



OFFICE OF THE CITY CLERK COUNCIL SERVICES

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 84/2024
Approved: Thursday, April 25, 2024

I. THAT **APPROVAL BE GIVEN** to enter into a License Agreement with Fogolar Furlan Windsor, for exclusive use of part of Udine Park for use as a soccer field in accordance with the following terms:

BASIC TERMS:

- | | |
|------------------------------------|--|
| a) Licensee | Fogolar Furlan Windsor |
| b) Commencement Date | May 11, 2024 |
| c) License Term | Four (4) months and nineteen (19) days |
| d) License Termination Date | September 29, 2024 |
| e) Permitted Use | Use of part of Udine Park by the Licensee for use as a soccer field |
| f) Licensed Land | An approximately 91,800 square foot area within Udine Park, as shown on the aerial diagram attached as Appendix B |
| g) Operating Season | Licensee acknowledges that Parks Sports Field Operating Season runs May 11 th , 2024 to September 29 th , 2024 |
| h) Annual License Fee | \$1.00, plus HST |
| i) Security Deposit | N/A |



OFFICE OF THE CITY CLERK COUNCIL SERVICES

Phone: (519)255-6211

CITY HALL
WINDSOR, ONTARIO
N9A 6S1

Fax: (519)255-6868

E-mail: clerks@citywindsor.ca

WEBSITE: www.citywindsor.ca

- j) Land Taxes** N/A
- k) Utilities** In the event the Licensee requires hydro or other utility services, the locations of which are to be pre-approved by the Executive Director of Parks and Facilities or designate, the costs for all such installations by a licensed electrician and associated permit costs, as well as monthly charges therefor, are to be borne solely by the Licensee
- l) Insurance** General Liability Insurance
Minimum Limit \$2,000,000.00 per occurrence
The Corporation of the City of Windsor to be listed as additional insured and 30 days' notice of cancellation. The policy shall contain a cross-liability/separation clause
- m) Renewal** None
- n) Guarantor** None
- o) Special Provisions:** Licensee acknowledges that Licensor makes no representations or warranties as to the suitability of the Licensed Lands for use as a soccer field
- Licensee will be responsible for all grass cutting at the Licensed Land, painting of any required field lines and installation of any nets at its own cost
- Licensee can access the Licensed Land during the regular operational hours of Udine Park, being between 5:00 am and 11:00 pm, in accordance with City By-law No. 131-2019
- Licensee agrees that, upon termination of the agreement, any disturbance of the Licensed Land resulting from damage caused to the Licensed Land by the Licensee, but not including normal



OFFICE OF THE CITY CLERK COUNCIL SERVICES

Phone: (519)255-6211

CITY HALL
WINDSOR, ONTARIO
N9A 6S1

Fax: (519)255-6868

E-mail: clerks@citywindsor.ca

WEBSITE: www.citywindsor.ca

wear and tear associated with regular use of Licensed Land, will be restored at its own costs to the satisfaction of the Executive Director of Parks and Facilities or designate acting reasonably. For greater certainty, the Licensed Land will be inspected by the Executive Director of Parks and Facilities or designate prior to the commencement of the Term and the condition of the Licensed Land will be documented. The Licensee and/or its contractors and the Licensor and/or its contractors are each responsible for identifying and reporting damage as it is discovered to the Executive Director of Parks and Facilities

The Licensee acknowledges its obligations in accordance with City By-law No. 131-2019 and City By-law No. 113-2006, and specifically that it shall not possess, consume, serve or sell alcohol, or engage in smoking any lighted or heated equipment used to smoke or vaporize any tobacco or non-tobacco product, within the Licensed Land; and,

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

Report Number: CAO 84/2024
Clerk's File: APM/14705

Anna Ciacelli

Deputy City Clerk / Supervisor of Council Services
April 29, 2024



OFFICE OF THE CITY CLERK COUNCIL SERVICES

Phone: (519)255-6211

CITY HALL
WINDSOR, ONTARIO
N9A 6S1

Fax: (519)255-6868

E-mail: clerks@citywindsor.ca

WEBSITE: www.citywindsor.ca

Department Distribution

Lease Administrator
Manager of Real Estate Services
Acting City Solicitor
Acting Commissioner, Corporate Services
Executive Director, Recreation & Culture
Executive Director, Parks & Facilities
Commissioner, Community Services
On behalf of Commissioner, Finance & City Treasurer
Chief Administrative Officer

External Distribution