



**NIAGARA PENINSULA CONSERVATION AUTHORITY
FULL AUTHORITY MEETING MINUTES**

Wednesday March 29, 2017; 9:30 am
Ball's Falls, Centre for Conservation-Glen Elgin Room
3292 Sixth Avenue, Jordan, ON

MEMBERS PRESENT:

- S. Annunziata (Chair)**
- S. Beattie
- B. Baty
- F. Champion
- P. Darte
- D. DiFruscio
- J. Diodati
- B. Hodgson
- A. Jeffs
- J. Kaspersetz (Vice-Chair)**
- J. Maloney
- T. Quirk
- R. Shirton
- B. Timms

MEMBER REGRETS: D. Joyner (Regrets)

STAFF PRESENT:

- P. Graham, Acting CAO/Secretary-Treasurer
- D. Barrick, Director, Corporate Services
- M. Brickell, Director, Operations and Strategic Initiatives
- S. McInnes, Acting Director Watershed Management
- M. Reles, Communications Specialist
- L. Conte, Administrative Assistant, Office of CAO & Board

VISITORS / GUESTS: no sign in's

NOTE: The archived recorded meeting is available on the NPCA website. The recorded video of the Full Authority meeting is not considered the official record of that meeting. The official record of the Full Authority meeting shall consist solely of the Minutes approved by the Full Authority Board. NPCA Board of Directors Policy Handbook Regulation #2, Meeting Procedures Sec.17.0

The Full Authority meeting was called to order at 9:32 am
Chair Annunziata welcomed Board members and Staff and began with the first order of Agenda, to go in closed session with the following resolution;

Resolution No. FA-69-17

Moved by: J. Kaspersetz

Seconded by: P. Darte

THAT the Full Authority meeting move to closed session to receive an update on legal issues and to discuss the appraisal of Cave Spring’s parcel of Land.

CARRIED

CLOSED SESSION

1. Legal Update
2. Appraisal of Cave Springs Parcel of Land.....[Report No. CR-16-17](#)

Resolution No. FA-70-17

Moved by: P. Darte

Seconded by: R. Shirton

THAT the meeting rise from closed session with report.

CARRIED

PUBLIC SESSION

Chair welcomed guests and public gallery to the Full Authority meeting. Public meeting commenced at 11:17 am.

DECLARATION OF CONFLICT OF INTEREST

None.

ADOPTION OF AGENDA

NOTE: Addendum Report 36-17, “CLAC Terms of Reference” was included in the revised agenda.

Resolution No. FA-71-17

Moved by: T. Quirk

Seconded by: J. Kaspersetz

THAT the Revised agenda be adopted.

CARRIED

PRESENTATIONS

Conservation Achievement Awards – Staff Presentation, by Kerry Royer

Resolution No. FA-72-17

Moved by: R. Shirton

Seconded by: J. Kaspersetz

THAT the power point presentation highlights from the Conservation Awards Event, be received for information.

CARRIED

BUSINESS:

1. Resolutions from Closed Session:

Chair declared the following board resolution(s) resulting from in-camera discussions;

Resolution No. FA-73-17

Moved by: T. Quirk

Seconded by: J. Kaspersetz

THAT direction provided in closed session be followed.

CARRIED

2. A. Approval of Minutes

1. **FULL AUTHORITY MEETING**, held February 15, 2017
2. **SPECIAL Full Authority Meeting** held March 8, 2017

Moved in block as follows:

Resolution No. FA-74-17

Moved by: S. Beattie

Seconded by: J. Maloney

THAT the minutes of the Full Authority Meeting held respectively February 15 and March 8, 2017, be approved as presented. Moved in Block.

CARRIED

B. Committee Meeting Minutes (Draft):

- *CAO Selection Committee – March 8, 2017*

Resolution No. FA-75-17

Moved by: J. Kaspersetz

Seconded by: S. Beattie

THAT the Draft minutes of the CAO Selection Committee Meeting held March 8, 2017, be RECEIVED for information

CARRIED

3. **Business Arising from the Minutes**

Member Hodgson, asked the Chair to clarify “where exactly in the motion that was passed on Jan 18,” (regarding the draft RFP) “does it say that the board suspends it’s authority to amend, make decisions; because as the author of the motion, the clear intent and spirit was empowering the board hold itself to account and the only restrictions were limiting the staff. How is it that we had to approve the Draft RFP, with no comments?”

Referencing Hodgson’s “motion”, Chair Annunziata noted that there is no opportunity for the board involvement in the selection process of the consultant, the motion specifically enables the Acting CAO, Niagara Region, City of Hamilton and Haldimand County “*to immediately initiate an independent and thorough third party operational performance assessment*” (Point 2 of motion) . “They have been entrusted in the RFP process, which was put to public tender on March 10th and will close on April 9th. That process has already been completed. Once the consultant is chosen; not by this board; the board would be re-engaged at Point 5 of the motion. The consultant will be introduced to the board and at that time, the board will have the opportunity to direct the reporting mechanism. The independent selection process was followed according to the motion.”

Chair further clarified that the email sent by Mr. Reles to Mr. Hodgson was specifically “to address derogatory comments he made about colleagues.” Respecting member Hodgson’s biggest concern about changing “**direct to**” to “**directed to**” in the motion, the Chair is confident that the spirit and intent of the motion have not changed. “There was no ill intent, no ill spirit, it does not compromise the will of this board and accepts Mr. Graham’s explanation of a grammatical change. If your concern is the reporting mechanism, this board will have full opportunity to address the consultant with those concerns. The grammatical change does not impact the selection process of the independent consultant.”

4. **Correspondence**

Resolution No. FA-76-17

Moved by: T. Quirk

Seconded by: B. Baty

THAT correspondence from Water Source Protection Committee member David A. Renshaw, be RECEIVED for information.

CARRIED

Staff Direction: that a response be issued to Mr. Renshaw recognizing his service and wishing him all the very best.

5. **Chair’s Remarks**

The last month NPCA has been involved in some great initiatives;

- Staff hosted the Invasive Species workshop held yesterday (March 28). It was a great learning opportunity to inform many of our municipalities on the diverse species.
- The Chair met with many of our partners in the community, conservation and environmental clubs; one concern repeated was the renewal of membership and funding opportunities to help with some of the issues that these conservation groups have challenges with. It is our hope moving forward that we can support these groups and if there is any chance to partner with any initiatives they have and to lend support and advocacy. The board member representing the community of a particular club, will be copied on correspondence moving forward so that board members are aware what those challenges are.

- The International Joint Commission Public Meeting regarding the health of the Great Lakes will be held this afternoon 1:30pm Rowing Club, Henley Island St. Catharines. Of significance was the Fort Erie Council Meeting on Monday evening where Mayor Redekop passed a motion calling on all levels of Government (Canadian and US) to properly fund some of the initiatives we've been working on for the past 10 years. With the funding cuts being made in the US, the motion was specifically asking the US to reconsider and not cut funding. There is a joint effort with the Mayors that are part of the Great Lakes committees and Chair Annunziata will certainly bring that concern to Minister of Environment, McGarry at Queen's Park.

6. **Acting CAO Remarks**

- P. Graham provided an update on The Living Landscape – Policy Review. Following recent meetings with the Core working group, the CLAC committee and area planners, it is the goal of NPCA staff to have a draft document to the board by the April 26 meeting. At that time we will ask the board to release the document for public consultation.
- On March 8th we held the 2017 Niagara Envirothon Event at Ball's Falls. It is North America's largest high school environmental education competition. This unique program reaches almost half a million students across North America.
- In partnership with Niagara's Twenty Valley, public event, "Roots on the Twenty" will be held at Ball's Falls on May 27-28. Future updates will be provided.

Reports for Information:

7. **Financial & Reserve – Month Ending February 28, 2017 – Report No. 28-17**

Resolution No. FA-77-17

Moved by: T. Quirk

Seconded by: B. Timms

THAT Report No. 28-17 regarding the Financial & Reserve status as at February 28, 2017, be RECEIVED for information.

CARRIED

Reports for Consideration:

8. **Great Lakes Water Quality Agreement – IJC Progress - Report No. 29-17**

Resolution No. FA-78-17

Moved by: B. Baty
Seconded by: S. Beattie

THAT Report No. 29-17 regarding the Great Lakes Water Quality Agreement Draft Triennial Assessment of Progress Report be approved and forwarded to the International Joint Commission for their consideration.

CARRIED

9. **DRAFT Records Retention & Disposition Policy – Report No. 30-17**

Resolution No. FA-79-17

Moved by: J. Maloney
Seconded by: T. Quirk

THAT Report No. 30-17 be RECEIVED for information; and,
THAT the NPCA Board APPROVE the DRAFT Records Retention & Disposition Policy (Appendix 1).

CARRIED

10. **Re-allocation of Approved Capital Project Funds - Report No. 31-17**

Resolution No. FA-80-17

Moved by: T. Quirk
Seconded by: J. Diodati

THAT Report No. 31-17 be RECEIVED for information; and,
THAT the \$15,000 previously approved for the undertaking of a study at Jordan Harbour be re-allocated to support the construction of a new accessible walkway at the Binbrook Conservation Area.

CARRIED

Staff Direction: that whatever Master Plan exists for Jordan Harbour, please be brought forwarded to board members.

11. **Re-authorization of the Binbrook Fish Study - Report No. 32-17**

Resolution No. FA-81-17

Moved by: S. Beattie
Seconded by: B. Baty

THAT Report No. 32-17 be RECEIVED for information; and,
THAT the Board APPROVE the addition of \$30,000 of funding to complete the Binbrook Fish Study, being resourced from the OPG Fund.

CARRIED

12. Approval of Jordan Harbour Agreement Lease - Report No. 33-17

Resolution No. FA-82-17

Moved by: B. Hodgson

Seconded by: B. Timms

THAT Report No. 33-17 be RECEIVED for information; and,
THAT the CAO be authorized to enter into a 4-year Lease Agreement with Niagara Rowing School (1962975 Ontario Ltd.), under the terms and conditions outlined in Appendix 1 of this report.

MOTION AMENDED:

Moved by: B. Timms

Seconded by: B. Baty

THAT staff be authorized to execute this lease agreement subject to liability insurance being increased to \$5 million.

AMENDED MOTION CARRIED

Note: one member opposed

Staff Direction: Member Quirk would like to see a list of Operational Leases

13. Request to release funds for Long Beach CA stairs - Report No. 34-17

Resolution No. FA-83-17

Moved by: T. Quirk

Seconded by: S. Beattie

THAT Report No. 34-17 be RECEIVED for information; and,
THAT the Board approve the release of up to \$89,902.71 from the General Capital Reserve Budget, and earmarked for the completion of the Long Beach stairs and accessible ramp project, thereby, allowing NPCA to maximize the matching dollars received through the Niagara Region's Lakefront Enhancement Strategy Fund.

CARRIED

14. Community Liaison Advisory Committee - Terms of Reference –Addendum Report No. 36-17

Resolution No. FA-84-17

Moved by: B. Timms

Seconded by: S. Beattie

THAT Report No. 36-17 be RECEIVED for information; and,
THAT the NPCA Board of Directors APPROVE the Draft Amended CLAC Terms of Reference (Appendix 1).

CARRIED

It was noted that appointments are open to all stakeholder groups.

15. **OTHER BUSINESS**

1. **Conservation Ontario** – Voting Members:

The appointment of representatives requires approval of the Authority as noted in “*By-laws of the Association of Conservation Authorities of Ontario*” Section 6.2 - *Composition*” which states: “*The voting delegate and both Alternates shall be registered with Conservation Ontario annually*”

Resolution No. FA-85-17

Moved by: B. Timms

Seconded by: J. Kaspersetz

THAT NPCA Chair be appointed as the primary “Voting Delegate” for Conservation Ontario, with Vice-Chair as the “Alternate” delegate and Bruce Timms as the “Second Alternate” delegate; and, THAT these voting delegates for 2017 be registered with Conservation Ontario.

CARRIED

2. Member Beattie requested that all correspondence received by the board be included in the agenda package to members. Chair noted that correspondence items need to be qualified. Acting CAO, commented that a policy update regarding receiving correspondence is forthcoming.
3. Member Timms requested the Acting CAO respond to the latest correspondence from MPP’s office in order to clarify misunderstandings and perceptions.
4. April 22nd is the Opening of St. Johns Pond. Member DiFruscio will be there to take the first cast.
5. Member DiFruscio inquired about upcoming events including programs and workshops. Staff will provide upcoming events at each meeting.

ADJOURNMENT

There being no further business to consider, the Full Authority meeting was adjourned at 12:36 pm with the following resolution;

Resolution No. FA-86-17

Moved by: T. Quirk

Seconded by: J. Kaspersetz

THAT the Full Authority Meeting be adjourned.

CARRIED


Lisa Corrie
Administrative Assistant,
Office of CAO and Board


Sandy Annunziata,
Chair,
Niagara Peninsula Conservation Authority