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## MINUTES

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Minutes for Meeting of the Board of Directors held Thursday, February 21, 2019, at 6:00 p.m. in Council Chambers, Essex County Civic Centre, 360 Fairview Avenue West, Essex, ON.

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<b>Members Present:</b>	Irek Ksumierczyk (Chair)	Larry Patterson	Joe Bachetti
	Tania Jobin (Vice-Chair)	Tracey Bailey	Kieran McKenzie
	Peter Courtney	Len Janisse	Ed Sleiman
	Morley Bowman	Mark Carrick	Dayne Malloch
	Chris Vander Doelen	Sue Desjarlais	
	Laura Lucier	Larry Verbeke	

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**Absent:** None

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<b>Regrets:</b>	Chris Holt	Marolyn Morrison	John Jacobs
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**Staff:** Richard Wyma, General Manager/Secretary-Treasurer  
Nicole Kupnicki, Corporate Services: Executive Assistant  
Tim Byrne, Director, Watershed Management Services  
Shelley McMullen, Director, Finance & Corporate Services  
Kevin Money, Director, Conservation Services  
Danielle Stuebing, Director, Community Outreach Services

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**Guests:** Assorted Media

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## 1. Call to Order Comments from the Vice-Chair, Irek Kusmierczyk

Good evening, everyone, and welcome. We have regrets tonight from:

- Councillor Chris Holt
- Councillor Marolyn Morrison
- Councillor John Jacobs

I would also like to welcome ERCA staff who have joined us this evening.

## 2. Land Acknowledgement

I'd like to begin by acknowledging that the land on which we gather is the traditional territory of the Three Fires Confederacy of First Nations, comprised of the Ojibway, the Odawa, and the Potawatomie <pa-te-wa-temi:> Peoples.

To recognize the land is an expression of gratitude and appreciation to those whose territory you reside on, and a way of honouring the Indigenous people who have been living and working on the land from time immemorial.

We value the significant historical and contemporary contributions of local and regional First Nations and all of the Original Peoples of Turtle Island - North America.

## 3. Declarations of Pecuniary Interest

None

## 4. Approval of Agenda

Resolution BD 18/19

Moved By: Joe Bachetti

Seconded By: Kieran McKenzie -CARRIED

**THAT the Agenda for the Thursday, February 21, 2019 Meeting of the Board of Directors be approved.**

## 5. Hearings

In keeping with the new Administrative Procedures By-Law, and the amendments to the *Conservation Authorities Act*, Hearings, as provided for under Section 28 of the *Conservation Authorities Act* were held by the Board of Directors, who sat as the Hearing Board. The Hearing Board heard presentation from Staff and Applicant(s), had opportunity to ask questions of Staff and Applicant(s) and made a decision regarding the Application(s). The Hearing Board followed the process described in the Hearing Guidelines.

Prior to sitting as the Hearing Board, staff provided a brief orientation to the role of the Hearing Board, and procedures outlined in the Hearing Guidelines, approved by the Board in November 2018.

(a) Hearing Guidelines

Resolution BD 19/19

Moved By: Len Janisse

Seconded By: Peter Courtney -CARRIED

**THAT Appendix 2: Hearing Procedures of the Hearing Guidelines (November 2018) be amended to reflect the role of the Board of Directors as Hearing Board as presented by Administration.**

(b) Sit as Hearing Board

Resolution BD 20/19

Moved By: Larry Verbeke

Seconded By: Mark Carrick -CARRIED

**THAT the Board of Directors sit as the Hearing Board in respect of an application(s) under Section 28 of the *Conservation Authorities Act*.**

The Chair provided opening remarks as provided for in Appendix 3 of the Hearing Guidelines. The Chair advised that hearings are being conducted under Section 28 of the *Conservation Authorities Act* in respect of Five applications.

- Rosaire and Diane Lozon are requesting relief from access requirements to construct a dwelling;
- Scott Mahler is requesting relief from access requirements to construct an addition;
- Tamas Princz is requesting relief from access requirements to construct an addition;
- Christopher and Courtney Bastien are requesting relief from access requirements to construct a dwelling; and
- Kristin Ives is requesting relief from access requirements to construct a dwelling, construct a detached structure, and place and grade fill

Tim Byrne, Director of Watershed Management Services was sworn in by Oath and introduced applications and context for first four applications. In each instance, the Chair asked applicants (or agents for applicants) to swear oath or provide affirmation to speak the truth (as above).

(c) Rosaire and Diane Lozon (in absentia)

Resolution BD 21/19

Moved By: Larry Patterson

Seconded By: Larry Verbeke -CARRIED

**THAT the application from Rosaire and Diane Lozon to request relief from access (ingress and egress) requirements to construct a dwelling be approved.**

(d) Scott Mahler c/o Serge Bertucci

Resolution BD 22/19

Moved By: Larry Patterson

Seconded By: Dayne Malloch -CARRIED

**THAT the application from Scott Mahler c/o Serge Bertucci to request relief from access (ingress and egress) requirements to construct an addition be approved.**

(e) Tamas Princz

Resolution BD 23/19

Moved By: Larry Patterson

Seconded By: Len Janisse -CARRIED

**THAT the application from Tamas Princz to request relief from access (ingress and egress) requirements to construct an addition be approved.**

(f) Christopher and Courtney Bastien

Resolution BD 24/19

Moved By: Larry Patterson

Seconded By: Peter Courtney -CARRIED

**THAT the application from Christopher and Courtney Bastien to request relief from access (ingress and egress) requirements to construct a dwelling be approved.**

(g) Kristin Ives

Resolution BD 25/19

Moved By: Larry Verbeke

Seconded By: Mark Carrick -CARRIED

**THAT the application from Kristin Ives to request relief from access (ingress and egress) requirements to construct a dwelling, construct a detached structure, and place and grade fill be approved.**

(g) Reconvene in Public Forum

Resolution BD 26/19

Moved By: Joe Bachetti

Seconded By: Laura Lucier

-CARRIED

**THAT the Board of Directors reconvene as ERCA Board of Directors**

## 6.. Adoption of Minutes

(a) ERCA Board of Directors

Resolution BD 27/19

Moved By: Ed Sleiman

Seconded By: Chris Vander Doelen -CARRIED

**THAT the Minutes of the Thursday, January 24, 2018 Meeting of the Board of Directors and the recommendations therein be approved as distributed.**

## 7. Announcements

As we move forward in planning for our spring season, there are many exciting projects taking place.

We are continuing the large-scale restoration project at the Spring Garden Natural Area in Windsor to remove invasive species.

As well, staff are currently working with private landowners to finalize habitat creation projects for the spring season. We have extended the order deadline for spring trees until March 1st. As always, if you know of landowners interested in helping to improve their property and the environment, please encourage them to contact us as soon as possible.

Work is ongoing at Holiday Beach Conservation Area to replace the boardwalks.

We are very excited that the Holiday Beach Cottage, our greenway trail system, and the John R. Park Homestead have been nominated for 'Best of' Tourism Windsor-Essex Awards! If you haven't yet voted for your favourite spots, please do so! Voting is open until this Sunday, February 24.

We would also like to note that March is Maple Month at the John R. Park Homestead and we're poised to welcome more than three thousand visitors to the site in the coming month.

## 8. Delegations

None

## 9. Presentations

None

## 10. Reports for Approval

- (a) BD 01/19 Forecasted Continued High Lake Levels and Regional Shoreline Impacts

Resolution BD 28/19

Moved By: Sue Desjarlais

Seconded By: Tania Jobin

-CARRIED

THAT ERCA staff continue to update municipalities and other partners on water levels; and further,

THAT ERCA work with Emergency Coordinators to ensure emergency response plans consider likelihood of flooding due to high water levels.

- (b) BD 02/19 ERCA Committee and Advisory Board Membership

Resolution BD 29/19

Moved By: Len Janisse

Seconded By: Ed Sleiman

-CARRIED

THAT Chair Irek Kusmierczyk, Vice-Chair Tania Jobin, Joe Bachetti, John Jacobs and Len Janisse be appointed to the Executive Committee; and further,

THAT Chair Irek Kusmierczyk, Vice-Chair Tania Jobin, Tracey Bailey, Morley Bowman, Marolyn Morrison and Ed Sleiman be appointed to the Finance and Audit Advisory Board; and further,

THAT Chris Vander Doelen, Larry Patterson, Mark Carrick, Dayne Malloch, Kieran McKenzie and Chris Holt be appointed to the Conservation Services Advisory Board; and further,

THAT Peter Courtney, Laura Lucier and Sue Desjarlais be appointed to the John R. Park Homestead Advisory Board; and further,

THAT Chair Irek Kusmierczyk be appointed as the Voting Member to Conservation Ontario Council; and Richard Wyma, General Manager/Secretary-Treasurer and Vice-Chair Tania Jobin be appointed as first, and second alternates to Conservation Ontario Council; and further,

THAT Chair Irek Kusmierczyk and Sue Desjarlais be appointed as ex-officio members of the Essex Region Conservation Foundation; and further,

THAT Members appointed to Committees sit on those committees for the duration of their Term on ERCA Board of Directors unless changes to Committee Terms of References made by Board require review of membership.

(c) BD 03/19 Draft ERCA 2019 Budget

Resolution BD 30/19

Moved By: Larry Patterson

Seconded By: Tracey Bailey -CARRIED

THAT the 2019 Draft Budget receive final approval; and further

THAT the total municipal levy of \$3,238,667 be allocated in accordance with respective municipal CVA percentages, as provided by Ministry of Natural Resources and Forestry and as presented in the attached 2019 Municipal Levy Allocation Table.

## 11. Environmental Registry Reports for Comment

(d) BD 04/19 ERCA / Conservation Ontario response to Environmental Registry of Ontario (EBR) Postings: *Made-in-Ontario Environment Plan, Bill 66, and 10-Year Review of Endangered Species Act.*

Resolution BD 31/19

Moved By: Larry Verbeke

Seconded By: Sue Desjarlais -CARRIED

THAT report BD 04/19 and the comments and joint responses from Conservation Ontario to the Environmental Registry posts be received for information; and further,

THAT ERCA continue to work with Conservation Ontario and other partners to encourage new and renewed partnerships with the Province in the delivery of programs and priorities described in the Environment Plan, and ESA.

## **12. Reports for Information**

- (a) BD 05/19                      Watershed Management Services Activity Report  
for December 2018 and January 2019

Resolution BD 32/19                      Moved By:                      Len Janisse

Seconded By:                      Larry Patterson                      -CARRIED

**THAT the review of Regulations and Planning Applications, as presented in Report BD05/19 be received for Members' information.**

- (b) BD 06/19                      Updated ERCA Policies

Resolution BD 33/19                      Moved By:                      Joe Bachetti

Seconded By:                      Ed Sleiman                      -CARRIED

**THAT the Essex Region Conservation Authority endorse the updated ERCA Workplace Discrimination, Harassment and Sexual Harassment Prevention Policy and the ERCA Workplace Violence and Domestic/Intimate Partner Violence Prevention Policy.**

- (c) Correspondence

Resolution BD 34/19                      Moved By:                      Len Janisse

Seconded By:                      Sue Desjarlais                      -CARRIED

**That the correspondence be received.**

- i. Response to Petition No. 421-03074 from the Minister of Environment and Climate Change, The Honourable Catherine McKenna, dated December 10, 2018.

## **13. Closed Session**

- (a) Confidential Property Related Matters

Resolution BD 35/19                      Moved By:                      Laura Lucier

Seconded By:                      Morley Bowman                      -CARRIED

**THAT the meeting move from Board of Directors to Committee of the Whole related to property matters.**



(b) Committee of the Whole Endorsement

Resolution BD 36/19

Moved By: Joe Bachetti

Seconded By: Ed Sleiman -CARRIED

THAT the actions of the Committee of the Whole be endorsed.

#### 14. New Business

None

#### 15. Adjournment

A reminder that the next meeting of the ERCA Board of Directors will be held on Thursday, April 11, 2019 starting at 6:00PM in Council Chambers, Essex County Civic Centre, 360 Fairview Avenue West, Essex, ON.

(a) Resolution BD 37/19

Moved By: Dayne Malloch

Seconded By: Laura Lucier -CARRIED

That the Meeting be adjourned.



**Irek Kusmierczyk**  
Chair



**Richard J.H. Wyma CSLA**  
General Manager/Secretary-Treasurer

#### UPCOMING EVENTS

March 3, 2019

**Maple Syrup Festival** J.R. Park Homestead

<https://essexregionconservation.ca/education-and-events/maple-syrup-festival/>

March 12, 2019

**Maple Moon** J.R. Park Homestead

<https://essexregionconservation.ca/education-and-events/maple-moon/>

March 12-15, 2019

**Maple March Break** J.R. Park Homestead

<https://essexregionconservation.ca/education-and-events/maple-march-break/>

- April 11, 2019      **Board Meeting**  
6:00PM Essex County Civic Centre, Council Chambers
- April 28, 2019      **Earth Day Community Tree Planting**, Ganatchio Trail Windsor  
<https://essexregionconservation.ca/education-and-events/earth-day-community-tree-planting-2/>
- May 9, 2019      **Board Meeting**  
6:00PM Essex County Civic Centre, Council Chambers
- May 1-20, 2019      **Shorebird Celebration**, Hillman Marsh Conservation Area  
<https://essexregionconservation.ca/education-and-events/shorebird-celebration-2/>
- May 5, 2019      **Friends of the Homestead Yard Sale**, J.R. Park Homestead  
<https://essexregionconservation.ca/education-and-events/friends-of-the-homestead-yard-sale/>
- May 14, 2019      **Garlic Mustard Pull**, J.R. Park Homestead  
<https://essexregionconservation.ca/education-and-events/garlic-mustard-pull-at-the-john-r-park-homestead/>
- June 15, 2019      **South Coast Adventure Race Championship**, Various sites  
<https://essexregionconservation.ca/education-and-events/south-coast-adventure-race-championship/>
- June 20, 2019      **Board Meeting**  
6:00PM Essex County Civic Centre, Council Chambers
- July 18, 2019      **31<sup>st</sup> Annual Essex Region Conservation Golf Tournament**, Point West Golf Club  
<https://essexregionconservation.ca/education-and-events/31st-annual-essex-region-conservation-golf-tournament/>
- August 11, 2019      **Lost Arts Festival**, J.R. Park Homestead  
<https://essexregionconservation.ca/education-and-events/lost-arts-festival-2/>