



NIAGARA PENINSULA CONSERVATION AUTHORITY

WOODEND C.A.

JUNE 22, 2011

7:00 p.m.

FULL AUTHORITY MEETING

MEMBERS PRESENT:

B. Maves (Chairman)
B. Baty
D. Barrick
S. Beattie
T. Dalimonte
C. D'Angelo
D. DiFruscio
T. Easton
D. Eke
D. Joyner
B. Sharpe
B. Steckley

MEMBERS ABSENT:

A. Jeffs (with regrets)
D. Ransom (with regrets)
B. Timms (Vice-Chairman) (with regrets)

STAFF PRESENT:

T. D'Amario, CAO/Secretary-Treasurer
D. Bois, Acting Recording Secretary
D. Baker, Director, Land Management
J. Kukalis, Director, Water Management
M. Stack, Director Communications
T. McDougall, Executive Director Conservation Foundation
J. Baker, Coordinator, Restoration Program

OTHERS PRESENT:

Ed Lustig
Lisa Campbell
Tom Richardson
Rick Brady
Mark Basciano
Mario D'Ilva
Jean Grandoni
Jon Whyte
Gerry Beneteau
Klara Young-Chin

BUSINESS:

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

(1) **MINUTES FULL AUTHORITY MEETING – MAY 18, 2011**

There being no errors or omissions, the following resolution was presented.

FA-67-11

MOVED BY: S. Beattie

SECONDED BY: T. Easton

THAT: the Minutes of the Full Authority meeting held May 18, 2011, be received and approved as printed.

"CARRIED"

(2) **BUSINESS ARISING FROM THE MINUTES**

There was no business arising from the minutes.

(3) **CHAIRMAN'S REMARKS**

The Chair noted that the 11th Annual Bob Welch Memorial Golf Tournament was again very successful. There was a good turn out and the dinner was excellent.

The Chair advised that he and the CAO are working on outreach initiatives and recently met with members of the Niagara Home Builders Association.

The Chair offered congratulations to a past Board member, Andy Fevez, as he was presented with the Life Time Achievement Award at the 22nd Niagara Region Environmental Awards ceremony.

(4) **CAO'S REPORT**

The CAO updated the Board on the consultant's progress with the Strategic Plan. Input from interviews has been completed and he is still on target to have this done by September.

The Chair advised that he had met with the consultant and also that he had toured the aqueduct, in Welland, with Barry Sharpe.

(5) **DELEGATION**

(a) Thundering Waters Development:

The Chairman introduced representatives from the Thundering Waters Development Corporation (Oldfield Road Subdivision). Ed Lustig presented his report, giving background on the development and stating his opinion on the issue of the round leafed greenbriar. Lisa Campbell then gave a powerpoint presentation on the environmental and legal issues pertaining to the round leaf greenbriar. The purpose of the delegation was to request that staff withdraw their appeal to the OMB and leave MNR as the only objection that they must deal with on the round leafed greenbriar issue.

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Responding to questions, Lisa Campbell advised that only one lot abuts the area in question.

Carmen D'Angelo questioned why we would back out of the appeal and not be privy to all the information relating to it, until we were sure that there was no role for us to play.

Ed Lustig advised that he would be making the same presentation to the Regional Public Works committee.

The CAO noted that the Conservation Authorities Act allows us to manage the environment in concert with all the parties involved. The NPCA champions pre-consultation which should expedite the process. After a 5 – 6 year process, it was asked why this issue was not covered earlier and the Board was told that MNR did not come to the table until last January.

Lisa Campbell explained that the OMB will look at their position and MNR's position before setting the condition.

The Chair thanked them for their presentation

The Chair then advised that Ms. Jean Grandoni was in attendance and requested an opportunity to say a few words. He asked if there was a motion to allow Ms. Grandoni to speak before board.

Doug Joyner felt this not the forum to hear Ms. Grandoni, with due respect.

The following motion was then put forth.

FA-68-11

MOVED BY: T. Easton

SECONDED BY: B. Sharp

THAT: Ms. Grandoni be permitted to make a short presentation regarding the round leaf greenbriar.

"CARRIED"

The Chair cautioned Ms. Grandoni not to deviate from the issue of the round leaf greenbriar and she came forward to address the board. She noted the importance of the plant and then proceeded to other environmental issues. The Chair cautioned her at that point and then said they must move on. He thanked her for coming and said her letter would be referred to staff.

(6) OLDFIELD ROAD DRAFT PLAN OF SUBDIVISION – APPEAL TO OMB – REPORT NO. 30-11

The Director, Water Management, presented this report and overviewed staffs position.

There followed a lengthy discussion.

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Brian Baty agreed with the staff report noting that NPCA needs to stay involved as any change in policy, etc. could occur and we need to be in the know. He noted concern with MNR in delaying the process.

Dave Eke asked, with this process going back 5 years, had the proponent or NPCA staff asked for a discussion with MNR. The Director, Water Management advised that we have tried to work with MNR to get them to respond to our requests. Staff have done everything we can outside of appeal court.

The CAO advised that staff arranged a meeting with MNR at our office. We have expertise, but in this regard, we do not have the authority.

Bob Steckley asked if the NPCA will put forth comments and witnesses at the OMB hearing. The CAO advised no, but we are there to facilitate as required, down the road.

Dave Barrick stated that he was not in favour of this recommendation. He noted NPCA has no concern and shouldn't go through the fire with MNR.

The following resolution was then presented.

FA-69-11

MOVED BY:

SECONDED BY:

THAT: Report No. 30-11 regarding the NPCA appeal for the Oldfield Road Subdivision be received for information.

"DEFEATED"

The following resolution was then presented.

FA-70-11

MOVED BY: D. Barrick

SECONDED BY: D. Joyner

THAT: Staff be directed to remove themselves from the Oldfield Road Subdivision OMB process.

"CARRIED"

Further to item 5) Delegations – the following report was tabled.

(b) Bilkszto Property – 3915 21st Street, Jordan – **REPORT NO. 38-11**

Mr. Tom Richardson was in attendance to make a presentation regarding this issue. He wanted to make a case for the NPCA approving the on-site pond.

He advised that there will be a meeting at the NEC on July 21st. He overviewed the events that have occurred with regard to the pond. The original request for a farm pond has been changed to a request to keep it as a viable wildlife pond. He noted that this application was supported by MNR and the consultant.

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After the presentation, the Board had a brief discussion.

Brian Baty noted that he was a Commissioner of the NEC but this issue pre-dated his appointment. He asked that the board pass the adjudication to the NEC.

The Director, Water Management outlined staffs position and noted that no staff report had been prepared in favour of filling in the pond.

Mr. Richardson noted that the pond level does not fluctuate and they have a record of the pond building process.

Dave Barrick advised Mr. Richardson that the Board, taking no stance, should not hinder his process. He felt that the Board should defer to the NEC.

The following resolution was then presented.

FA-71-11

MOVED BY: D. Eke

SECONDED BY: D. Barrick

THAT: Report No. 38-11 be received for information.

"CARRIED"

The following resolution was then presented

FA-72-11

MOVED BY: C. D'Angelo

SECONDED BY: D. Barrick

THAT: the NPCA take no formal position as the matter is before the NEC.

"CARRIED"

(7) WOODEND LIVING CAMPUS PROPOSAL - REPORT NO. 31-11

The Director, Land Management, presented this report. He overviewed the proposed design change.

Brian Baty suggested that the DSBN should look at incorporating the newer green technologies, such as those used at the Ball's Falls Centre.

The Director, Land Management was asked if the School Board had endorsed this plan and he confirmed that they had.

Following a brief discussion, the following resolution was then presented.

FA-73-11

MOVED BY: S. Beattie

SECONDED BY: T. Easton

THAT: Report No. 31-11 regarding the Woodend Living Campus be received;

That the Woodend Living Campus proposal be approved in principle;

That the School Board be requested to complete detailed plans for the development prior to receiving final approval by the Niagara Peninsula Conservation Authority; and,

That staff be directed to update the Master Plan for the Woodend Conservation Area.

"CARRIED"

(8) STAFF PRESENTATION - CANOPIES FOR KIDS PROGRAM

Jocelyn Baker, Coordinator Watershed Restoration was in attendance to provide the Board with an update on the progress of this program.

After a brief question and answer period the Chairman thanked Mrs. Baker and her team for a job well done.

(9) BUDGET STATUS REPORT – REPORT NO. 32-11

The CAO summarized the budget to date, noting he will not commit funds until they are received.

After responding to questions, the following resolution was presented.

FA-74-11

MOVED BY: C. D'Angelo

SECONDED BY: D. Barrick

THAT: the Budget Status Report for the period ending May 31, 2011 be received.

"CARRIED"

(10) 2012 BUDGET SCHEDULE AND GUIDANCE - REPORT NO. 33-11

The CAO overviewed the process and timelines in regards to the 2012 budget process.

The CAO noted that the Region of Niagara has called for an acceleration of the budget process and in that regard, he will have the preliminary draft budget prepared by July 31st. In keeping with the Regions timelines, the Budget Steering Committee will meet between August 8 – 10 for one or two meetings with the resulting document coming back to the Full Authority Board on August 17th.for approval before going to the Region.

The CAO advised that the Region is looking at changes that will result in debt reduction. They are looking at moving of some capital items over to the operations side of the budget.

The CAO advised that he is still waiting to hear from Hamilton and Haldimand.

Following a brief discussion and a call for volunteers to sit on the committee, the following resolution was presented.

FA-75-11

MOVED BY: B. Steckley

SECONDED BY: S. Beattie

THAT: That the Report No. 33-11 regarding the 2012 Budget Schedule and Guidance be received, and;

That the Ad Hoc Budget Review Committee be comprised of the Chairman, Vice-Chairman, D. Barrick, C. D'Angelo and B. Sharpe

"CARRIED"

(11) NAMING OF NPCA ASSETS AND FACILITIES – REPORT NO. 34-11

The Director, Communications presented this report, overviewed the policy and asked the Board for direction regarding the recognition of past member, Andy Fevez.

Carmen D'Angelo handed out an information sheet which showed the various components of the Binbrook CA. He proposed naming the Children's Fishing Dock in honour of Andy Fevez. He also said he would like to see a special event held at the park to pay tribute to Andy while making the dedication. He then put forth the following resolution.

FA- 76 -11

MOVED BY: C. D'Angelo

SECONDED BY: B. Steckley

THAT: the children's fishing dock be named for Andy Fevez and staff be directed to organize the dedication.

"CARRIED"

The following resolution was presented.

FA-77-11

MOVED BY: B. Baty

SECONDED BY: D. Barrick

THAT: That Report No. 34-11 be received for information purposes.

"CARRIED"

(12) **PFOS COMPOUNDS AT THE BINBROOK RESERVOIR (UPDATE) – REPORT NO. 35-11**

The Director, Land Management presented this report and overviewed the current status of the situation. After a brief discussion, the following resolution was then presented.

FA-78-11

MOVED BY: B. Baty

SECONDED BY: S. Beattie

THAT: That Report No. 35-11 regarding PFOS Compounds at the Binbrook Reservoir be received.

"CARRIED"

(13) **PROVINCIAL OFFENCES OFFICER DESIGNATION – REPORT NO. 36-11**

The Director, Land Management presented this report. He noted that the former designation of Enforcement Officers has been changed to Provincial Offences Officers due to recent changes to the Private Security and Investigative Services Act.

Staff have received the training to comply with the Act. The security guards require this designation or they cannot remove people from the campgrounds. The water department staff require the new designation to be in compliance with the court procedures.

The following resolution was then presented.

FA-79-11

MOVED BY: C. D'Angelo

SECONDED BY: B. Steckley

THAT: Report No. 36-11 regarding Provincial Offences Officer Designations be received; and

That the following individuals be identified as Provincial Offences Officers:

Dave Drobitch	Steve Miller
Bob Hayslip	Ian Barrett
Greg Furtney	Tim MacGillivray
Nate Devos	
Rob Kuret	
Jeff Fazekas	
Cameron VanHell	
Matthew Vanveld	

"CARRIED"

(14) PROJECT/PROGRAM STATUS REPORT – REPORT NO. 37-11

The CAO presented this report.

The following resolution was presented.

FA-80-11

MOVED BY: B. Steckley

SECONDED BY: B. Baty

THAT: Report No. 37-11 outlining the status of Authority projects and programs be received for information.

"CARRIED"

(15) IN-CAMERA

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

FA-81-11

MOVED BY: B. Baty

SECONDED BY: D. Barrick

THAT: this meeting do now move in-camera.

Received at 10:40 p.m.

"CARRIED"

FA-82-11

MOVED BY: B. Steckley

SECONDED BY: T. Easton

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

Received at 11:08 p.m.

"CARRIED"

The following items were approved in camera.

Report No. CR-10-11

FA-83-11

MOVED BY: T. Easton

SECONDED BY: B. Steckley

"CARRIED"

Report No. CR-11-11

FA-84-11

MOVED BY: D. Joyner

SECONDED BY: S. Beattie

"CARRIED"

Report No. CR-12-11

FA-85-11

MOVED BY: D. Joyner

SECONDED BY: S. Beattie

"CARRIED"

Report No. CR-13-11

FA-86-11

MOVED BY: T. Easton

SECONDED BY: S. Beattie

"CARRIED"

(16) OTHER BUSINESS

Carmen D'Angelo suggested that the process for delegations should be tightened up and be more clearly defined. Brian Baty asked that a report be brought back to the Board on this issue.

The CAO reminded the Board that there will be no meeting in July. The next meeting is August 17th.

ADJOURNMENT

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

FA-87-11

MOVED BY:

SECONDED BY:

THAT: this meeting do now adjourn.

Received at 11:13 p.m.

“CARRIED”

"D. Bois, Acting Recording Secretary

Bart Maves, Chairman”