



MINUTES



BOARD OF DIRECTORS

Thursday, May 21, 2009

Ausable Bayfield Conservation Authority Boardroom
Morrison Dam Conservation Area

DIRECTORS PRESENT

David Bolton, Dave Frayne, Jim Ginn, George Irvin, Bill Siemon, Mark Simpson

DIRECTORS ABSENT

Paul Hodgins, Lawrence McLachlan, Bob Norris

STAFF PRESENT

Andrew Bicknell, Brian Horner, Judith Parker, Tom Prout, Alec Scott, Mari Veliz

OTHERS PRESENT

Pat Bolen, Exeter Times Advocate

CALL TO ORDER

Vice Chair Jim Ginn called the meeting to order at 10:05 a.m. and welcomed all those attending.

ADOPTION OF AGENDA

MOTION #BD 39/09

Moved by Dave Frayne

Seconded by Mark Simpson

“RESOLVED, THAT the agenda for the May 21, 2009 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 40/09****Moved by Bill Siemon
Seconded by George Irvin**

“RESOLVED, THAT the minutes of the Board of Directors Meeting held on April 9, 2009 and the motions therein be approved as circulated.”

Carried.

BUSINESS OUT OF THE MINUTES1. Bendway Weir Project

Tom Prout, General Manager reported on the Committee of Revision meeting held on April 25, 2009 in Port Franks to discuss the landowner contribution towards the Bendway Weir project. The breakdown, determined when the project was initiated, was 50% provincial grant, 5% general levy and 45% from benefitting landowners. An Ontario Municipal Board hearing confirmed the Environmental Protection - Hazard zoning of lands owned by the Municipality and the ABCA. Under this zone, these lands are considered unbuildable, therefore no benefit from the project as landowners. The municipality, however, has requested the ABCA contribute \$66,000 towards the project. In anticipation of being assessed a portion of the project costs, the ABCA has collected \$50,756.

MOTION #BD 41/09**Moved by Bill Siemon
Seconded by George Irvin**

“RESOLVED, THAT the Ausable Bayfield Conservation Authority does not contribute \$66,000 towards the Bendway Weir project as requested by the Municipality of Lambton Shores.”

Defeated.

MOTION #BD 42/09**Moved by David Bolton
Seconded by Dave Frayne**

“RESOLVED, THAT the Ausable Bayfield Conservation Authority contribute \$30,000 towards the Bendway Weir project.”

Defeated.

Bill Siemon requested a recorded vote on the following motion.

MOTION #BD 42/09**Moved by George Irvin
Seconded by Bill Siemon**

“RESOLVED, THAT the Ausable Bayfield Conservation Authority contribute \$9,136 of the \$50,756 collected for the Bendway Weir project which is equivalent to the Municipality of Lambton Shores 18% apportionment rate for the 2009 general levy.”

	<u>Yea</u>	<u>Nay</u>
Bill Siemon	✓	
George Irvin	✓	
Mark Simpson		✓
Dave Frayne		✓
Dave Bolton	✓	
Jim Ginn	✓	

Carried.

PROGRAM REPORTS

1. Development Review

Andrew Bicknell, Regulations Coordinator prepared the Development Review report 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 six *Applications for Permission* and fourteen *Minor Works* applications.

Geoff Cade, Supervisor of Water & Planning provided a verbal update on current legal issues staff are involved with. A landowner in Municipality of Lambton Shores was charged with a violation and has verbally agreed to plea guilty. A restoration plan is underway on the property.

COMMITTEE OF THE WHOLE

MOTION #BD 44/09

**Moved by Bill Siemon
Seconded by George Irvin**

“RESOLVED, THAT the Board of Directors go into Committee of the Whole at 10:44 a.m. to discuss legal matters with Geoff Cade, Kate Monk, Alec Scott, Tom Prout and Judith Parker remaining in attendance.”

Carried.

Jim Ginn declared a conflict of interest during Committee of the Whole and left the Boardroom.

MOTION #BD 45/09

**Moved by Bill Siemon
Seconded by David Bolton**

“RESOLVED THAT the Committee of the Whole rise and report at 11:01 a.m.”

Carried.

Jim Ginn returned at 11:01 a.m. to the regular Board meeting.

MOTION #BD 46/09

Moved by Dave Frayne

Seconded by George Irvin

“RESOLVED THAT the Board receive the update on legal issues as discussed.”

Carried.

MOTION #BD 47/09

Moved by Bill Siemon

Seconded by Mark Simpson

“RESOLVED, THAT staff provide a policy as determined by the *Municipal Act*, to provide guidance on matters that should be discussed in Committee of Whole.”

Carried.

MOTION #BD 48/09

Moved by David Bolton

Seconded by Dave Frayne

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

Carried.

2. Chair's Honourarium

Tom Prout, General Manager reported that the honourarium for the chair has been at the same rate since 1987. It is recommended that application be made to the Ontario Municipal Board to adjust the honourarium by the consumer price index effective January 1, 2010.

MOTION #BD 49/09

Moved by Bill Siemon

Seconded by Mark Simpson

“RESOLVED, THAT the annual Honourarium for the Ausable Bayfield Conservation Authority Chair remain at \$750 but increase by the Consumer Price Index effective January 1, 2010, and be adjusted annually thereafter by the Consumer Price Index.”

Carried.

3. Rock Glen CA Water Line

Kate Monk, Stewardship & Conservation Lands Supervisor reported that in 2008 the Municipality of Lambton Shores installed municipal water to the property line at Rock Glen Conservation Area. As part of the 2009 budget, the ABCA approved the connection to this line

current policy to allow pedestrian access and to prohibit motorized vehicles with the exemption of vehicles used for medical emergencies.”

Carried.

SOURCE PROTECTION COMMITTEE

Jim Ginn, Board liaison to the Source Protection Committee, presented the minutes from the SPC meeting held on February 25, 2009.

WATER RESPONSE TEAM

MOTION #BD 54/09

**Moved by Mark Simpson
Seconded by Bill Siemon**

“RESOLVED, THAT the minutes of the Ausable Bayfield Water Response Team meeting held on April 27, 2009 and the motions therein be approved as circulated.”

Carried.

GENERAL MANAGER’S REPORT

Tom Prout provided a written report with an update on projects, meetings, staff training and development and Conservation Ontario activities. Of note, the Stewardship and education staff met with the Ausable River Riders Club and gave a presentation on terrestrial and aquatic species at risk and the potential impact from off-road vehicles. The Healthy Watersheds Coordinator will be speaking at the Lake Huron Binational Partnership meeting in Michigan.

CORRESPONDENCE

- a) Reference: *Economic Update of the Wildlife Impact Assessment for Ontario Agriculture*
File: A.5.9
Brief: The report initiated by the Ontario Soil & Crop Improvement Association updates a study completed in 2000.
- b) Reference: *Early Investigations on the Co-benefits between DWSP and CA Watershed Management.*
File: A.7.2
Brief: Conservation Ontario completed this draft report in partnership with the Ministry of Natural Resources and Ministry of the Environment. The intent of the research is to identify the co-benefits between the Province’s drinking water source protection program and conservation authorities watershed management programs.
- c) Reference: OSCIA Drainage Resolutions
File: A.7.2.24
Brief: Copy of correspondence from Conservation Ontario to Ontario Soil & Crop Improvement Association in response to the OSCIA resolutions requesting the province exempt municipal drainage works from Section 28 of the *Conservation Authorities Act*.

- d) Reference: Species at Risk Funding
File: W.7.17.1
Brief: Announcement from the Ministry of Natural Resources that the ABCA will receive \$17,775 in provincial funding for species at risk work.
- e) Reference: Habitat Stewardship Program for Species at Risk
File: W.7.17.4
Brief: Acknowledgement that Environment Canada has approved funding of \$104,000 for the Ausable River Recovery Strategy Implementation.
- f) Reference: Greencover Canada
File: S.29.3
Brief: Notice from OSCIA that Huron County has received the most federal government monies paid out to producers in Ontario for the period April 18, 2005 to March 31, 2009. There were 1,407 stewardship projects completed totalling \$5,515,000.
- g) Reference: Clean Air Summit
File: A.5.1
Brief: Invitation to attend the Southwestern Ontario Clean Air Summit on May 21st in Woodstock.
- h) Reference: Conservation Ontario 2008 Annual Report
File: A.7.1
Brief: Copies were received of the 2008 Annual Report entitled *Building Resiliency in Ontario's Environment* and the 2008 audited Financial Statements for Conservation Ontario.
- i) Reference: Municipality of Middlesex Centre
File: A.5.5
Brief: Resolution received from the municipalities of Middlesex Centre and North Bruce in support of petitioning the Department of Fisheries and Oceans to review and shorten the time frame required for approval of drainage maintenance and construction and bridge reconstruction and delegate their authority to the local conservation authorities.
- j) Reference: L Lake Management Area
File: A.5.1
Brief: Correspondence from Royal Ontario Museum Department of Ecology and Evolutionary Biology acknowledging the ABCA's commitment to preserving the L Lake Management Area and advising that significant population of Stinkpot and Spotted turtles are being found in L Lake.
- k) Reference: South Nation Conservation
File: A.5.3
Brief: News article advising that South Nation Conservation will be participating in a 1.8 million dollar water quality improvement project in Mexico.

- l) Reference: Cosmetic Use Pesticides
File: A.5.8
Brief: Announcement that the Ministry of the Environment has contracted the Agricultural Adaptation Council to deliver research and innovation funding for alternatives to the use of pesticides for cosmetic purposes.
- m) Reference: E.coli Study
File: W.11.1
Brief: Copy of research article, specific to a subwatershed in Maitland Valley Conservation Authority, which studied sources of E.coli with DNA fingerprinting. Results for this subwatershed area showed the dominant source of E.coli pollution of the lake as agriculture, followed by environmentally adapted E.coli strains, wildlife and then humans.
- n) Reference: Foundation Director Resignation
File: A.6.13
Brief: Letter of resignation was received from Norman MacPherson. effective April 30, 2009. from his position as director and Chair on the Ausable Bayfield Conservation Foundation.

MOTION #BD 56/09

**Moved by Mark Simpson
Seconded by Bill Siemon**

“RESOLVED, THAT the Board of Directors accept the resignation of Norman MacPherson with regrets and offer thanks and appreciation for his volunteer commitment as a director and Chair.”

Carried.

- o) Reference: New Foundation Appointment
File: A.6.13
Brief: A letter expressing interest in becoming involved with the Ausable Bayfield Conservation Foundation was received from Bob Radtke of Ailsa Craig.

MOTION #BD 57/09

**Moved by Dave Frayne
Seconded by George Irvin**

“RESOLVED, THAT the Board of Directors appoint Bob Radtke as a Director to the Ausable Bayfield Conservation Foundation effective immediately.”

Carried.

NEW BUSINESS

1. George Irvin inquired whether the Board of Directors received the minutes of the Off Road Vehicle stakeholder meetings that are being held with Ministry of Natural Resources. The minutes are not brought to the Directors but Kate Monk attends the meetings on behalf of the ABCA and can bring a report.

2. George Irvin mentioned that the issue of setbacks for wind turbines will become part of provincial legislation in the *Green Energy Act*.
3. Bill Siemon remarked that the Huron County Economic Development Committee is examining the issue of establishing vineyards where conditions are favourable.

George Irvin and Mark Simpson left the meeting at 11:45 p.m.

LUNCH & LEARN SESSION

Ross Wilson, Water & Stewardship Technologist gave a presentation on a stewardship project in Central Huron behind the Huronview complex adjacent to the Bayfield River. There are a number of factors contributing to erosion and poor soil conditions for farming this property. Through partnerships the project will introduce beneficial conservation practices for agriculture and improving water quality in the Bayfield River.

ADJOURNMENT

The meeting was adjourned at 1:05 p.m.

Lawrence McLachlan
Chairman

Judith Parker
Corporate Services Coordinator

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

