

CITY OF HAMILTON MOTION

Council Date: June 24, 2015

MOVED BY COUNCILLOR T. WHITEHEAD.....

SECONDED BY COUNCILLOR

**Reconsideration of Item 13 of General Issues Committee Report 15-011
respecting Auchmar Non-Binding Request for Proposals (PED15072) (Ward
8) (Item 8.11)**

That item 13 of General Issues Committee Report 15-011, which was amended and approved by Council on May 27, 2015, and reads as follows, be reconsidered:

- (a) That the Request for Proposals for The Use, Adaptive Re-Use, Conservation, and Management of the Auchmar Estate in the City of Hamilton (Contract Number C3-06-14) be terminated;
- (b) That the Real Estate Section of the Economic Development Division of the Planning and Economic Development Department be authorized and directed to enter into negotiations for the sale of the land and buildings, legally described as Parts 2, 3, 4 and 5 on Plan 62R-15401, with a right of way over Part 1 on Plan 62R-15401, as shown in Appendix "A" attached to Report PED15072, in accordance with the "Procedural By-law for the Sale of Land", being By-law No. 14-204 and substantially on terms and conditions outlined in Appendix "B" attached to Report PED15072, and any such other terms and conditions deemed appropriate by the General Manager, Planning and Economic Development Department;
- (c) That the Manager of Real Estate be authorized to retain the services of an independent qualified appraiser, in good standing with the Appraisal Institute of Canada, to establish a fair market value of the subject property;
- (d) That all costs, including legal, appraisal and real estate, be debited to 10005 – Revolving Fund-Historic Properties; and,

- (e) That the Manager of Real Estate be directed to report back to the General Issues Committee with any potential purchasers that have (i) substantially met the terms and conditions outlined in Appendix "B" attached to Report PED15072, and any such other terms and conditions deemed appropriate by the General Manager, Planning and Economic Development Department, and (ii) entered into an offer to purchase agreement with the City.

- (f) That, as part of the conditions for a potential Agreement of Purchase and Sale, staff be directed to include a clause that provides the City of Hamilton a first right of refusal, should the new property owner choose to subsequently re-sell the land and buildings, legally described as Parts 2, 3, 4 and 5 on Plan 62R-15401, with a right of way over Part 1 on Plan 62R-15401, currently known as the Auchmar Estate.

* Pending successful Reconsideration*

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**PUBLIC PROCESS FOR THE DISPOSITION OF AUCHMAR ESTATE IN THE
CITY OF HAMILTON**

That item 13 of General Issues Committee Report 15-011, as amended by Council on May 27, 2015, be deleted in its entirety and replaced with the following:

That the current real estate process respecting Auchmar Estate, be suspended;

That the public process for the disposition of Auchmar Estate be allowed to unfold so that the public proposal can be dealt with first; and,

That failing to find a resolution in the public process that the real estate process be re-instituted.