



## The Corporation of the Town of Tecumseh

Legislative & Clerk Services

**To:** Mayor and Members of Council

**From:** Robert Auger, Director Legislative Services & Clerk

**Date to Council:** October 10, 2023

**Report Number:** LCS-2023-29

**Subject:** OPP Services and Building Licence Agreements

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### Recommendations

It is recommended:

**That** Report LCS-2023-29 OPP Services and Building Licence Agreements, **be received;**

**And that** Administration **be authorized** to finalize a Licence Agreement for the Ontario Provincial Police (“**OPP**”) occupation of the Town of Tecumseh’s (the “**Town**”) building located at 963 Lesperance Road, satisfactory in form and content to the Director Legislative Services and Clerk, for the period January 1, 2024, to December 31, 2028, based on a continuation of the current arrangements;

**And further that** By-Law 2023-105 **be considered** for first, second, third and final reading to authorize the Mayor and Clerk to execute a Licence Agreement, satisfactory in form to the Town’s Solicitor with the Ministry of Government and Consumer Services.

### Background

The Town is policed by the OPP. The terms of policing services have been set out by way of agreement under Section 10 of the *Police Services Act, R.S.O. 1990, c.P. 15*, as amended (the “**Police Services Act**”). An agreement was last entered into with Her Majesty the Queen in Right of Ontario, represented by the Solicitor General (the “**Solicitor General**”) and the Corporation of the Town of Tecumseh, for the term

January 1, 2021, to and including December 31, 2023, as authorized by By-Law No. 2021-06 on the 26<sup>th</sup> day of January 2021, (the "**OPP Contract**").

As the new Community Safety & Policing Act 2019 and its regulations have not been proclaimed as being in force, the current *Police Services Act* continues to apply. Report CAO-2023-07 entitled "Amending Agreement to OPP Contract" has been prepared for Council's consideration at their October 10, 2023, meeting and recommends entering into further contract with the Solicitor General for a two (2) year term.

The OPP Contract provides that the parties will enter into negotiations concerning the provision and payment of appropriate buildings and rental agreements, including, but not limited to, location, leasehold improvements, and capital costs where applicable.

The OPP's use and occupation of the Town's building located at 963 Lesperance Road, adjacent to Town Hall, was previously formalized by a Licence Agreement between the Town and Her Majesty the Queen in Right of Ontario as represented by the Minister of Government and Consumer Services dated January 1, 2021, and terminating on the 31<sup>st</sup> day of December 2023, as authorized by By-Law No. 2021-11 on the 23<sup>rd</sup> day of February 2021 (the "**Licence Agreement**").

In September 2023 drafts of the renewal agreements for the OPP Contract and Licence Agreement were received from Ontario Infrastructure and Lands Corporation.

## Comments

The draft renewal licence agreement with His Majesty the King in Right of Ontario, represented by the Minister of Government and Consumer Services is attached as Attachment 1 to this report for Council's consideration. The draft agreement is in keeping with the terms and conditions of the existing Licence Agreement. In brief summary, the draft renewal of the licence agreement provides for the following:

1. Confirmation of the OPP's continued occupation of 963 Lesperance Road for the purpose of delivering policing services.
2. A Five (5) year term, commencing January 1, 2024, and ending December 31, 2028, unless terminated earlier.
3. One (1) extension for a further term of five (5) year, exercisable upon at least six (6) months prior written notice.
4. A right for either party to terminate upon twelve (12) months written notice.
5. Mutual liability and indemnifications.
6. Interior and exterior maintenance of the property, including but not limited to, janitorial services and landscaping, by the Town.

## Consultations

Ontario Infrastructure and Lands Corporation

## Financial Implications

There are no additional financial implications associated with the extension of this agreement beyond the Town's current budgetary commitments for maintenance and utilities costs for the building located at 963 Lesperance Road.

## Link to Strategic Priorities

Applicable	2023-2026 Strategic Priorities
<input type="checkbox"/>	Sustainable Growth: Achieve prosperity and a livable community through sustainable growth.
<input type="checkbox"/>	Community Health and Inclusion: Integrate community health and inclusion into our places and spaces and everything we do.
<input checked="" type="checkbox"/>	Service Experience: Enhance the experience of Team Tecumseh and our citizens through responsive and respectful service.

## Communications

Not applicable

Website  Social Media  News Release  Local Newspaper

This report has been reviewed by Senior Administration as indicated below and recommended for submission by the Chief Administrative Officer.

Prepared by:

Kit Andreoff  
Administrative Assistant to Director Legislative Services & Clerk

Reviewed by:

Daniel Wolicki  
Manager Facilities & Energy Management

Reviewed by:

Tom Kitsos, CPA, CMA, BComm  
Director Financial Services & Chief Financial Officer

Reviewed by:

Robert Auger, LL.B.  
Director Legislative Services & Clerk

Recommended by:

Margaret Misek-Evans, MCIP, RPP  
Chief Administrative Officer

<b>Attachment Number</b>	<b>Attachment Name</b>
None	