Mayor L. Dilanni called the meeting to order.

THE FOLLOWING ITEMS WERE REPORTED TO CITY COUNCIL FOR CONSIDERATION:

1. Item 1 Subsection (a) (v) of Committee of the Whole Report 06-013 respecting Heritage Permit Application (HP2006-017) Under Part IV of the Ontario Heritage Act to Demolish a Designated Property at 28-44 James street North (Lister Block) Hamilton (Whitehead/Pearson)

That Subsection (a) (v) of Committee of the Whole Report 06-013 respecting Heritage Permit Application (HP2006-017) Under Part IV of the Ontario Heritage Act to Demolish a Designated Property at 28-44 James street North (Lister Block) Hamilton be amended by extending the date to no earlier than the day
after City Council makes a final decision in relation to a new Heritage Permit application for the subject property.

2. **Negotiations respecting Lease of 28-50 James Street North (Lister Building)**

   **Morelli/McHattie**

   (a) That the Province of Ontario be advised that the City of Hamilton will agree to continue to negotiate a lease on behalf of the Hamilton Public Health Unit with LIUNA Local 137 Lister Limited Partnership for the property known as 28-50 James Street North (Lister Building) subject to:

   (i) The Province of Ontario agreeing to fund 75% of the increased operating costs of this lease starting in 2008 without impacting the funding for Public Health Programs.

   (ii) The Province of Ontario agreeing to fund 75% of the one-time capital costs for relocation and all necessary tenant improvements.

   (iii) The Province of Ontario agreeing to fund 100% of cost undertaking the Peer Review of project costs and providing a heritage consultant to ensure that the standards and scope of work for the rehabilitation of the Lister Building which were proposed to the City and the Lister Working Group are met.

   (b) That prior to the execution of the final Lease Agreement, LIUNA Local 137 Lister Limited Partnership be requested to present to City Council their proposal for Phase 2 of this development.

   (c) That this resolution be forward to the Premier of Ontario, the Minister of Culture and the Minister of Health

   (d) That the final Lease Agreement be submitted for approval to both the Board of Health and City Council prior to execution.

   (e) That subsection (e) of Item 1 of Committee of the Whole Report 06-013 be amended by deleting the signed lease agreement date of September 15, 2006 and inserting in lieu thereof the date January 31, 2007.

   (f) That staff investigate and report back to Council on the future accommodation options for the space requirements (approximately 24,000 square feet) for the Community Services Department, such investigation to include priority consideration for this accommodation as part of an adaptive re-use of prominent or architecturally significant building on City-owned brownfield properties in the core area as well as exploring St. Mark’s Church.

   (g) That the Landlord be requested to investigate with Hamilton Utilities Corporation the feasibility of connecting to the Hamilton Community Energy Plant.
FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA
   Mitchell/Merulla
   The agenda was approved as circulated.

(b) DECLARATIONS OF INTEREST

   None

(c) ADOPTION OF MINUTES
   Morelli/Bruckler
   3.1 September 22, 2006
   That the minutes were adopted as presented.

(d) PRESENTATIONS

   (I) Presentation by Provincial Mediator Allan Wells (Item 4.1a)

      Mr. Wells, Provincial Facilitator and Chair of the Lister Block Working
      Group, introduced the members of the Working Group as well as the
      property owners.

      Mr. Wells extended his appreciation to staff and council for their
      cooperation during the process.

      Mr. Wells explained his role as facilitator/mediator and the reporting
      process to the Minister of Culture.

      Mr. Wells further summarized the key issues to be addressed.

      (Pearson/Mitchell)
      That the report be received. CARRIED.

   (II) Report of the Lister Block Working Group (Item 4.1b)

      Julian Smith and Clinton Brown on behalf of the Lister Block Working
      Group presented an overview of the report and highlighted the following:

      Approach based on conservation principles
      Assessment of the building
      Categories of Intervention – preservation, rehabilitation, restoration
      Lister Block – heritage attributes
Mr. Clinton Brown provided an overview of the Lister Block Heritage Summary and recommendations which were circulated to council.

(Pearson/Mitchell)
That the report be received.  CARRIED.

(III) Presentation by the City of Hamilton – Joe Rinaldo, General Manager, Finance and Corporate Services (Item 4.2)

Mr. Rinaldo provided an overview of the original Lister Redevelopment proposal vs. the revised proposal presented to council.

(Collins/Jackson) rceived.

(e) Heritage Permit Application (HP2006-17)

It was noted during the meeting that any new Heritage Application will substantially be in accordance with the proposal for alteration and rehabilitation of the Lister Block as presented to the Committee of the Whole and be the condition of City consent to the new Heritage Permit application that consent to application HP2006-17 would be rescinded and any permit issued as a result revoked.

The meeting adjourned at 7:05 p.m.

Respectfully submitted

Mayor L. Dilanni

M. Gallagher
Co-ordinator, Council/COW
September 27, 2006