

NIAGARA PENINSULA CONSERVATION AUTHORITY

WELLAND

MAY 16, 2007

7:00 p.m.

MINUTES

MEMBERS PRESENT:

D. Ransom, Chairman
B. Baty (Vice-Chairman)
B. Bentley
B. Butters
T. Dalimonte
C. D'Angelo
D. DiFruscio
A. Fevez
B. Greenwood
B. Henderson
N. Johnson

MEMBERS ABSENT:

G. Burroughs (with regrets)
D. Goulbourne (with regrets)
B. Heit (with regrets)
D. Martin (with regrets)

STAFF PRESENT:

A.L. Burt, General Manager
L. Sawatzky, Recording Secretary
T. McDougall, Executive Director Conservation Foundation
M. Stack, Director Communications
T. D'Amario, Director, Water Management
D. Baker, Director, Land Management
S. McInnes, Watershed Planning Coordinator
I. Barrett, Aquatic Habitat Biologist

BUSINESS:

The Chairman called the meeting to order at 7:07 p.m. and welcomed everyone in attendance and requested that if anyone had a conflict of interest to declare it.

(1) MINUTES

(a) FULL AUTHORITY MEETING –APRIL 18, 2007

The following resolution was presented.

FA-61-07

MOVED BY: T. Dalimonte

SECONDED BY: D. DiFruscio

THAT: the Minutes of the Full Authority meeting held April 18, 2007, be received and approved as printed.

"CARRIED"

(2) BUSINESS ARISING FROM MINUTES

There was no business arising from the Minutes.

(3) CHAIRMAN'S REMARKS

The Chairman began by thanking staff for the preparation and follow up of the Gord Harry Conservation Trail dedication. He noted he was pleased to see so many family, friends and others who attended this very successful event.

The Chairman thanked Mickey DiFruscio for attending on April 28th at, St. Johns Conservation Area to cast the first line to officially open trout season.

The Chairman indicated how impressed he is with staff offering the many community activities to promote the Authority, particularly the school programs.

The Chairman reminded the members that the Foundation annual Golf Tournament was coming up and as updated by the Executive Director of the Foundation to date, 105 golfers have registered. He encouraged anyone who could to attend to assist the Foundation in continuing to fund Authority projects.

(4) GENERAL MANAGER'S REPORT

The General Manager thanked Barb Henderson for her comments made at the Gord Harry Conservation Trail dedication.

The General Manager advised that the members are being provided with an invitation to a formal announcement for the Welland River Restoration project funding by OPG. A cheque presentation and announcement will take place on Friday, June 1st at Kingsbridge Park in Niagara Falls. He encouraged anyone who could to attend.

The General Manager noted that in response to an email sent to all members regarding electronic agendas, it appears that the Authority is not yet geared to do them electronically at this time. As such, we will continue with the present format.

The General Manager thanked Andy Fevez and members of the Glanbrook Conservation Committee for a workday at the area on Saturday, May 5th. He noted approximately 38 committee members attend and the volunteers provided 112 hours of work to clean various areas of the park.

The General Manager indicated that public meetings in Niagara-on-the-Lake are being held on June 12th from 7-9 on the flood plain mapping and on June 19th from 7-9 on the Niagara-on-the-Lake Creeks Watershed Plan. Both meetings will be held at the Community Centre at 29 Platoff Street.

The General Manager advised that the Niagara Region-Water Strategy Implementation Committee which oversees the Niagara Water Quality Protection Strategy has elected Gary Burroughs as Chair and Barb Henderson as Vice-Chair.

As a final note, the General Manager introduced the additional staff at the meeting, Suzanne McInnes, Watershed Planning Coordinator and Ian Barrett, Aquatic Habitat Biologist.

(5) ACCOUNTS – APRIL, 2007 – REPORT NO. 35-07

The following resolution was presented.

FA-62-07

MOVED BY: B. Greenwood

SECONDED BY: b. Henderson

THAT: The list of accounts for the month of April 2007, in the amount of \$368,866.62 be received and approved.

"CARRIED"

(6) CURRENT & CAPITAL BUDGETS – STATUS TO MARCH 31 - REPORT NO. 36-07

The General Manager provided an overview of the report, noting in particular the costs for the OMB hearing regarding the Reeb Quarry matter. He indicated that the \$9,500.00 budgeted for this hearing is now at approximately \$14,000.00. He advised that costs for the hearing have been estimated at an additional \$25,000.00 and wished to make the members aware of this. He requested concurrence from the Board that the Authority should continue with this hearing. The following resolution was presented.

FA-63-07

MOVED BY: B. Henderson

SECONDED BY: A. Fevez

THAT: the Authority continue with the OMB hearing regarding the Reeb Quarry matter.

"CARRIED"

After responding to questions regarding the budgets, the following resolution was presented.

FA-64-07

MOVED BY: A. Fevez

SECONDED BY: T. Dalimonte

THAT: Report No. 36-07 regarding the Current & Capital Budgets - Status to March 31, be received for information.

"CARRIED"

(7) BANK BORROWING RESOLUTION – REPORT NO. 37-07

The General Manager advised this is a requirement of the Bank of Montreal should the Authority be in a position of needing to borrow money. The following resolution was presented.

FA-65-07

MOVED BY: C. D'Angelo

SECONDED BY: T. Dalimonte

THAT: WHEREAS Section 3(5) of The Conservation Authorities Act authorizes Conservation Authorities to borrow such monies as may be required until the payment of any grants and levies; and

WHEREAS the Niagara Peninsula Conservation Authority deems it appropriate to borrow such sums, with the total borrowed amount not to exceed \$800,000 at any one time in the year of 2007 to meet approved administration, maintenance and capital expenditures;

NOW THEREFORE BE IT RESOLVED that the Niagara Peninsula Conservation Authority be authorized to borrow from time to time from the Bank of Montreal by way of overdraft as per a Bank of Montreal overdraft agreement executed and signed by the Chairman and the Secretary-Treasurer of the Niagara Peninsula Conservation Authority, with the total amount not exceeding \$800,000 at any one time in 2007 to meet approved administration, maintenance and capital expenditures.

"CARRIED"

(8) MARYDALE PARK – BINBROOK CONSERVATION AREA – REPORT NO. 38-07

The Director, Land Management outlined the report in detail and responded to questions. A lengthy discussion took place, after which, the following resolution was presented.

FA-66-07

MOVED BY: C. D'Angelo

SECONDED BY: T. Dalimonte

THAT: Report No. 38-07 regarding the Marydale Park- Binbrook Conservation Area be received for information purposes.

"CARRIED"

(9) BIGGAR LAGOON – REGION OF NIAGARA – REPORT NO. 39-07

The Director, Land Management outlined the staff report. The Mayor of Grimsby, Bob Bentley provided further information on this matter. After a brief discussion, the following resolution was presented.

FA-67-07

MOVED BY: B. Henderson

SECONDED BY: B. Greenwood

THAT: Report No. 39-07 regarding the Biggar Lagoon – Region of Niagara be received; and

That the Board reaffirm its interest in the acquisition of the Biggar Lagoon and the development of this site as a wetland habitat in partnership with the Region of Niagara and the Hamilton Naturalists' Club.

"CARRIED"

(10) 2007 SENIOR ACHIEVEMENT AWARDS — REPORT NO. 40-07

The General Manager provided an outline of this report and the background on the Authority's nominee. The following resolution was then presented.

FA-68-07

MOVED BY: A. Fevez

SECONDED BY: M. DiFruscio

THAT: Report No. 40-07 regarding the 2007 Senior Achievement Awards be received and the recommendation contained therein approved.

“CARRIED”

(11) POLICIES, PROCEDURES AND GUIDELINES FOR ADMINISTRATION OF ONTARIO REG. 155/06 AND LAND USE PLANNING POLICY DOCUMENT – REPORT NO. 41-07

The Director, Water Management outlined the staff report in detail. After responding to questions, the following resolution was presented.

FA-69-07

MOVED BY: C. D'Angelo

SECONDED BY: T. Dalimonte

THAT: Report No. 41-07 regarding the Policies, Procedures and Guidelines for Administration of Ontario Reg. 155/06 and Land Use Planning Policy Document be received; and

That the Policy Document be adopted in principle; and further

That the Policy Document be circulated as noted in the staff report for a 30 day consultation period.

“CARRIED”

(12) CLEAN WATER ACT – DRAFT REGULATIONS & SOURCE PROTECTION COMMITTEE - REPORT NO. 42.07

The Director, Water Management outlined the report in detail after which the following resolution was presented.

FA-70-07

MOVED BY: B. Henderson

SECONDED BY: B. Butters

THAT: Report No. 42-07 regarding the Clean Water Act - Draft Regulations & Source Protection Committee be received for information and the recommendations of the Ad Hoc Source Protection Committee approved as submitted.

“CARRIED”

(13) FORT ERIE CREEKS FLOODPLAIN MAPPING – REPORT NO. 43-07

The Director, Water Management outlined this report for information purposes and responded to questions. The following resolution was then presented.

FA-71-07

MOVED BY: B. Butters

SECONDED BY: T. Dalimonte

THAT: Report No. 43-07 regarding the Fort Erie Creeks Floodplain Mapping be received for information.

“CARRIED”

(14) NIAGARA-ON-THE-LAKE CREEKS WATERSHED PLAN – REPORT NO. 44-07

The Director, Water Management outlined the draft report, after which, the following resolution was presented.

FA-72-07

MOVED BY: N. Johnson

SECONDED BY: T. Dalimonte

THAT: Report No. 44-07 regarding the Niagara-on-the-Lake Creeks Watershed plan be received for information.

“CARRIED”

(15) PROJECT STATUS REPORT – REPORT NO. 45-07

Norm Johnson advised that Fifteen and Sixteen Mile Creeks were now classified as Municipal Drains. The following resolution was presented.

FA-73-07

MOVED BY: B. Baty

SECONDED BY: C. D’Angelo

THAT: Report No. 45-07, outlining the status of Authority projects be received for information.

“CARRIED”

(16) OTHER BUSINESS

Brian Baty asked why the intersection of Hwy 406 and Hwy. 20 has a sign indicating it is an environmentally sensitive area. Staff advised they would look into this.

Brian Baty asked the location of O’Reilly’s Bridge relative to E.C. Brown Wetland Project and requested staff to discuss with the Region of Niagara Public Works staff, the heritage value of O’Reilly’s Bridge and possibilities regarding its preservation.

Norm Johnson requested that the Authority recommend to municipalities sediment traps be installed near roadways in municipal drains. He indicated this could be a money saving move to eliminate the need for cleaning out drains.

Carmen D’Angelo advised that the Heart & Stoke Foundation has funding available for portable defibrillator units should the Authority require any. The General Manager advised we have placed AED units at our staffed conservation areas and the office.

(17) **IN-CAMERA - VIOLATION AND COMPLAINT STATUS REPORT – REPORT NO. CR-05-07**

In accordance with Authority policy, the following resolutions were presented.

FA-74-07

MOVED BY: M. DiFruscio

SECONDED BY: B. Bentley

THAT: this meeting do now move in-camera.

Received at 8:32 p.m.

“CARRIED”

FA-75-07

MOVED BY: M. DiFruscio

SECONDED BY: N. Johnson

THAT: this meeting do now move back into open session.

Received at 8:35 p.m.

“CARRIED”

ADJOURNMENT

There being no further business, the following resolution was presented.

FA-76-07

MOVED BY: M. DiFruscio

SECONDED BY: B. Baty

THAT: this meeting do now adjourn.

Received at 8:35 p.m.

“CARRIED”

"L. Sawatzky, Recording Secretary

D. Ransom, Chairman"