

## BOARD OF DIRECTORS MEETING

Thursday, March 15, 2012

Ausable Bayfield Conservation Authority Boardroom  
Morrison Dam Conservation Area

### DIRECTORS PRESENT

Jim Ginn, Paul Hodgins, Lorie Scott, Bill Siemon, Don Shipway, Ute Stumpf, Janisse Zimmerman

### DIRECTORS ABSENT

Dave Frayne, Mike Tam

### OTHERS PRESENT

Scott Nixon, Exeter TA

### STAFF PRESENT

Bev Brown, Cathie Brown, Geoff Cade, Brian Horner, Kate Monk, Judith Parker, Tom Prout, Alec Scott

### CALL TO ORDER

Vice-Chair Paul Hodgins called the meeting to order at 2:30 p.m. and welcomed everyone in attendance.

### ADOPTION OF AGENDA

**MOTION #BD 21/12**

**Moved by Ute Stumpf**

**Seconded by Jim Ginn**

**“RESOLVED, THAT the agenda for the March 15, 2012 Ausable Bayfield Conservation Authority Board of Directors meeting be approved.”**

**Carried.**

### DISCLOSURE OF PECUNIARY INTEREST

There were no disclosures of pecuniary interest at this meeting or from the previous meeting.

ADOPTION OF MINUTES**MOTION #BD 22/12****Moved by Jim Ginn****Seconded by Bill Siemon**

**“RESOLVED, THAT the minutes of the Annual Meeting held on February 16, 2012 and the motions therein be approved as circulated.”**

**Carried.**BUSINESS OUT OF THE MINUTES2012 Proposed General Levy and Budget Vote

General Manager Tom Prout presented a report identifying additional funding that has been confirmed since the budget was prepared, as well as potential impacts in bringing down costs to certain programs and projects so that the combined levy can be reduced from 5.47 % to 3.00%. There will be a shortfall of \$8,573 in the overall budget if the 3% scenario is approved.

**MOTION #BD 23/12****Moved by Janisse Zimmermann****Seconded by Bill Siemon**

**“RESOLVED, THAT the 2012 General Levy be approved at \$853,469 with staff deciding where the shortfall comes from to balance the budget.”**

	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>
Adelaide Metcalfe	✓		
Bluewater	✓		
Central Huron		✓	
Huron East	✓		
Lambton Shores	✓		
Lucan Biddulph	✓		
Middlesex Centre	✓		
North Middlesex	✓		
Perth South			✓
South Huron			✓
Warwick	✓		
West Perth			✓

**The result was Yea 95.14% and Nay 4.86% based on the current value assessment apportionment schedule.”**

**Carried.**2012 Proposed Budget**MOTION #BD 24/12****Moved by Don Shipway****Seconded by Janisse Zimmerman**

**“RESOLVED, THAT the 2012 proposed budget be approved.”**

**Carried.**

**MOTION #BD 25/12**

**Moved by Janisse Zimmerman  
Seconded by Lorie Scott**

**“RESOLVED, THAT staff make an effort to prepare the 2013 budget based on municipal assessment growth.”**

**Defeated.**

Jim Ginn commented that he couldn't support the resolution because it is an unknown what the percentage would be and could be negative.

Internal Web Mapping Upgrade Project

Approval of this program report was deferred from the last meeting until the 2012 budget was finalized.

**MOTION #BD 26/12**

**Moved by Lorie Scott  
Seconded by Jim Ginn**

**“RESOLVED, THAT the Alpha-Z Systems be hired to complete upgrades to the GeoPortal web mapping application at a maximum cost to the ABCA of \$7,000 plus HST.”**

**Carried.**

PROGRAM REPORTS

1. a) Development Review

Geoff Cade, Supervisor of Water & Planning presented the Development Review report prepared by Andrew Bicknell, Regulations Coordinator pursuant to *Ontario Regulation 147/06 Development, Interference with Wetlands and Alterations to Shorelines and Watercourses*.

Through the application process, proposed developments within regulated areas are protected from flooding and erosion hazards. Staff granted permission for two *Applications for Permission* and three *Minor Works Permits*.

1. b) Violation/Appeals Update

Geoff Cade reported there were no new violation matters at this time.

1. c) Status of Appeal to OMB

Geoff Cade updated the Board on a landowner's appeal to the Ontario Municipal Board as a result of the Municipality of Bluewater denial of a rezoning application to change from natural heritage to residential a hazardous area of the lake bank and gully.

**MOTION #BD 27/12**

**Moved by Lorie Scott  
Seconded by Bill Siemon**

**“RESOLVED, THAT the Board of Directors of the Ausable Bayfield Conservation Authority authorize Geoffrey Cade, Supervisor of Water and Planning to represent the Authority as a witness at Ontario Municipal Board case number PL110765.”**

**Carried.**

**MOTION #BD 28/12**

**Moved by Ute Stumpf  
Seconded by Lorie Scott**

**“RESOLVED, THAT the Board of Directors affirm the approval of applications as presented in Program Report # 1 - Development Review.”**

**Carried.**

**3. Pre-consultation comments on Source Protection Plan**

Tom Prout reported that the ABCA has received the draft Source Protection Plan and has an opportunity to provide comments. Staff reviewed the policies and a copy of the comments was made available to the Board of Directors for their information. Janisse Zimmerman inquired whether there was staff trained for the Risk Management Officer position required within each municipality. Jenna Allain, DWSP Project Assistant has completed the first level of training but needs to be appointed by a municipality to take the next level. Cathie Brown, DWSP Project Manager can provide an information presentation at a future meeting.

**4. Clarification of O.Reg. 147/06 violation Surcharge Fee**

Alec Scott, Water & Planning Manager provided information to clarify how staff determine the violation surcharge fee to be charged where individuals or companies have violated our regulations. The scale for the violation surcharge is from \$150 to \$1200 and may be doubled for recurring offenses of more than three times.

**5. Vehicle Tender Results**

Kate Monk, Stewardship & Conservation Lands Supervisor advised that there were two tenders received for a new five-door hatchback for technical staff as included in the 2012 budget. This is a replacement vehicle for the 2006 Pontiac Vibe. The tender from Eric Campbell Ford, Exeter was accepted for a Ford Focus.

**MOTION #BD 29/12**

**Moved by Jim Ginn  
Seconded Lorie Scott**

**“RESOLVED, THAT program reports 3, 4 & 5 be received as presented.”**

**Carried.**

## 2. 2011 Audited Financial Statement

Brian Horner, Financial Services Supervisor introduced Jeremy Giles of MacNeill, Edmundson LLP who presented the audited financial statements for Ausable Bayfield Conservation Authority.

**MOTION #BD 30/12**

**Moved by Lorie Scott  
Seconded by Don Shipway**

**“RESOLVED, THAT the Ausable Bayfield Conservation Authority 2011 Audited Financial Statement be approved as presented.”**

**Carried.**

Because the Drinking Water Source Protection program is fully funded by the Province of Ontario, a separate financial statement was prepared and presented for this project.

**MOTION #BD 31/12**

**Moved by Lorie Scott  
Seconded by Jim Ginn**

**“RESOLVED, THAT the 2011 audited financial statement for the Drinking Water Source Protection program be received as presented.”**

**Carried.**

## PRESENTATION

Geoff Cade, Supervisor of Water & Planning gave an informative presentation on *Ontario Regulation 147/06 Development, Interference & Alteration Regulation* policies, regulations and hearings.

The regulations are the basis for day to day operation of the planning and regulations department staff. In 1946 conservation authorities were formed under the *Conservation Authorities Act* to partner with municipalities in addressing flooding and erosion concerns. As a response to Hurricane Hazel, the province brought in development review regulations for conservation authorities to deliver with the following goals: protection of life; prevention and reduction of damages arising on naturally significant lands due to natural hazards. Administration of the regulation is through a permitting process so that applicants have an opportunity to revise their plans to meet the regulation if the development is identified as hazardous by the provincial legislation. If an applicant won't abide to the permit conditions, a Hearing can be requested before the conservation authority board of directors. The Board of Directors act as judges at a Hearing in a quasi-judicial capacity.

## GENERAL MANAGER'S REPORT

Tom Prout provided a written report with a brief update on the progress of various projects, staff training and development, upcoming meetings or events and general activities over the previous month.

COMMITTEE REPORTS**MOTION #BD 32/12**

**Moved by Paul Hodgins  
Seconded by Ute Stumpf**

**“RESOLVED, THAT the minutes of Ausable Bayfield Conservation Foundation meeting held on February 27, 2012; the Source Protection Committee meeting held November 30, 2012 and the Joint Management Committee meeting held on February 10, 2012 and the motions therein be approved as presented.”**

**Carried.**

CORRESPONDENCE

- a) Reference: Congratulations  
File: A.5.1  
Brief: Notice of Jim Ginn being this year’s winner of the Environmental Stewardship Award from the Ontario Cattlemen’s Association. Congratulations to the Ginn Family for this recognition.
  
- b) Reference: Lambton County Doors Open  
File: R.11.1  
Brief: Request from Lambton County Doors Open Steering Committee to include Rock Glen CA and Museum as a destination on the Doors Open Tour with the entry fee being waived for two days in the fall. There is already a special event held annually on the third Saturday of September hosted by the Arkona Lions Club in which the entry fee is waived and the Lions Club makes a donation to cover the lost revenue. Staff will get more information and bring back a recommendation to a future meeting.
  
- c) Reference: Rock Glen CA Gate Passes  
File: R.11.1  
Reference: Request from Rock Glen Family Resort for a cross promotion opportunity with Rock Glen Conservation Area for a marketing venture with Boston Pizza. They would like to purchase conservation area family day passes to distribute to families visiting their resort for a complimentary tour, who can then go to the conservation area for the day.

**MOTION #BD 33/12**

**Moved by Bill Siemon  
Seconded by Don Shipway**

**“RESOLVED, THAT the ABCA offer Rock Glen Family Resort a Rock Glen CA family day pass in blocks of 100 at \$8.00 each which would include entry for up to 5 persons.”**

**Carried.**

**NEW BUSINESS**

Because of the 23<sup>rd</sup> annual Conservation Dinner being held on April 19<sup>th</sup>, the next Board meeting will be Thursday, April 26, 2012 at 10:00 a.m.

**COMMITTEE OF THE WHOLE****MOTION #BD 34/12**

**Moved by Lorie Scott  
Seconded by Jim Ginn**

**“RESOLVED, THAT the Board of Directors go into Committee of the Whole at 4:40 p.m. to discuss property, personal and legal matters with Tom Prout, Judith Parker, Kate Monk and Alec Scott remaining in attendance.”**

**Carried.**

**MOTION #BD 35/12**

**Moved by Jim Ginn  
Seconded by Bill Siemon**

**“RESOLVED, THAT Committee of the Whole rise and report at 5:02 p.m.”**

**Carried.**

**MOTION #BD 36/12**

**Moved by Lorie Scott  
Seconded by Don Shipway**

**“RESOLVED, THAT staff proceed with the legal matter as discussed.”**

**Carried.**

**MOTION #BD 37/12**

**Moved by Janisse Zimmerman  
Seconded by Jim Ginn**

**“RESOLVED, THAT the directors approve of the staff recommendation regarding the personal matter as presented.”**

**Carried.**

**MOTION #BD 38/12**

**Moved by Don Shipway  
Seconded by Bill Siemon**

**“RESOLVED, THAT the \$50,000 grant be leveraged with local dollars to undertake the initial phase of mandatory accessibility upgrades to the entranceway of the Administration Centre.”**

**Carried.**

Don Shipway declared a conflict of interest.

**MOTION #BD 39/12**

**Moved by Jim Ginn**

**Seconded by Ute Stumpf**

**“RESOLVED, THAT staff proceed with the property matter as discussed.”**

**Carried.**

ADJOURNMENT

The meeting was adjourned at 5:05 p.m.

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Paul Hodgins  
Vice- Chair

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Judith Parker  
Corporate Services Coordinator

*Copies of Program Reports are available upon request.  
Contact Judith Parker, Corporate Services Coordinator.*

