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NIAGARA PENINSULA CONSERVATION AUTHORITY

WELLAND

APRIL 16, 2008

7:00 p.m.

MINUTES

MEMBERS PRESENT

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

MEMBERS ABSENT:

G. Burroughs (with regrets)
B. Butters (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

OTHERS PRESENT:

Austin & John Kirkby
Eckhard & Ingrid Regier
Dave Lambert

BUSINESS:

The Chairman called the meeting to order at 7:10 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) MINUTES

(a) FULL AUTHORITY MEETING – MARCH 19, 2008

Brian Baty noted that the minutes did not show his regrets for not being at the meeting. The following resolution was presented. The General Manager advised it would be corrected.

FA-52-08

MOVED BY: B. Henderson

SECONDED BY: T. Dalimonte

THAT: the Minutes of the Full Authority meeting held March 19, 2008, be received and approved as amended.

"CARRIED"

(b) BALL'S FALLS HERITAGE ADVISORY COMMITTEE MEETING – APRIL 3, 2008

There were no errors or omissions with respect to the minutes. The following resolution was presented.

FA-53-08

MOVED BY: B. Baty

SECONDED BY: B. Henderson

THAT: the Minutes of the Ball's Falls Heritage Advisory Committee and approved as printed.

"CARRIED"

(2) BUSINESS ARISING FROM MINUTES

There was no business arising from the Minutes.

(3) IN-CAMERA

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

FA-54-08

MOVED BY: M. DiFruscio

SECONDED BY: C. D'Angelo

THAT: this meeting do now move in-camera.

Received at 7:13 p.m "CARRIED"

FA-55-08

MOVED BY: M. DiFruscio

SECONDED BY: C. D'Angelo

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

Received at 7:50 p.m "CARRIED"

(4) DELEGATION

The Chairman introduced Mrs. Austin Kirkby who was in attendance to speak to the Board about the Authority's Niagara-on-the-Lake Watershed plan.

Mrs. Kirkby provided the Board with information regarding her concerns over items she felt were incorrect in the Watershed Plan and how she felt they could be corrected. She then read the resolution which the Town of Niagara-on-the-Lake Council passed at their April 14th meeting. She also noted that she does support the document in general and once the corrections have been would be in agreement with it.

The Chairman thanked Mrs. Kirkby for her presentation and then opened the floor to questions.

(5) NIAGARA-ON-THE-LAKE WATERSHED PLAN FINAL REPORT – REPORT NO. 26-08

The Director, Water Management outlined the report to the Board and responded to questions. It was agreed that an errata sheet will be prepared and attached to the Plan to address Mrs. Kirby's concerns regarding the plan. After a lengthy discussion, the following resolution was presented.

FA-56-08

MOVED BY: B. Heit

SECONDED BY: T. Dalimonte

THAT: Report No. 26-08 regarding the Niagara-on-the-Lake Watershed Study be received; and

That the recommended Conservation Authority restoration works be approved for implementation over a multi-year time frame subject to annual budget approvals; and

That the Niagara-on-the-Lake Watershed Study and its recommendations be submitted to the Town of Niagara-on-the-Lake for their consideration in future municipal works budgets.

"CARRIED"

(6) NOTL – AIRPORT, BRIGHT AND LAVIGNE IRRIGATION SYSTEM – REPORT NO. 27-08

The Director, Water Management outlined the report noting it was a follow up from the previous meeting to clarify issues expressed at that meeting. There were no questions, therefore the following resolution was presented.

FA-57-08

MOVED BY: T. Dalimonte

SECONDED BY: C. D'Angelo

THAT: Report No. 27-08 regarding the NOTL - Airport, Bright and Lavigne Irrigation System be received for information; and

That a copy of Report No. 27-08 be forwarded to the Town of Niagara-on-the-Lake and the Irrigation Committee for their information.

"CARRIED"

Authority Meeting - Minutes
April 16, 2008 – continued

At this point, Mrs. Kirkby thanked the Board for their support and wished Mr. Burt a pleasant retirement.

(7) IN-CAMERA

The Chairman the requested the Board move back in-camera to complete the two remaining matters. The following resolutions were presented.

FA-58-08

MOVED BY: M. DiFruscio
SECONDED BY: B. Baty
THAT: this meeting do now move in-camera.

Received at 8:50 p.m. "CARRIED"

FA-59-08

MOVED BY: N. Johnson
SECONDED BY: T. Dalimonte
THAT: this meeting do now move back into open session.

Received at 9:12 p.m. "CARRIED"

As a result of the in-camera session the following resolution was presented.

FA-60-08

MOVED BY: M. DiFruscio
SECONDED BY: N. Johnson
THAT: The reports presented in-camera be received and approved as presented.

"CARRIED"

(8) CHAIRMAN'S REMARKS

The Chairman reminded the members of the Biennial Tour scheduled for September 7 – 10 in Sudbury. If anyone is interested please see Mary.

The Chairman asked Mickey DiFruscio if he would attend at St. Johns on Saturday, April 26th to cast the first line to open trout season. Mr. DiFruscio advised he would.

The Chair also reminded the members of the upcoming Foundation Golf tournament on June 3rd and encouraged those who could to attend.

The Chairman referred to the newsletter of the Foundation which was included in the Board packages and indicated that if anyone knew of someone who might want one to let staff know.

At this point, the Chairman advised that he had a token of appreciation to present to Andy Burt on behalf of the Board and congratulated him on his time with the Authority.

Andy thanked the Chairman and the Board for their kindness and noted that it has been a terrific ride for the past 24 years and that the Authority was like family to him. He also wished the Authority well for the future.

(9) GENERAL MANAGER'S REPORT

The General Manager noted that the Tree Conservation By-law amended has been endorsed by the Region Planning and Public Works and is scheduled to be implemented August 1st. The Authority will be seeking applications for two positions as a result of this.

(10) ACCOUNTS – MARCH, 2008 - REPORT NO. 28-08

A question was raised on the necessity of providing these on a monthly basis and a brief discussion took place. The following resolution was presented.

FA-61-08

MOVED BY: B. Henderson

SECONDED BY: T. Dalimonte

THAT: The list of accounts for the month of March, 2008, in the amount of \$1,101,085.67 be received and approved.

“CARRIED”

(11) CURRENT & CAPITAL BUDGETS – STATUS TO MARCH 31 – REPORT NO. 29-08

The General Manager advised that at the end of the first quarter there were no significant variances to report. The following resolution was presented.

FA-62-08

MOVED BY: B. Baty

SECONDED BY: C. D'Angelo

THAT: Report No. 29-08 regarding the Current & Capital Budgets - Status to March 31, be received for information.

“CARRIED”

(12) 2008 HONOURARIUM & PER DIEM ADJUSTMENT – REPORT NO. 30-08

The General Manager advised that this is an annual adjustment. A question was raised on whether the Chairman's Honourarium was in line with other Authorities. The General Manager noted that staff will look into this and bring a report to the May meeting.

(13) MEMBER TRAINING & DEVELOPMENT POLICY – REPORT NO. 31-08

The General Manager outlined the report and the proposed policy. The following resolution was presented.

FA-63-08

MOVED BY: A. Fevez

SECONDED BY: B. Heit

THAT: Report No. 31-08 regarding the Member Training & Development Policy be received and approved as drafted.

“CARRIED”

(14) FORT ERIE CREEKS WATERSHED PLAN – FINAL REPORT – REOPRT NO. 32-08

The Director, Water Management outlined the report and responded to questions. It was suggested that the 10 year time frame for implementation be changed to “multi-year”. The following resolution was then presented.

FA-64-08

MOVED BY: B. Heit

SECONDED BY: A. Fevez

THAT: Report No. 32-08 regarding the Fort Erie Creeks Watershed Plan – Final Report be received; and

That the recommended Conservation Authority restoration works be approved for implementation over a multi-year time frame subject to annual budget approvals; and further

That the Fort Erie Creeks Watershed Plan and its recommendations be submitted to the Town of Fort Erie for their consideration in future municipal works budgets.

“CARRIED”

(15) 2007 ANNUAL REPORT – REPORT NO. 33-08

The General Manager advised that the Annual Report was included in their agenda package and congratulated Mary and Authority staff for a job well done. The Chairman reiterated the General Manager’s comments. The following resolution was presented.

FA-65-08

MOVED BY: B. Henderson

SECONDED BY: A. Fevez

THAT: the 2007 Annual Report be received.

“CARRIED”

(16) GYPSY MOTH MANAGEMENT ON NPCA PROPERTIES – REPORT NO. 34-08

The Director, Land Management outlined the report and apologized for the map not being as clear as it should have been. After a brief discussion, the following resolution was presented.

FA-66-08

MOVED BY: N. Johnson

SECONDED BY: T. Dalimonte

THAT: Report No. 34-08 regarding Gypsy Moth Management on NPCA Properties be received; and

That staff request pricing from local contractors for the aerial application of BT for the control of Gypsy Moth at Ruigrok Tract and Hedley Forest Conservation Areas; and

That staff be authorized to award the contract to the low quote.

“CARRIED”

(17) ONTARIO MUNICIPAL BOARD HEARING – REED QUARRY – REPORT NO. 35-08

The Director, Land Management outlined the report. A discussion took place on the legal costs associated with this matter which were excessive due to the lack of preparation on the part of the proponent. The board suggested that a letter be sent to OMB and the proponents advising of the Authority's concerns regarding the cost of legal council as a result of poor organization by the proponent and request a partial payment to the Authority by the proponent. The following resolutions were presented.

FA-67-08

MOVED BY: A. Fevez

SECONDED BY: B. Heit

THAT: Report No. 35-08 regarding the Ontario Municipal Board Hearing – Reeb Quarry be received for information purposes.

“CARRIED”

FA-68-08

MOVED BY: B. Bentley

SECONDED BY: B. Greenwood

THAT: A letter to be sent to the OMB and the Proponents of the Reeb Quarry regarding the Authority's high legal costs as a result of the Proponents lack of preparation in this matter;

and that a request be made for a partial payment of the Authority's legal costs directly resulting from their lack of preparation.

“CARRIED”

(18) WATERSHED WIDE PROPERTY APPRAISAL – REPORT NO. 36-08

The Director, Land Management outlined the report and the General Manager provided some further clarification. A brief discussion took place and the following resolution was presented.

FA-69-08

MOVED BY: B. Bentley

SECONDED BY: B. Greenwood

THAT: Report No. 36-08 regarding a Watershed-Wide Property Appraisal be received; and

That staff be authorized to retain D.J. Penwarden Appraisals to prepare a watershed-wide appraisal report at a cost of \$35,000 (including expenses and taxes).

“CARRIED”

(19) PROJECT STATUS REPORT – REPORT NO. 37-08

Barbara Henderson advised that there is no signage on the local roadways with respect to the Wainfleet Bog. The General Manager advised that staff will look into this and contact TODS. The following resolution was presented.

FA-70-08

MOVED BY: C. D'Angelo

SECONDED BY: N. Johnson

THAT: Report No. 37– 08 regarding the status of Authority projects be received for information.

“CARRIED”

(20) OTHER BUSINESS

There was no further business.

ADJOURNMENT

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

FA-71-08

MOVED BY: N. Johnson

SECONDED BY: T. Dalimonte

THAT: this meeting do now adjourn.

Received at 10:05 p.m.

“CARRIED”