



**NIAGARA PENINSULA CONSERVATION AUTHORITY (NPCA)
FULL AUTHORITY
MEETING MINUTES**

Friday, May 3, 2019
9:30 a.m.
Meridian Community Centre
Dr. Gary and Mall Accursi Multipurpose Community Room
100 Meridian Way, Fonthill, ON

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 Administrative By-law Section 14.5

MEMBERS PRESENT: D. Bylsma (Chair)
S. Beattie
B. Clark
P. Chiocchio
R. Foster
K. Gibson
B. Greenwood
B. Heit
D. Huson
T. Insinna
B. Johnson
J. Jordan
J. Metcalfe
B. Steele
R. Shirton
T. Whalen
B. Wright
G. Zalepa

MEMBERS ABSENT: None

OTHERS PRESENT: B. Lysyk, Auditor General of Ontario
A. Benaroya, Senior Auditor, Office of the Auditor General of Ontario
G. Chagani, Deputy Auditor General of Ontario
A. Chan, Audit Director, Office of the Auditor General of Ontario
J. Dufour, Audit Supervisor, Office of the Auditor General of Ontario
K. Exaltacion, Audit Manager, Office of the Auditor General of Ontario
K. May, Senior Auditor, Office of the Auditor General of Ontario
C. Pedias Director, Corporate Communications and Government Advertising Review, Office of the Auditor General of Ontario

STAFF PRESENT: G. Wood, CAO / Secretary – Treasurer
G. Bivol, Interim Clerk

R. Bisson, Community Engagement Manager
A. Christie, Acting Senior Manager, Operations and Special Projects
M. Ferrusi, Human Resources Consultant
E. Gervais, Procurement Specialist
D. MacKenzie, Director, Watershed Management
E. Navarro, Communications Specialist
S. Miller, Senior Manager, Water Resources and Restoration
K. Royer, Co-ordinator, Volunteer and Community Outreach
J. Wallace, Finance Manager
G. Verkade, Manager, Information Management and Technology Systems

The Board Chair called the meeting to order at 9:33 a.m.

1. ADOPTION OF AGENDA

1.1 Addition of Items

1.2 Change in Order of Items

1.3 Adoption of Agenda

Resolution No. FA-115-19

Moved by Board Member Beattie

Seconded by Board Member Clark

THAT the agenda for the Full Authority Meeting of the Niagara Peninsula Conservation Authority dated May 3, 2019 be adopted with the following three amendments:

1. The consideration of Report FA-50-19 entitled Response to the Special Audit of the Niagara Peninsula Conservation Authority to occur immediately after the presentation by the Auditor General.
2. The addition of a closed session with the Auditor General following deliberation of the aforementioned Report FA 50-2019; and
3. The addition of tabled Report No. FA-54-2019 regarding NPCA Watershed Floodplain Committee – Board Appointees to be addressed as the final item business under Section 6 of the agenda.

CARRIED

2. DECLARATION OF CONFLICT OF INTEREST

None declared.

3. PRESENTATIONS (and/or Delegations)

3.1 Presentations

- 3.1.1 Special Audit of the Niagara Peninsula Conservation Authority - Presentation by Bonnie Lysyk, Auditor General of Ontario – Following introductions, Ms. Lysyk provided an overview of her office and spoke at length about the findings and recommendations of her report. Members

posed questions to Ms. Lysyk and discussion ensued. With the adoption of the following motion, the Board recessed from 11:00 a.m. to 11:15 a.m.

Resolution No. FA-116-19

Moved by Board Member Chiocchio

Seconded by Board Member Beattie

THAT the PowerPoint presentation by Bonnie Lysyk, Auditor General of Ontario regarding the Special Audit of the Niagara Peninsula Conservation Authority be received.

CARRIED

Report No. FA-50-19 RE: Response to the Special Audit of the Niagara Peninsula Conservation Authority (originally Item 6.2.1 on the agenda) –

Ms. Gayle Wood spoke at length on the specific measures underway and/or completed by the Niagara Peninsula Conservation Authority to address issues identified in the Auditor General's report. She also spoke of other outstanding matters. Members posed questions to Ms. Wood and staff. Ms. Wood was directed to solicit items for discussion from Board Members for the next Governance Committee meeting. Staff was also directed to include ongoing status updates on the Auditor's General's recommendations as a regular item on future Board agendas.

Resolution No. FA-117-19

Moved by Board Member Clark

Seconded by Board Member Beattie

1. **THAT** Report No. FA-50-19 respecting a Response to the Special Audit of the Niagara Peninsula Conservation Authority be received.
2. **THAT** a copy of Report No. FA-50-19 on the NPCA Response to the Auditor General's Report be circulated to the Office of the Auditor General, participating watershed municipalities, Minister of Environment, Conservation and Parks, Minister of Natural Resources and Forestry and Conservation Ontario.

CARRIED

Closed Session – Following Ms. Wood's presentation, the Board posed additional questions to the Auditor General. As a result of the ensuing dialogue and the responses received from Ms. Lysyk, the Board of Directors thereafter opted to forego the closed session. The Board called a recess from 12:00 p.m. to 12:30 p.m. Members Clark and Chiocchio were not in attendance after the meeting reconvened.

3.2 Delegations

None.

4. ADMINISTRATIVE BUSINESS

4.1 Approval of Draft Minutes

4.1.1 Full Authority Board Minutes – April 17, 2019

4.1.2. Full Authority Closed Session – April 17, 2019

Resolution No. FA-118-19

Moved by Board Member Insinna

Seconded by Board Member Greenwood

THAT the following meeting minutes be adopted:

- Full Authority meeting minutes dated March 20, 2019 with clarification as to the movers of Resolutions No. FA-111-19 and FA-112-19; and
- Full Authority Closed Session Meeting minutes dated March 20, 2019 to remain private and confidential.

CARRIED

4.2 Business Arising from Minutes

There was no business arising from the minutes.

4.3 Correspondence

4.3.1 Correspondence to Stuart Hastings, GSP Group Inc. from the City of Hamilton dated April 9, 2019 RE: Site Plan Amendment Application by GSP Group Inc. on behalf of NPCA for Lands Located at 50505 Harrison Road, Glanbrook (Ward 11)

Resolution No. FA-119-19

Moved by Board Member Insinna

Seconded by Board Member Gibson

THAT the correspondence to Stuart Hastings, GSP Group Inc. from the City of Hamilton dated April 9, 2019 RE: Site Plan Amendment Application by GSP Group Inc. on behalf of NPCA for Lands Located at 50505 Harrison Road, Glanbrook (Ward 11) be received for information.

CARRIED

4.4 Chair's Remarks

Chair Bylsma commented on some recent and upcoming events at various Conservation Areas and encouraged Board Members to attend and participate.

4.5 Chief Administrative Officer Comments

CAO Wood spoke on the upcoming retirement of the NPCA Finance Manager, John Wallace.

5. BUSINESS FOR INFORMATION

5.1 Report No. 52-19 RE: Communications Update Report- April 2019

Resolution No. FA-120-19

Moved by Board Member Johnson

Seconded by Board Member Shirton

THAT Report No. FA-52-19 regarding Communications Update Report – April 2019 be received for information.

6. BUSINESS FOR CONSIDERATION

6.1 Standing Committee Reports

6.1.1. Minutes of the CAO Selection Committee Meeting – April 12, 2019

6.1.2. Minutes of the CAO Selection Committee Closed Session Meeting – April 12, 2019

Resolution No. FA-121-19

Moved by Board Member Metcalfe

Seconded by Board Member Johnson

THAT the following Committee reports be adopted and any recommendations therein approved:

- Minutes of the CAO Selection Committee Meeting dated April 12, 2019;
- Minutes of the CAO Selection Committee Closed Session Meeting dated April 12, 2019 to be made public.

CARRIED

6.2 Reports

6.2.1 Report No. FA-50-19 RE: Response to the Special Audit of the Niagara Peninsula Conservation Authority – By way of Board resolution, this matter was deliberated in conjunction with Presentations in Section 3 of the agenda.

6.2.2 Report No. FA-51-19 RE: NPCA Advisory Committee Status Report

Resolution No. FA-122-19

Moved by Board Member Metcalfe

Seconded by Board Member Shirton

1. **THAT** Report No. FA-51-19 regarding the NPCA Public Advisory Committee (PAC) be received.
2. **THAT** the Board of Directors approve, in principle, the Terms of Reference (TOR) for the NPCA Public Advisory Committee (PAC) and forward the TOR to the PAC for their review, comment on filling vacancies, and feedback to the Board of Directors.

CARRIED

6.2.3 Report No: FA-53-19 RE: Appeal of Decision of Port Colborne Committee of Adjustment Update

Resolution No. FA-123-19

Moved by Board Member Shirton

Seconded by Board Member Steele

1. **THAT** Report No. FA-53-19 regarding the Appeal of the decision of the Port Colborne Committee of Adjustment be received for information.

2. **THAT** the Board of Directors authorize the Interim CAO/Secretary-Treasurer to execute the development agreements included as Appendix 1 and Appendix 2.
3. **THAT** staff be directed to withdraw the NPCA's appeal to the Local Planning Appeal Tribunal (LPAT) of the decision of the Committee of Adjustment for the City of Port Colborne regarding severance applications B05-19-PC and B06-19-PC once the agreements have been executed by all parties.

CARRIED

6.2.4 Report No. FA-54-2019 RE: NPCA Watershed Floodplain Committee – Board Appointees

Resolution No. FA-124-19

Moved by Board Member Steele

Seconded by Board Member Whalen

1. **THAT** Report No. FA-54-19 respecting the NPCA Watershed Floodplain Committee – Board Appointees be received.
2. **THAT** the following Board Members be appointed to the NPCA Watershed Floodplain Committee for 2019 to oversee the updated floodplain mapping for the Welland River as well as the process for engaging the public in this regard:
Regional Councillor Greenwood (Niagara Falls)
Regional Councillor Chiocchio (Welland)
Regional Councillor Tim Whalen (Thorold)
Mayor Kevin Gibson (Wainfleet)
Regional Councillor Diana Huson (Pelham)
Mayor Dave Bylsma (West Lincoln)
Mr. Stewart Beattie (Hamilton).

CARRIED

7. BUSINESS – IN CAMERA

By Board resolution, the in-camera portion of the meeting was initially re-aligned to occur in conjunction with the Auditor General's presentation and deliberation of Report No. FA-50-19. The Board subsequently opted to waive the in-camera meeting.

8. NOTICE OF MOTION

There were no notices of motion.

9. NEW BUSINESS

- 9.1 Member Heit requested that based on the contents of the Auditor General's report, a letter of apology be issued to former Member Hodgeson. Staff was directed to research the circumstances and return the matter for further deliberation at the June meeting of the Board of Directors.
- 9.2 Member Insinna requested that if additional funding became available to the NPCA from its member municipalities, a portion of it be allocated toward the administration

and programs for the NPCA Foundation. Member Insinna was requested to summarize his comments in an email to the Board. Member Foster spoke to the issue as well.

10. ADJOURNMENT

Resolution No. FA-125-19

Moved by Board Member Steele

Seconded by Board Member Metcalfe

THAT the meeting of the Board of Directors of the Niagara Peninsula Conservation Authority be hereby adjourned at 12:52 p.m.

CARRIED

Dave Bylsma
Board Chair
Niagara Peninsula Conservation Authority

Grant Bivol
Interim Clerk
Niagara Peninsula Conservation Authority