



Minutes of Meeting #05/10

Meeting #05/10 was held on Wednesday, April 28, 2010 at the Kawartha Conservation Office. Chair Villemaire called the meeting to order at 1:02 p.m.

Present: Donna Villemaire, Chair
Peter Franzen, Vice-chair
David Marsh
Jim McMillen
Larry O'Connor
Ron Hooper
Lloyd Robertson

Regrets: Alex Ruth
Lynn Philip Hodgson

Staff: Rob Messervey, CAO
Wanda Stephen, Director, Corporate Services
Mark Majchrowski, Director, Watershed Management
Arlene Waite, Financial Assistant
Leah Breivik, A/Resources Planner
Cindy Haney, Administrative Assistant
Jessie James, Conservation Areas Coordinator

Adoption of Agenda

Resolution #73/10

Moved by: David Marsh
Seconded by: Ron Hooper

Resolved, That, the agenda be adopted as received.

CARRIED

Declaration of Pecuniary Interest

None declared.

Approval of Minutes

Resolution #74/10

Moved by: David Marsh
Seconded by: Larry O'Connor

Resolved, That, the Board of Directors Minutes of Meeting #4/10 be adopted as circulated.

CARRIED

The Chair clarified that as an update to resolution #62/10, she cannot attend the Conservation Authorities Biennial Tour, nor can a staff person, so Alex Ruth will attend in place of staff, along with Peter Franzen, Vice-Chair.

By-Law # 3 – Hearing Procedures

Mr. Messervey and Mr. Majchrowski provided an overview of the Hearing Procedures that set out the pre-hearing procedures, due process, protocol, and notices. Mr. Ken Jull, the Authority solicitor for Section 28 Regulation matters, clarified questions from the Directors. Mr. Marsh made a recommendation that applicants are provided an outline/brochure of their rights to a hearing and the process involved. The procedures outline that board members are not to engage in discussion about the application with the applicant prior to the hearing.

Resolution #75/10

Moved by: Peter Franzen
Seconded by: Larry O'Connor

Resolved, That, By-Law #3, Hearing Procedures, be adopted with an amendment to include a minimum of 30 and maximum of 90 days as a notice period for applicants, and to ensure that applicants are provided the hearing procedures upon submitting their request for a hearing and;
That, By-law #3 be implemented immediately.

CARRIED

Ratification of Permits

Resolution #76/10

Moved by: David Marsh
Seconded by: Ron Hooper

Resolved, That, the attached list of Section 28 Permits issued between March 17th, 2010 and April 19th, 2010 be ratified.

CARRIED

Ops Drain Correspondence

Mr. Messervey provided an overview of the correspondence on this matter and highlighted that due to a previous board resolution that development cannot be supported until master drainage reports are provided. There is uncertainty about flood depths. Development pressure continues in this area. Mr. Jull provided additional information on how policies change over time and that decisions change accordingly. He noted that no one can build in the floodplain without permission and that the board should be certain that they are satisfied that their decisions are based on up to date engineering information. Mr. Jull cautioned the board on precedent setting.

Resolution #77/10

Moved by: David Marsh
Seconded by: Larry O'Connor

Resolved, That, the correspondence from the President of the Humane Society of Kawartha Lakes be received, and That, we communicate with the City of Kawartha Lakes indicating the critical need for the Ops Drain No. 1 study to be finalized and;

That master drainage planning is essential for this area if development is to proceed in a coordinated manner, and to seek a coordinated plan for flood mitigation and development in the area before regulatory approvals are sought.

CARRIED

It was recommended that the board of directors go into closed session to discuss a legal matter.

Resolution #78/10

Moved by: Ron Hooper

Seconded by: David Marsh

Resolved, That, the board of directors enter into closed session.

CARRIED

Resolution #79/10

Moved by: Ron Hooper

Seconded by: David Marsh

Resolved, That, the board of directors rises from closed session.

CARRIED

2009 Audited Financial Statements

Mr. Shennett provided an overview of the 2009 audited financial statements and the reformatting for the disclosure of fixed assets.

Resolution #80/10

Moved by: David Marsh

Seconded by: Ron Hooper

Resolved, That, the 2009 draft financial statements as audited by the firm Peter Shennett, Chartered Accountant, be approved and that surplus/deficit be allocated as recommended.

It was recommended that the board enter into closed session to deal with a personnel matter of identifiable individuals.

This motion was deferred to the next meeting by Resolution #85/10.

Resolution #81/10

Moved by: Jim McMillen

Seconded by: Ron Hooper

Resolved, That, the board of directors enter into closed session.

CARRIED

Resolution #82/10

Moved by: Jim McMillen

Seconded by: Ron Hooper

Resolved, That, the board of directors rises from closed session.

CARRIED

Lake Scugog Environmental Management Plan

Resolution #83/10

Moved by: Jim McMillen

Seconded by: Larry O'Connor

Resolved, That, the Lake Scugog Environmental Management Plan be approved, and;
That, staff be directed to proceed with approved implementation activities, subject to Board and Municipal work plans, budgets and funding approvals.

This motion was deferred to the next meeting by Resolution #85/10.

RFP for Administrative Building Access Ramp

Resolution #84/10

Moved by: Lloyd Robertson
Seconded by: Ron Hooper

Resolved, That, the tender be accepted and the contract awarded to Gallant Construction Ltd. in the amount of \$37,440.00 for the Administrative Building Access Ramp.

CARRIED

Deferred agenda items

Due to time constraints, the remaining agenda items #6, 7, 8, 9, 10, 12, 13, 14, 15, 16 were deferred to the next meeting set for Friday, May 7th at 9:30 a.m.

Resolution #85/10

Moved by: Peter Franzen
Seconded by: Lloyd Robertson

Resolved, That, the agenda items #6, 7, 8, 9, 10, 12, 13, 14, 15 and 16 be deferred to the meeting on May 7th, 2010 at 9:30 a.m.

CARRIED

Adjournment

There being no further business, the meeting adjourned at 3:20 p.m.

Resolution #86/10

Moved by: Jim McMillen
Seconded by: Dave Marsh

Resolved, That, the Board of Directors Meeting #05/10 be adjourned.

CARRIED

Donna Villemaire
Chair

Robert Messervey
CAO