

CENTRAL LAKE ONTARIO CONSERVATION AUTHORITY

MINUTES NO. 1
ANNUAL AUTHORITY MEETING

Tuesday, January 17, 2012 - 5:00 P.M.

MEETING LOCATION: 100 WHITING AVENUE, OSHAWA
AUTHORITY'S ADMINISTRATIVE OFFICE, BOARDROOM

Present:

Members: P. Perkins, Chair
B. Chapman, Vice Chair

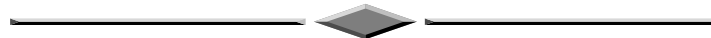
L. Coe
S. Collier
L. Corrigan
J. Drumm
A. England
R. Hooper
D. Mitchell
T.D. Marimpietri
J. Neal
M. Novak
P. Rodrigues
C. Traill

Staff: J.R. Powell, Chief Administrative Officer
D. White, Director, Corporate Services

B. Boardman, Administrative/Accounting Assistant
H. Brooks, Director, Watershed Planning & Natural Heritage
C. Darling, Director, Development Review & Regulation
G. Geissberger, Marketing & Communications Coordinator
P. Sisson, Director, Engineering & Field Operations
G. SooChan, Director, Groundwater
M. Stauffer, Administrative Assistant/Recording Secretary
R. Wilmot, GIS Coordinator/Systems Administrator

Other: L. Backus, Municipality of Clarington
J. Henry, City of Oshawa

Absent: P. Lowe, Director, Watershed Stewardship & Community Outreach



The Chair called the meeting to order at 5:00 p.m. and welcomed members to the 2012 Annual Authority Meeting.

DECLARATIONS of interest by members on any matters herein contained.

J. Neal declared an interest with Staff Report #5004-12, Solar Application at CLOCA Office Site, as his spouse is employed with OPUC. Councillor Neal neither took part in discussion nor voted on the matter.

ADOPTION OF MINUTES

Res. #1 Moved by B. Chapman
Seconded by R. Hooper

THAT the Authority minutes of November 15, 2011 be adopted as circulated.

CARRIED

CHAIR'S REMARKS – P. Perkins – Milestones 2011:

It has been a pleasure to serve as Chair of Central Lake Ontario Conservation In 2011 and I would like to share with Board Members and staff, this year's highlights.

- Completed phase 1 of the Purple Woods Heritage Hall construction.
- Completed the CLOSPA Assessment Report Amendments and Updates and Draft Source Water Protection Plan Policies.
- Completed CLOCA's ultimate Natural Heritage System Methodology.
- Completed Lynde and Oshawa Creek Phase 2 Watershed Management Alternatives and Options and Oshawa Creek Watershed Management Plan Existing Conditions.
- Completed a Flood Relief Study for the Harmony and Farewell Creeks
- Completed Phase 1 of the McLaughlin Bay Restoration Project.
- Hosted a successful Giant Hogweed Management and Abatement Workshop for licensed practitioners across the province.
- Designed and implemented the Taunton Road Erosion Protection Project.
- Acquired 211 acres (85 hectares) of land at Long Sault, Crow's Pass and Enniskillen Conservation Areas, bringing our total landholdings to 5,627.96 acres (2,277.57 hectares).
- We successfully engaged a variety of pollinators, monarch butterflies, Durham Region teachers and CLOCA staff and volunteers in creating a pollinator garden and hosting of a two day Monarch Teachers Network workshop at the Enniskillen Education Centre.
- Completed the Heber Down Conservation Area Management Plan
- Initiated the Share Point and CAD IMS GIS Enterprise systems for project and information management for CLOCA staff.
- Implemented policy to support the Workplace Violence and Workplace Harassment and Accessibility for Ontarians with Disabilities Acts with support from our Job Creation Partnership Program.
- Completed the Micro Renewable Electricity Project at CLOCA Headquarters

C. Traill arrived at 5:05 p.m.

ELECTION OF OFFICERS

At this point, the meeting was turned over to Russ Powell, Chief Administrative Officer, who assumed the Chair and declared the positions of Chair and Vice-Chair vacant.

Res. #2 Moved by M. Novak
 Seconded by B. Chapman

***THAT D. White and P. Sisson be designated as scrutineers; and,
THAT in the event of an election, all ballots be destroyed.
CARRIED***

Authority Chair

Mr. Powell called for nominations for the position of Chair for 2012, and stated that no seconder was required.

Nominations: J. Drumm nominated P. Perkins

Res. #3 Moved by J. Neal
 Seconded by R. Hooper

***THAT nominations for the position of Authority Chair be closed.
CARRIED***

P. Perkins "stands"

P. Perkins was declared Authority Chair for 2012, and conducted the remainder of the meeting.

Authority Vice-Chair

The Chair called for nominations for the position of Vice-Chair for 2012, and stated that no seconder was required.

Nominations: J. Drumm nominated B. Chapman
 B. Chapman nominated T.D. Marimpietri

Res. #4 Moved by J. Neal
 Seconded by M. Novak

***THAT nominations for the position of Authority Vice-Chair be closed.
CARRIED***

Authority Vice-Chair (continued)

B. Chapman declines, with thanks
T.D. Marimpietri "stands"

T.D. Marimpietri was declared Authority Vice-Chair for 2012.

CHIEF ADMINISTRATIVE OFFICER

(1) Staff Report #5003-12 (attached as Schedule 6-1)
Common Membership – Different Boards

Res. #5 Moved by B. Chapman
Seconded by M. Novak

THAT the Chair, Vice Chair and members of the Central Lake Ontario Conservation Authority for 2012 be the Chair, Vice Chair and members of the Central Lake Ontario Conservation Fund for 2012 and the Chair, Vice Chair and members of the Central Lake Ontario Source Protection Authority for 2012.
CARRIED

SIGNING OFFICERS

D. Mitchell inquired about the practice that two staff can be signing officers. Discussion ensued.

Res. #6 Moved by L. Coe
Seconded by B. Chapman

THAT the Signing Officers of the Authority be any two of the following: The Chair, Vice-Chair, Chief Administrative Officer/Secretary-Treasurer, and Director of Corporate Services.
CARRIED

S. Collier arrived at 5:11 p.m.

SOLICITORS

Res. #7 Moved by J. Drumm
Seconded by R. Hooper

THAT the firms Boychyn & Boychyn, Oshawa; Gardiner, Roberts, Toronto; Beard, Winter, Toronto; Hicks Morley, Toronto; and Borden Ladner Gervais, Toronto be appointed Solicitors for the Authority, as required.
CARRIED

BORROWING BY-LAW

Res. #8 Moved by L. Coe
Seconded by B. Chapman

THAT any two of the following: The Chair, Vice-Chair, Chief Administrative Officer/Secretary-Treasurer, and Director of Corporate Services of the Central Lake Ontario Conservation Authority are hereby authorized to borrow from time to time, by way of promissory note, from the Toronto-Dominion Bank, 4 King Street West, Oshawa, the sum or sums not exceeding \$1,000,000 to meet immediate administrative and operational expenditures until the Province of Ontario grant and/or Regional levy have been received, and to give on behalf of the said Authority a promissory note or notes, sealed with the Corporate Seal and signed by the Chair or Vice-Chair and the Chief Administrative Officer/Secretary-Treasurer and/or the Director of Corporate Services for the monies so borrowed with interest which may be paid in advance or otherwise, at a rate not exceeding prime per annum.

THAT all sums borrowed pursuant to the authority of this Resolution for the purpose mentioned herein shall, with interest thereon, be a charge upon the whole of the monies received or to be received, by the said Authority, as and when such monies are received.

THAT the Chief Administrative Officer/Secretary-Treasurer and/or the Director of Corporate Services is hereby authorized and directed to apply in payment of all sums borrowed as aforesaid, together with the interest thereon, all of the monies hereinafter collected or received by the said Authority from the Province of Ontario by way of a Grant or from the Regional Levy to be made in accordance with provisions of The Conservation Authorities Act.
CARRIED

CONSERVATION ONTARIO COUNCIL

Res. #9 Moved by L. Coe
 Seconded by L. Corrigan

THAT the Chair be appointed as the Authority's representative on the Conservation Ontario Council. Alternative designates are the Vice-Chair, the Chief Administrative Officer, and the Director of Corporate Services.

CARRIED

ENFORCEMENT OFFICERS

(i) Development, Interference with Wetlands and Alteration to Shorelines and Watercourses Regulation #42/06

Res. #10 Moved by J. Neal
 Seconded by S. Collier

THAT C. Darling, P. Sisson, T. Aikins, S. Gauley, J. Hetherington, D. Hope, A. Langmuir and W. Coulter be appointed Enforcement Officers under the Development, Interference with Wetlands and Alteration to Shorelines and Watercourses Regulation #42/06.

CARRIED

(ii) Conservation Areas Regulation #101/92

Res. #11 Moved by J. Neal
 Seconded by S. Collier

THAT T. Backus, H. Hirschfeld, J. Maas, B. De Waal and D. Hope be appointed Enforcement Officers under the Conservation Areas Regulation #101/92.

CARRIED

CORRESPONDENCE

- (1) Correspondence item #LCPA2-24 from Township of Scugog/Kim Coates (attached as Schedule 12-1 & 12-2)
 Re: 2012 Capital Funding Request to Support Land Acquisition in the Crow's Pass Conservation Area
- (2) Correspondence item #ACCC10-6 from Town of Whitby Public Works/Suzanne Beale
 (attached as Schedule 12-18 & 12-19) Re: Stormwater Management Capital Program, Town of Whitby
- (3) Correspondence from Christian Farmers Federation of Ontario (attached as Schedule 12-23 & 12-24)
 Re: Time for A Review of Ontario's Green Energy Act
- (4) Correspondence from Conservation Ontario/Don Pearson (attached as Schedule 12-3 to 12-17)
 Re: Meeting with Minister Gravelle

P. Rodrigues asked for clarification regarding the Conservation Authorities' program value for money invested. R. Powell commented. Discussion ensued.

- (5) Correspondence from Monarch Watch/Orley R. "Chip" Taylor (attached as Schedule 12-20 to 12-22)
 Re: notification CLOCA has been certified and registered as a Monarch Waystation

M. Novak was excused at 5:15 p.m.

D. Mitchell inquired about the location of the Monarch Waystation. P. Lowe was absent from the meeting; staff will provide information to Councillor Mitchell, upon her return.

Res. # 12 Moved by L. Coe
 Seconded by B. Chapman

THAT the above correspondence items listed above be received for information.

CARRIED

DIRECTOR, DEVELOPMENT REVIEW & REGULATION

- (1) Staff Report #5006-12 (attached as Schedule 13-1 to 13-3)
Re: Applications for Development, Interference with Wetlands and Alteration to Shorelines and Watercourses - November 1 to December 31, 2011

Res. #13 Moved by L. Coe
Seconded by T.D. Marimpietri

THAT the applications (attached as Schedule 13-1 to 13-3), as issued by staff, be endorsed.
CARRIED

- (2) Staff Report: #5007-12 (attached as Schedule 13-4 to 13-7)
File No.: W11-241-GBFH (IMS: PPSG1341)
Applicant/Owner: 2276951 Ontario Inc./Wally Gupta
Application: to place fill in flood plain, to construct new building kiosk, gas pumps and underground storage tanks, overhead canopy and associated parking area
Location: 951 Dundas Street West, Southeast Corner Dundas and Jeffrey Streets
Part Lot 30, Concession 1, Town of Whitby

Res. #14 Moved by L. Coe
Seconded by T.D. Marimpietri

THAT development application W11-241-GBFH for the construction of a new gas bar with accessory kiosk (retail convenience store) be approved and that a permit be issued subject to the following conditions:

- 1. The project shall be carried out generally as per plans and reports submitted in support of the application as they may be amended through conditions of this permit (see Attachment 1).***
- 2. Prior to the commencement of any development activities, sedimentation controls shall be erected around the site sufficiently to prevent sediment from washing into adjacent ditches, streams, storm sewers or abutting natural areas. All controls shall be inspected on a regular basis and maintained in good working order to the satisfaction of Conservation Authority staff until all disturbed areas are stabilized.***
- 3. A minimum elevation of 83.4 metres shall be maintained for any openings into the kiosk or bulk fuel storage tanks constructed under this permit.***
- 4. Tank installation shall be undertaken in accordance with the 'ZCL Composites Inc. Installation Manual Underground Storage Tanks for Flammable and Combustible Liquids Including Petroleum Products, Issue 6.06, 01/2010' assuming high water table conditions.***
- 5. The applicant shall provide survey verification from an Ontario Land Surveyor or other qualified person that site grading has been completed as per approved plans, and that openings into buildings and structures satisfy minimum elevations per Condition 3.***
- 6. All disturbed areas shall be seeded, sodded, or stabilized in some other manner acceptable to the Authority as soon as possible and prior to the expiry of this permit.***

CARRIED

DIRECTOR, WATERSHED PLANNING & NATURAL HERITAGE

- (1) Staff Report #5008-12 (attached as Schedule 14-1 to 14-3)
Watershed Plan Status Update

Res. #15 Moved by B. Chapman
Seconded by T.D. Marimpietri

THAT Staff Report #5008-12 be received for information;
THAT staff continue to proceed with the Watershed Management Planning Program; and,
THAT staff report back to the Board of Directors at an appropriate time with a summary of program activity.
CARRIED

- (2) Staff Report #5009-12 (attached as Schedule 14-4 to 14-8)
Robinson Creek and Tooley Creek Watershed Management Plan

Res. #16 Moved by B. Chapman
Seconded by T.D. Marimpietri

***THAT Staff Report #5009-12 be received;
THAT the Robinson Creek and Tooley Creek Watershed Management Plan (November 2011) be endorsed;
THAT staff will refer to and request consistency with the recommendations of the Watershed Management Plan when reviewing and commenting on Planning Act and Permit applications within the Robinson/Tooley Creek Watershed, where applicable;
THAT staff will endeavour to undertake the monitoring, stewardship and education recommendations when resources permit; and,
THAT at the Municipality of Clarington's request, staff will partner with the Municipality on the preparation of a Watershed Implementation Plan.***
CARRIED

- (3) Staff Report #5011-12 (attached as Schedule 14-9)
McLaughlin Bay Restoration Project and Historical Analysis (*report previously circulated to Members & Staff*)

Res. #17 Moved by B. Chapman
Seconded by T.D. Marimpietri

THAT Staff Report #5011-12 be received for information.
CARRIED

DIRECTOR, ENGINEERING & FIELD OPERATIONS

- (1) Staff Report #5014-12 (attached as Schedule 15-1)
Regulatory Flood Control Facilities - Update

P. Rodrigues inquired about acceptable approaches. P. Sisson noted that the available options are 1) do not develop; 2) increase floodlines on downstream development; 3) use stormwater controls and measures to control flooding. Discussion ensued.

Res. #18 Moved by B. Chapman
Seconded by S. Collier

THAT Staff Report #5014-12 be received for information.
CARRIED

DIRECTOR, GROUNDWATER

- (1) Staff Report #5013-12 (attached as Schedule 16-1 to 16-3)
CTC Source Water Protection – Chair's Quarterly Report

Res. #19 Moved by L. Coe
Seconded by R. Hooper

THAT Staff Report #5013-12 be received for information.
CARRIED

DIRECTOR, WATERSHED STEWARDSHIP & COMMUNITY OUTREACH

- (1) Staff Report #5015-12 (attached as Schedule 17-1 & 17-2)
Turtles for Tomorrow Project

Res. #20 Moved by P. Rodrigues
Seconded by L. Corrigan

THAT Staff Report #5015-12 be received for information.
CARRIED

DIRECTOR, CORPORATE SERVICES

(1) Staff Report #5004-12 (attached as Schedule 18-1 to 18-7)
Solar Application at CLOCA Office Site

Res. #21 Moved by P. Rodrigues
Seconded by L. Coe

***THAT Staff Report #5004-12 be received for information; and,
THAT the estimated net revenue of \$7,146.87 from generation be returned to the reserve for working capital.
CARRIED***

(2) Staff Report #5012-12 (attached as Schedule 18-8 to 18-12)
Proposed Fees for Authority Services and Programs for 2012

Res. #22 Moved by P. Rodrigues
Seconded by L. Coe

***THAT Staff Report #5012-12 be received; and,
THAT the 2012 Proposed Fees for Authority Services and Programs be adopted, effective February 1, 2012.
CARRIED***

MUNICIPAL AND OTHER BUSINESS

Res. #23 Moved by S. Collier
Seconded by L. Corrigan

***THAT the meeting convene "In Camera" to discuss a property matter.
CARRIED***

Res. #24 Moved by B. Chapman
Seconded by R. Hooper

***THAT the meeting reconvene and the actions of the "In Camera" session be adopted.
CARRIED***

ADJOURNMENT

Res. #25 Moved by L. Coe
S. Collier

***THAT the meeting adjourn.
CARRIED***

The meeting adjourned at 5:40 p.m.