



Full Authority Minutes November 18, 2020

A meeting of the Full Authority of the Kettle Creek Conservation Authority was held electronically on Wednesday, November 18, 2020 at 10:00 a.m. The meeting was streamed live to Facebook.

The Chair called the meeting to order and conducted a roll call with the following members identifying their presence:

Members Present:

Dennis Crevits	Central Elgin
Dominique Giguère	Township of Malahide
Stephen Harvey	Middlesex Centre
Jim Herbert	City of St. Thomas
Grant Jones	Southwold Township
Bill Mackie	City of London
Elizabeth Peloza	City of London
Steve Peters	City of St. Thomas
Alison Warwick	Thames Centre
Ralph Winfield	City of London

The following staff members were also present on the call electronically:

Staff Present:

Michael Buis	LWCA Coordinator
Jennifer Dow	Water Conservation Supervisor
Joe Gordon	Assistant Manager/Supervisor of Planning and CAs
Jessica Kirschner	Resource Assistant
Jeff Lawrence	Forest and Soils Supervisor
Marianne Levogiannis	Public Relations Supervisor
Betsy McClure	Stewardship Program Supervisor
Kathleen Sebestyen-Scott	Financial Services Supervisor
Elizabeth VanHooren	General Manager/Secretary Treasurer

Audio/Video Record Notice

The Chair read the following statement:

Board members, staff, guests and members of the public are advised that the Full Authority Board/Committee meeting is being video/audio recorded, and will be posted to the Authority's web site along with the official written minutes. As such, comments and opinions expressed may

be published and any comments expressed by individual Board members, guests and the general public are their own, and do not represent the opinions or comments of the Full Authority and/or the KCCA Board of Directors.

The recorded video of the Full Authority meeting is not considered the official record of that meeting. The official record of the Full Authority meeting shall consist solely of the Minutes approved by the Full Authority.

As the meeting was conducted electronically all votes were recorded and are included in the Recorded Vote Registry.

Declaration of Pecuniary Interest

There were no declarations of pecuniary interest.

Hearing Board

There was no Hearing.

Minutes of Meetings

a) October 21, 2020 Full Authority Meeting

FA115/2020

Moved by: Grant Jones

Seconded: Jim Herbert

That the minutes of the October 21, 2020 Full Authority meeting be approved.

Carried

Matters Arising

- a) Media Report
- b) Project Tracking
- c) Watershed Conditions
- d) Peacekeeper Part Update
- e) Proposed 2021 Meeting Dates

Staff provided various updates. Steve Peters reported on progress being made with Peacekeeper Park (PKP). Peters, Crevits and Herbert toured PKP on October 30, 2020. They in turn met with staff. A meeting with Peters, Crevits, KCCA staff and representatives of PKP is planned for November 23, 2020. A report detailing progress and possible recommendations will be brought to the December Full Authority meeting.

FA116/2020

Moved by: Steve Peters

Seconded: Elizabeth Peloza

That the Staff Reports under Matters Arising a) through e) be received.

Carried

Correspondence

a) From MNRF Re: In-Year Funding Reallocation for WECI November 6, 2020

FA117/2020

Moved by: Bill Mackie

Seconded: Alison Warwick

That the correspondence be received.

Carried

Statement of Revenue and Expenses

There were no statements this month.

New Business

a) Great Lakes Local Action Fund Proposal

FA118/2020

Moved by: Ralph Winfield

Seconded: Dennis Crevits

That the Kettle Creek Conservation Authority support an application to the Great Lakes Local Action Fund for a total request of \$36,180.93 in funding.

Carried

b) Provincial Changes to the CA Act

Staff presented a description of the proposed amendments to the *Conservation Authorities Act* and *Planning Act* included in Schedule 6 of Bill 229. Members asked questions and discussed the implications of the proposed changes.

FA119/2020

Moved by: Bill Mackie

Seconded: Alison Warwick

WHEREAS the Province has introduced Bill 229, Protect, Support and Recover from COVID 19 Act - Schedule 6 – Conservation Authorities Act

WHEREAS the Legislation introduces a number of changes and new sections that could remove and/or significantly hinder the conservation authorities' role in regulating development, permit appeal process and engaging in review and appeal of planning applications

WHEREAS Kettle Creek Conservation Authority uses watershed expertise to protect residents, property and local natural resources on a watershed basis by regulating development and engaging in reviews of applications submitted under the Planning Act

WHEREAS the changes allow the Minister to make decisions without CA watershed data and expertise

WHEREAS the Legislation suggests that the Minister will have the ability to establish standards and requirements for non-mandatory programs which are negotiated between the conservation authorities and municipalities to meet local watershed needs

WHEREAS municipalities and conservation authorities require a longer transition time to put in place agreements for conservation authorities to deliver for non-mandatory programs

WHEREAS Kettle Creek Conservation Authority believes that the appointment of municipal representatives on CA Boards should be a municipal decision; and the Chair and Vice Chair of the CA Board should be duly elected

WHEREAS the changes to the 'Duty of Members' contradicts the fiduciary duty of a CA Board Member to represent the best interests of the conservation authority and its responsibility to the watershed

WHEREAS conservation authorities have already been working with the Province, development sector and municipalities to streamline and speed up permitting and planning approvals through Conservation Ontario's Client Service and Streamlining Initiative

WHEREAS changes to the legislation will create more red tape and costs for the conservation authorities, and their municipal partners, and potentially result in delays in the development approval process

AND WHEREAS conservation authorities manage natural habitats and water resources within our jurisdiction for the health and well-being of residents; conservation authorities' work to prevent and manage the impacts of flooding and other natural hazards; and work to ensure safe drinking water

THEREFORE BE IT RESOLVED

- THAT the Province of Ontario work with conservation authorities to address their concerns by repealing and/or amending changes to the Conservation Authorities Act and the Planning Act
- THAT the Province of Ontario provide a longer transition period up to December 2022 for non-mandatory programs to enable coordination of CA-municipal budget processes
- THAT the Province respect the current conservation authority/municipal relationships THAT the Province embrace their long-standing partnership with the conservation authorities and provide them with the tools and financial resources they need to effectively implement their watershed management role
- AND THAT Kettle Creek Conservation Authority forward this resolution to its member municipalities for consideration.

Defeated

Dennis Crevits was disconnected from the meeting just prior to the vote on FA120/2020.

FA120/2020

Moved by: Grant Jones

Seconded: Alison Warwick

Whereas on November 5, 2020, the Province of Ontario introduced *Bill 229, Protect, Support and Recover from Covid-19 Act (Budget Measures)*, which proposes amendments to the *Conservation Authorities Act* in Schedule 6;

And whereas KCCA believes it has been working towards better accountability and transparency;

And whereas KCCA has concerns about the proposed changes as outlined in Conservation Ontario's "*Summary of Proposed Amendments to Conservation Authorities Act and Planning Act through Bill 229 and Implications*" dated November 11, 2020;

Therefore be it resolved that KCCA's Board of Directors request that the Province of Ontario remove Schedule 6 from Bill 229 and allow for more time for communication of the regulations and communication of how these proposed changes address issues raised in the February 2020 multi-stakeholder consultations.

Carried

Dennis Crevits rejoined the meeting.

c) Draft Budget 2021

i) Budget Scenarios 1% versus 0%

FA121/2020

Moved by: Elizabeth Pelosa

Seconded: Grant Jones

That staff finalize a draft 2021 Budget utilizing a 1% levy increase.

Carried

ii) Campground Operation 2021

FA122/2020

Moved by: Jim Herbert

Seconded: Dennis Crevits

That the changes to the 2021 Seasonal Campers Application and Campground Fee Schedule be approved; and further

That staff investigate operating the Dalewood and Lake Whittaker swimming pools as Class B pools in 2021.

Carried

d) Campground WiFi Internet Towers

Ms. VanHooren reported that the installation of towers at Dalewood and Lake Whittaker was included in the approved 2020 Capital Budget. Originally, the project was removed due to possible budget restrictions related to Covid 19. Due to cost savings in other capital projects Ms. VanHooren now recommended proceeding with this project as planned. The original budget was \$10,000. Due to delays a revised budget was necessary.

FA123/2020

Moved by: Ralph Winfield

Seconded: Alison Warwick

That staff be directed to proceed with the installation of the WiFi towers as previously outlined in the 2020 capital budget with a revised upset limit of \$12,000 plus HST.

Carried

e) November Planning and Regulations Report

FA124/2020

Moved by: Bill Mackie

Seconded: Ralph Winfield

That the November 2020 Planning and Regulations Activity Report be received.

Carried

Before breaking for a recess to conduct the Kettle Creek Source Protection Authority meeting, Ms. VanHooren identified a new item under the Closed Session Agenda, Legal Matter – Potential Land Acquisition.

The Open Session recessed at 11:33 a.m. to hold the Kettle Creek Source Protection Authority Meeting. Bill Mackie left the meeting at this time. The Closed Session meeting was recessed until after the Kettle Creek Source Protection Authority meeting concluded at 11:36 a.m.

Closed Session

The Closed Session meeting began at 11:43 a.m.

FA125/2020

Moved by: Steve Peters

Seconded: Ralph Winfield

That the Full Authority move to Closed Session to discuss Legal, Personnel or Property matters.

Carried

FA126/2020

Moved by: Ralph Winfield

Seconded: Jim Herbert

That the Full Authority revert to Open Session and Report.

Carried

The Open Session resumed at 12:18 p.m.

a) October 21, 2020 Closed Session Minutes

FA127/2020

Moved by: Grant Jones
Seconded: Alison Warwick

That the minutes of the Closed Session meeting of the October 21, 2020 Full Authority Meeting be approved.

Carried

- b) Section 28 Violation Update (V19-001)
- c) Section 28 Violation Update (V19-03/V20-04)
- d) Personnel Matter – Identifiable Person
- e) Legal Matter – Potential Land Acquisition

FA128/2020

Moved by: Elizabeth Peloza
Seconded: Dennis Crevits

That staff proceed as directed.

Carried

The meeting adjourned at 12:20 p.m.



Elizabeth VanHooren
 General Manager/Secretary Treasurer



Stephen Harvey
 Chair

Recorded Vote Registry FA115/2020 to FA120/2020

A=Absent Y=Yes N=No

Board Member	FA115/2020	FA116/2020	FA117/2020	FA118/2020	FA119/2020	FA120/2020
Crevits	Y	Y	Y	Y	N	A
Giguère	Y	Y	Y	Y	N	Y
Harvey	Y	Y	Y	Y	Y	Y
Herbert	Y	Y	Y	Y	N	Y
Jones	Y	Y	Y	Y	N	Y
Mackie	Y	Y	Y	Y	Y	Y
Peters	Y	Y	Y	Y	Y	Y
Peloza	Y	Y	Y	Y	Y	Y
Warwick	Y	Y	Y	Y	Y	Y
Winfield	Y	Y	Y	Y	N	Y
Result	Carried	Carried	Carried	Carried	Defeated	Carried

Recorded Vote Registry FA121/2020 to FA126/2020

A=Absent Y=Yes N=No

Board Member	FA121/2020	FA122/2020	FA123/2020	FA124/2020	FA125/2020	FA126/2020
Crevits	Y	Y	Y	Y	Y	Y
Giguère	Y	Y	Y	Y	Y	Y
Harvey	Y	Y	Y	Y	Y	Y
Herbert	Y	Y	Y	Y	Y	Y
Jones	Y	Y	Y	Y	Y	Y
Mackie	Y	Y	Y	Y	A	A
Peters	Y	Y	Y	Y	Y	Y
Peloza	Y	Y	Y	Y	Y	Y
Warwick	Y	Y	Y	Y	Y	Y
Winfield	Y	Y	Y	Y	Y	Y
Result	Carried	Carried	Carried	Carried	Carried	Carried

Recorded Vote Registry FA127/2020 to FA128/2020

A=Absent Y=Yes N=No

Board Member	FA127/2020	FA128/2020
Crevits	Y	Y
Giguère	Y	Y
Harvey	Y	Y
Herbert	Y	Y
Jones	Y	Y
Mackie	A	A
Peters	Y	Y
Peloza	Y	Y
Warwick	Y	Y
Winfield	Y	Y
Result	Carried	Carried