

**NIAGARA PENINSULA CONSERVATION AUTHORITY**

**WELLAND**

**FEBRUARY 20, 2008**

**7:15 p.m.**

**MINUTES**

**MEMBERS PRESENT**

D. Ransom, (Chairman)  
B. Baty (Vice-Chairman)  
B. Bentley  
G. Burroughs  
T. Dalimonte  
C. D'Angelo  
D. DiFruscio  
A. Fevez  
D. Goulbourne  
B. Heit  
B. Henderson  
N. Johnson  
B. Steckley

**MEMBERS ABSENT:**

B. Butters (with regrets)  
B. Greenwood (with regrets)

**STAFF PRESENT:**

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

**OTHERS PRESENT:**

Greg Berti  
Rick Brady  
Jon Whyte  
Mario Duva

**BUSINESS:**

The Chairman called the meeting to order at 7:04 p.m., welcomed everyone in attendance and then requested that if anyone had a conflict of interest to declare it. Brian Heit declared a conflict with respect to Telus or Talk Wireless.

(1) **DELEGATIONS**

The Chairman moved the delegations to this point in the agenda and advised of the 10 minutes limit for presentations. He then invited Mr. Greg Berti come forward.

Mr. Berti thanked the Board for the opportunity to make his presentation and outlined the reasons for coming to the Board.

Following Mr. Berti's presentation, the Director, Water Management outlined the staff concerns with the proposal noting a portion of the land proposed for the residential development was within the regulatory floodplain. A lengthy discussion took place and the following resolution was presented.

**FA-13-08**

**MOVED BY:** A. Fevez

**SECONDED BY:** C. D'Angelo

**THAT:** the Board reject the proposal as presented;

And that staff work with the landowner and Town of Niagara-on-the-Lake to seek a solution that is consistent with the Authority's floodplain management policies.

**"CARRIED"**

The Chairman then invited Mr. Rick Brady to make his presentation.

Mr. Brady thanked the Board for the opportunity and noted that he was representing developers in Niagara Falls and outlined the proposed Thundering Waters re-development proposal.

Following this presentation, the Director, Water Management outlined the staff report concerning this proposal. After a lengthy discussion, the following resolutions were presented.

**FA-14-08**

**MOVED BY:** B. Steckley

**SECONDED BY:** T. Dalimonte

**THAT:** Report No. 12-08 regarding the Thundering Waters Development Proposal in the City of Niagara Falls be received.

**"CARRIED"**

**FA-15-08**

**MOVED BY:** B. Baty

**SECONDED BY:** B. Henderson

**THAT:** the proposed relocation of the wetland be approved subject to the conditions noted in Report No. 12-08 which are amended by substituting the word "commenced" for "completed" in Condition 3.

**"CARRIED"**

(2) **MINUTES**

(a) **FULL AUTHORITY ANNUAL MEETING –JANUARY 16, 2008**

The following resolution was presented.

**FA-16-08**

**MOVED BY:** T. Dalimonte

**SECONDED BY:** G. Burroughs

**THAT:** the Minutes of the Annual Authority meeting held January 16, 2008, be received and approved as printed.

**"CARRIED"**

(b) **FULL AUTHORITY MEETING –JANUARY 16, 2008**

The following resolution was presented.

**FA-17-08**

**MOVED BY:** B. Henderson

**SECONDED BY:** G. Burroughs

**THAT:** the Minutes of the Full Authority meeting held January 16, 2008, be received and approved as printed.

**"CARRIED"**

(c) **BALL'S FALLS HERITAGE ADVISORY COMMITTEE MEETING – FEBRUARY 6, 2008**

The following resolution was presented.

**FA-18-08**

**MOVED BY:** B. Baty

**SECONDED BY:** M. DiFruscio

**THAT:** the Minutes of the Ball's Falls Heritage Advisory Committee meeting held February 6, 2008, be received and approved as printed.

**"CARRIED"**

(3) **BUSINESS ARISING FROM MINUTES**

There was no business arising from the Minutes.

(4) **CHAIRMAN'S REMARKS**

The Chairman thanked everyone for coming.

(5) **GENERAL MANAGER'S REPORT**

The General Manager advised that due to poor ice conditions the ice fishing derby to be held at Binbrook Conservation Area on February 10<sup>th</sup> had been changed to February 24<sup>th</sup> and will run from 8:00 a.m. to 2:00 p.m.

(6) **ACCOUNTS – DECEMBER, 2007 - REPORT NO. 03-08**

Brian Heit declared a conflict of interest regarding Telus and Talk Wireless. The following resolution was presented.

**FA-19-08**

**MOVED BY:** G. Burroughs

**SECONDED BY:** T. Dalimonte

**THAT:** the list of accounts for the month of December, 2007, in the amount of \$1,358,826.68 be received and approved.

"CARRIED"

(7) **ACCOUNTS – JANUARY, 2008 - REPORT NO. 04-08**

The following resolution was presented.

**FA-20-08**

**MOVED BY:** B. Henderson

**SECONDED BY:** T. Dalimonte

**THAT:** the list of accounts for the month of January, 2008, in the amount of \$507,451.94 be received and approved.

"CARRIED"

(8) **2007 CURRENT & CAPITAL BUDGETS – UNAUDITED YEAR END – REPORT NO. 05-08**

The following resolution was presented.

**FA-21-08**

**MOVED BY:** B. Heit

**SECONDED BY:** T. Dalimonte

**THAT:** Report No. 05-08 regarding the 2007 Current and Capital Budgets – Unaudited Year End be received; and

That the recommended appropriations be approved.

"CARRIED"

**(9) PROPOSED 2008 CURRENT BUDGET – REPORT NO. 06-08**

The General Manager provided a brief outline of the proposed 2008 Current Budget and noted that in accordance with regulations, a recorded vote was required.

The following resolution was presented.

**FA-22-08**

**MOVED BY:** B. Baty

**SECONDED BY:** G. Burroughs

**THAT:** Report No. 06-08 regarding the Proposed 2008 Current Budget be received; and

That the Proposed 2008 Current Budget with a total expenditure of \$6,337,250 and a general levy of \$2,003,770 and special levies of \$2,064,000 to the Region of Niagara, \$120,500 to the City of Hamilton and \$9,200 to Haldimand County be approved; and

That the 2008 matching levy in the amount of \$174,500 and the total non-matching levy in the amount of \$1,829,270 for the 2008 Current Budget be apportioned to the member municipalities on the basis of the 2000 current value assessment of the member municipalities proportionate to the total 2000 current value assessment within the Authority's area of jurisdiction; and

That the special levies for the 2008 Current Budget be assessed in the amount of \$2,064,000 to the Region of Niagara, \$120,500 to the City of Hamilton and \$9,200 to Haldimand County.

	<u>YES</u>	<u>NO</u>
<b>Douglas Ransom</b>	x	
<b>Brian Baty</b>	x	
<b>Bob Bentley</b>	x	
<b>Gary Burroughs</b>	x	
<b>Barbara Butters</b>	absent	
<b>Tony Dalimonte</b>	x	
<b>Carmen D'Angelo</b>	x	
<b>Dominic DiFruscio</b>	x	
<b>Andy Fevez</b>	x	
<b>Damian Goulbourne</b>	x	
<b>Barbara Greenwood</b>	absent	
<b>Brian Heit</b>	x	
<b>Barbara Henderson</b>	x	
<b>Norm Johnson</b>	x	
<b>Robert Steckley</b>	x	

**"CARRIED" Unanimously**

**(10) PROPOSED 2008 CAPITAL BUDGET – REPORT NO. 07-08**

The General Manager presented the staff report and noted that in accordance with regulations, a recorded vote was required.

The following resolution was presented.

**FA-23-08**

**MOVED BY:** B. Henderson

**SECONDED BY:** B. Baty

**THAT:** Report No. 07-08 regarding the Proposed 2008 Capital Budget be received; and

That the Proposed 2008 Capital Budget with a total expenditure of \$7,892,100 and a general levy of \$1,048,600 and special levies of \$1,409,600 to the Region of Niagara, \$247,500 to the City of Hamilton and \$12,500 to Haldimand County be approved; and

That the 2008 general levy in the amount of \$1,048,600 be apportioned to the member municipalities on the basis of the 2000 current value assessment of the member municipalities proportionate to the total 2000 current value assessment within the Authority's area of jurisdiction; and

That special levies for the 2008 Capital Budget be assessed in the amount of \$1,409,600 to the Region of Niagara, \$247,500 to the City of Hamilton and \$12,500 to Haldimand County.

	<u>YES</u>	<u>NO</u>
Douglas Ransom	x	
Brian Baty	x	
Bob Bentley	x	
Gary Burroughs	x	
Barbara Butters	absent	
Tony Dalimonte	x	
Carmen D'Angelo	x	
Dominic DiFruscio	x	
Andy Fevez	x	
Damian Goulbourne	x	
Barbara Greenwood	absent	
Brian Heit	x	
Barbara Henderson	x	
Norm Johnson	x	
Robert Steckley	x	

**"CARRIED" Unanimously**

**(11) SHRINER'S CREEK DAM "C" IMPROVEMENT PROJECT – REPORT NOS. 08-08 & 14-08**

The Director, Water Management outlined the staff reports. The following resolutions were then presented.

**FA-24-08**

**MOVED BY:** B. Heit

**SECONDED BY:** G. Burroughs

**THAT:** Report No. 08-08 regarding the Shriner's Creek Dam "C" Improvement Project be received.

**"CARRIED"**

**FA-25-08**

**MOVED BY:** G. Burroughs

**SECONDED BY:** B. Baty

**THAT:** the contract for the Shriner's Creek Dam "C" Improvement Project be awarded to Circle P. Paving Inc., for the tendered price of \$148,184.40 including GST, subject to confirmation of funding from the City of Niagara Falls.

**"CARRIED"**

**(12) 2008 VEHICLE PURCHASE – REPORT NO. 09-08**

The Director, Land Management presented the staff report. After responding to questions, the following resolution was presented.

**FA-26-08**

**MOVED BY:** B. Baty

**SECONDED BY:** G. Burroughs

**THAT:** the low quotation, dated February 11<sup>th</sup>, 2008, received from Performance Chrysler Dodge Jeep to supply two (2) 2008 ½ ton pick-up trucks, for the total price of \$20,448.48 including trade-in and all applicable taxes be accepted.

**"CARRIED"**

**(13) 2008 EQUIPMENT PURCHASE – REPORT NO. 10-08**

The Director, Land Management outlined the staff report. A request was made to show the trade-in values in the future. Carmen D'Angelo advised that the Region of Waterloo has a hybrid policy that perhaps the Authority could look at with the possibility of adopting something similar. The following resolution was presented.

**FA-27-08**

**MOVED BY:** B. Heit

**SECONDED BY:** B. Henderson

**THAT:** the low quotation, dated February 6<sup>th</sup>, 2008, received from Ben Berg Farm & Ind. Equipment, to supply two (2) 2008 Kubota F3680 front mount mowers for the total price of \$17,474.32 including trade-in allowance and all applicable taxes, be accepted.

**"CARRIED"**

**(14) CORRESPONDENCE – NIAGARA SOUTH FEDERATION OF AGRICULTURE – REPORT NO. 11-08**

The General Manager outlined the staff report. The following resolution was presented.

**FA-28-08**

**MOVED BY:** M. DiFruscio

**SECONDED BY:** T. Dalimonte

**THAT:** Report No. 11-08 regarding Correspondence – Niagara South Federation of Agriculture be received for information.

**"CARRIED"**

**(15) PROJECT STATUS REPORT – REPORT NO. 13-08**

With respect to the Water Quality Program, Gary Burroughs asked if the locations of the Authority's sampling sites were available. The General Manager advised that the information could be found in the Annual Water Quality Report.

Andy Fevez requested an update on the responses received with respect to fees recently imposed in the hunting program. The General Manager advised that for the most part, they were generally accepted, however, there were several complaints received.

The General Manager noted that the Ministry of Natural Resources has issued a permit to stock pickerel at Binbrook.

A question was raised as to whether a firm date has been set for the opening of the Ball's Falls Centre. The General Manager advised that it will be Thursday, May 8<sup>th</sup>.

There were no further questions on the Status Report, therefore the following resolution was presented.



**FA-29-08**

**MOVED BY:** B. Baty

**SECONDED BY:** G. Burroughs

**THAT:** Report No. 13-08 outlining the status of Authority projects be received for information.

**"CARRIED"**

**(16) OTHER BUSINESS**

Norm Johnson requested information on the four restoration projects on 20 Mile Creek as indicated in the December accounts listing.

Gary Burroughs advised that the Town of Niagara-on-the-Lake was having difficulty obtaining a 5 day extension from DFO to do some shoreline protection and asked the General Manager if he had any information on why. The General Manager advised that in his previous discussions with DFO he was of the impression that it would be granted. He indicated that he would look into the matter.

**(17) IN-CAMERA – VIOLATIONS STATUS REPORT**

The following resolution was presented.

**FA-30-08**

**MOVED BY:** T. Dalimonte

**SECONDED BY:** M. DiFruscio

**THAT:** this meeting do now move in-camera.

**Received at 8:50 p.m.**

**"CARRIED"**

**FA-31-08**

**MOVED BY:** B. Henderson

**SECONDED BY:** N. Johnson

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

**Received at 8:55 p.m.**

**"CARRIED"**

**ADJOURNMENT**

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

**FA-32-08**

**MOVED BY:** M. DiFruscio

**SECONDED BY:** G. Burroughs

**THAT:** this meeting do now adjourn.

**Received at 8:40 p.m.**

**"CARRIED"**