENDMENT

AMENDMENT APPROVED: Tuesday, September 26, 2023

I. THAT **APPROVAL BE GIVEN** pursuant to Delegation of Authority Bylaw 208-2008, Section 1.30 (b) "City as Grantor" Licenses, Easements (permanent and temporary) and Consents to Enter (Appendix A), to the granting of the following Consent to Enter:

- a) That the Consent to Enter is provided to the Loomex Property Management Ltd. and its employees, agents and contractors (collectively "**LOOMEX**"), to utilize the Emergency Operations Centre at Fire Station 6, located at 1587 Provincial Road (the "**Consent Lands**") as shown on the aerial diagrams attached as Appendix B;
- b) OMSSA will enter the Consent Lands for the purpose of conducting Managing Emergency Social Services Training, including set up, storing of materials and equipment and tearing down (the "**Works**");
- c) The term of the agreement shall be from October 19, 2023 to October 20, 2023 (the "**Term**"). Notwithstanding, the City reserves the right, in the event of an emergency, to immediately terminate the agreement and reclaim immediate possession of the Lands;
- d) Access to the Consent Lands will be from Provincial Road;
- e) Upon the termination of this agreement, any disturbance of the Consent Lands or building thereof, resulting from its occupation, will be restored by OMSSA at its own cost to the satisfaction of the City's Emergency Planning Officer, Fire, or designate, acting reasonably;
- f) OMSSA will be required to provide the City with indemnification and require proof of insurance with the following minimal coverage, satisfactory to the City:

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- OMSSA will provide and maintain comprehensive general liability insurance in the City's standard form, containing endorsements naming the City as an additional insured and including a cross-liability/separation of insureds clause, with a 30-day notice of cancellation provision, and in the amount of at least five million dollars (\$5,000,000.00) per occurrence, to be primary and non-contributing, and satisfactory in form and content, to the City;

The City reserves the right to amend, restate and/or supplement the above requirements as determined by the City's Risk and Insurance Department from time to time.

II. THAT the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to sign a Consent to Enter Agreement with OMSSA, approved as to form by the City Solicitor, or designate and in content to the Fire Chief, or designate.

Report Number: CAO 228/2023

Approved: Wednesday, September 06, 2023

III. THAT **APPROVAL BE GIVEN** pursuant to Delegation of Authority Bylaw 208-2008, Section 1.30 (b) "City as Grantor" Licenses, Easements (permanent and temporary) and Consents to Enter (Appendix A), to the granting of the following Consent to Enter:

- a) That the Consent to Enter is provided to the Ontario Municipal Social Services Association and its employees, agents and contractors (collectively "**OMSSA**"), to utilize the Emergency Operations Centre at Fire Station 6, located at 1587 Provincial Road (the "**Consent Lands**") as shown on the aerial diagrams attached as Appendix B;
- b) OMSSA will enter the Consent Lands for the purpose of conducting Managing Emergency Social Services Training, including set up, storing of materials and equipment and tearing down (the "**Works**");
- c) The term of the agreement shall be from October 19, 2023 to October 20, 2023 (the "**Term**"). Notwithstanding, the City reserves the right, in the event of an

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emergency, to immediately terminate the agreement and reclaim immediate possession of the Lands;

- d) Access to the Consent Lands will be from Provincial Road;
- e) Upon the termination of this agreement, any disturbance of the Consent Lands or building thereof, resulting from its occupation, will be restored by OMSSA at its own cost to the satisfaction of the City's Emergency Planning Officer, Fire, or designate, acting reasonably;
- f) OMSSA will be required to provide the City with indemnification and require proof of insurance with the following minimal coverage, satisfactory to the City:
 - OMSSA will provide and maintain comprehensive general liability insurance in the City's standard form, containing endorsements naming the City as an additional insured and including a cross-liability/separation of insureds clause, with a 30-day notice of cancellation provision, and in the amount of at least five million dollars (\$5,000,000.00) per occurrence, to be primary and non-contributing, and satisfactory in form and content, to the City;

The City reserves the right to amend, restate and/or supplement the above requirements as determined by the City's Risk and Insurance Department from time to time.

IV. THAT the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to sign a Consent to Enter Agreement with OMSSA, approved as to form by the City Solicitor, or designate and in content to the Fire Chief, or designate.

Report Number: CAO 228/2023
Clerk's File: APM/14495

Anna Ciacelli

Deputy City Clerk / Supervisor of Council Services
September 26, 2023



OFFICE OF THE CITY CLERK COUNCIL SERVICES

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