



# MINUTES



## BOARD OF DIRECTORS

Thursday, May 19, 2011

**Ausable Bayfield Conservation Authority Boardroom  
Morrison Dam Conservation Area**

### DIRECTORS PRESENT

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

### DIRECTORS ABSENT

Mike Tam

### STAFF PRESENT

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

### OTHERS PRESENT

Bob Montgomery - CKNX Radio  
Sonja Teichert - PhD Candidate, University of Western Ontario

### CALL TO ORDER

Chair Ginn called the Board of Directors meeting to order at 10:04 a.m.

### ADOPTION OF AGENDA

**MOTION #BD 38/11**

**Moved by Paul Hodgins  
Seconded by Dave**

**“RESOLVED, THAT the agenda for the May 19, 2011 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.

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## ADOPTION OF MINUTES

**MOTION #BD 39/11**

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

**“RESOLVED, THAT the minutes of the Board of Directors meeting held on, April 21, 2011 and the motions therein be approved as presented.”**

**Carried.**

## BUSINESS OUT OF THE MINUTES

None

## PROGRAM REPORTS

### 1 (a) Development Review

Andrew Bicknell, Regulations Coordinator prepared the report on the Development Review 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 four *Applications for Permission* and seven *Minor Works* applications.

**MOTION #BD 40/11**

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

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

**Carried.**

### 1 (b) Violations update pursuant to O. Reg 147/06

- (i) In regards to the violation on Parr Line in the Municipality of South Huron, Geoff Cade advised that staff are looking at options for relocation and confirming the purpose for the building which was constructed in a provincially significant wetland.
- (ii) Staff are continuing to work with the landowner regarding the violation on Elmtree Drive and Fort Rose Road in North Middlesex. A geotechnical engineer is to review the excavation work on the bank so that any proposed restoration doesn't compromise the integrity of the slope or the roadway on the top of the bank.

### 2. Accessibility Customer Service Standards

Brian Horner, Financial Services Supervisor reminded the directors that an overview of the *Accessibility for Ontarians with Disabilities Act (AODA), 2005*, became law on June 13, 2005. The purpose of the AODA was to develop, implement and enforce standards for accessibility related goods, services, facilities, employment, accommodation and buildings. The first standards under AODA are the Accessibility Standards for Customer Service. Ontario Regulation 429/07

requires the ABCA, a non-profit organization with more than 20 employees until January 1, 2012 to comply with the standard. To meet this standard a policy, practices and procedure was established for the ABCA.

**MOTION #BD 41/11**

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

**“RESOLVED, THAT the Board of Directors approve the policy as presented for Accessibility Standards for Customer Service, Ontario Regulation 429/07, and**

**FURTHER, THAT the policy be included in the ABCA *Human Resources Personnel Regulations, 2010.*”**

**Carried.**

3. Section 29 - Conservation Authorities Act

Kate Monk, Stewardship & Conservation Lands Supervisor gave an overview of the ongoing activity in enforcement of Section 29 of the *Conservation Authorities Act*. It is proposed that staff will provide updates on Section 29 enforcement at the regular Board meetings. Current activity included the laying of five charges in violation of the dogs off leash regulation. Of note is that any fines do not go to the conservation authority but to the County under the *Provincial Offences Act*. Patrol officers continue to monitor conservation lands to prohibit off-road vehicles on ABCA lands in Hay Swamp, Ausable Gorge, Parkhill Conservation Area and Ausable River Cut Conservation Area.

**MOTION #BD 42/11**

**Moved by Dave Frayne  
Seconded by Ute Stumpf**

**“RESOLVED, THAT the report on enforcement under Section 29 *Conservation authorities Act* be approved and that regular monthly updates be given at Board of Director meetings.”**

**Carried.**

3. Ecological Gift Program Standards & Practices

Tom Prout stated that the ABCA is an eligible recipient of ecologically sensitive lands through the Ecological Gift Program. Environment Canada believes that the adoption of recognized standards and practices such as the Canadian Land Trust Standards and Practices, is an essential step for recipients to better protect and manage conservation lands secured through the EGP. The EGP also request that recipient organizations adopt a dissolution clause so there is a clear course of action regarding the maintenance and protection of ecological gifts should an organization face dissolution.

**MOTION #BD 43/11**

**Moved by Janisse Zimmerman  
Seconded by Don Shipway**

**“RESOLVED, THAT as required for an eligible recipient in the Ecological Gifts Program, the Ausable Bayfield Conservation Authority adopt the Canadian Land Trust Standards and Practices, and**

**FURTHER, THAT the Ausable Bayfield Conservation Authority adopt a dissolution clause as a clear course of action for long term protection of donated ecological gifts.”**

**Carried.**

#### COMMITTEE REPORTS

**MOTION #BD 44/11**

**Moved by Paul Hodgins  
Seconded by Lorie Scott**

**“RESOLVED, THAT the minutes of the Ausable Bayfield Conservation Foundation meeting on April 26, 2011; and the Water Response Team meeting held on May 3, 2011 and the motions therein be approved as presented.”**

**Carried.**

#### DELEGATION

Claybird Gun Club members Paul Elder, Donna Mosurinjohn, Ken Hoggart and Larry Morley attended the meeting to discuss the rate approved by the Board of Directors at the last meeting for renewal of the Club’s lease. The Club has had the privilege of using ABCA property within the Hay Swamp wetland complex for the past 30 years and have been good tenants. Recent changes by the Chief Firearms Office have changed the regulations to an increased overshot fall perimeter. This means the Club has to expand the acreage needed for their ranges. Paul Elder spoke on behalf of the Club and asked the Board to reduce the new rate of \$150 per acre for 33 acres. The Club would like to re-negotiate to an amount ranging between \$93 to \$100 per acre as a more reasonable rate for their membership. Ken Hoggart pointed out that when the original agreement was adopted, it was for \$50 per year. Currently the Club has been paying \$500 per year. They have also re-examined the acreage needed for the overshot and only 25 acres are required for the club facilities and the overshot area.

Because part of the overshot area will be over the access road, Tom Prout asked whether the Club had received written confirmation from the Municipality of Bluewater for use of the road. Paul Elder responded that there was an open ended agreement received last year between the Club and the municipality. He also indicated there was an agreement drafted and ready for signature with a representative of the general public who require road access to the river for fishing and canoeing. Tom Prout reiterated that as a condition of the lease renewal with the ABCA, the Club will need written agreement with Bluewater for permission to use of the access road for a five year period. Paul Elder indicated he will go back to Bluewater council and request a 5 year agreement instead of an open-ended understanding.

**MOTION #BD 45/11**

**Moved by Bill Siemon  
Seconded by Janisse Zimmerman**

**“RESOLVED, THAT the Ausable Bayfield Conservation Authority Board of Directors renegotiate a five year lease agreement with the Claybird Gun Club at \$100 per acre for 25 acres, and**

**FURTHER, THAT the lease become effective upon receiving confirmation that the Claybird Gun Club has written permission from the Municipality of Bluewater for use of the access road for a five year period.”**

**Carried.**

The delegation left the meeting at 10:53 a.m.

GENERAL MANAGER REPORT

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

CORRESPONDENCE

- a) Reference: Additional costs for drainage maintenance  
File: A.5.5  
Brief: Copy of resolution from County of Huron to Fisheries and Oceans Canada requesting that governing agencies such as DFO and conservation authorities consider the costs to taxpayers when requesting additional costly features to drainage projects. Tom Prout suggested that an information exchange be arranged with DFO staff for the Board of Directors.
- b) Reference: Dogs of leash  
File: R.1.2  
Brief: Media coverage regarding patrol officers laying five charges at Morrison Dam Conservation Area and fining dog owners for the dogs off-leash violation. Also a Letter to the Editor in appreciation of the ABCA enforcing the rules.
- c) Reference: Bobolink recovery strategy  
File: S.31.1  
Brief: Copy of correspondence from Conservation Ontario to Ministry of Natural Resources regarding input on the EBR Registry under the Endangered Species Act, 2007, in respect to management of habitats for bobolink and establishment of an advisory group to support the development of a long term approach to bobolink recovery.
- d) Reference: Thank you  
File: L.4.51  
Brief: Letter of appreciation from Nancy Steadman, cottage owner in Armstrong East, for the Board’s decision in 2008 to ban motorized vehicles on “The Cut” property.

- e) Reference: Climate Change Adaptation Strategy and Acton Plan  
File: A.5.8  
Brief: Copy of *Climate Ready: Ontario's Adaptation Strategy and Action Plan 2011-2014* was received from the Minister of Environment.
- f) Reference: Thank you  
File: A.5.1  
Brief: A note of appreciation from Bev & Stewart Brown for the donation in memory of her father.
- g) Reference: Integrated Climate Change Monitoring Sites  
File: W.8.8.1  
Brief: Announcement from Conservation Ontario that the Climate Change Monitoring Review report submitted by the ABCA on local assessments of watershed sensitivities to climate change, was selected for installing an integrated monitoring weather station at Parkhill Creek with funding from Canada-Ontario Agreement and MOE-Source Protection Planning program.
- h) Reference: Emerald Ash Borer  
File: S.1  
Brief: Copy of correspondence from David Kemp, President of the Huron Perth Chapter of the Ontario Woodlot Association to Conservation Ontario asking for support in urging the CFIA to keep Huron and Perth counties regulated separately from other emerald ash borer infested areas.
- i) Reference: Port Franks Trail head signage  
File: R.16.9  
Brief: Correspondence from Heather Bradley requesting a number of agencies to consider improving the trail head signage for the Port Franks Trails. Staff will talk with other agencies to see if there is interest and funding available.
- j) Reference: Aquafest  
File: C.16.51  
Brief: Announcement that Alexandria Cousteau will be a guest speaker at the Grand Bend Aquafest in August.

#### COMMITTEE OF THE WHOLE

**MOTION #BD 46/11**

**Moved by Dave Frayne  
Seconded by Paul Hodgins**

**“RESOLVED, THAT the Board of Directors go into Committee of the Whole at 11:50 a.m. with Kate Monk, Alec Scott, Tom Prout and Judith Parker remaining in attendance.”**

**Carried.**

**MOTION #BD 47/11**

**Moved by Bill Siemon  
Seconded by Paul Hodgins**

**“RESOLVED, THAT Committee of the Whole rise and report at 12:05 p.m.”**

**Carried.**

**MOTION #BD 48/11**

**Moved by Don Shipway  
Seconded by Dave Frayne**

**“RESOLVED, THAT staff proceed with the recommendations discussed in committee of the whole for dealing with the legal matter as presented.”**

**Carried.**

**PRESENTATION & TOUR**

The Board of Directors were taken for a tour of the adjacent office annex where there will be additional office space for current staff, thereby alleviating pressure of overcrowding in the administration centre.

**ADJOURNMENT**

The meeting was adjourned at 12:06 p.m.

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Jim Ginn  
Chairman

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Judith Parker  
Corporate Services Coordinator

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

