# National Roads Authority Minutes of the Two Hundred & Nineteenth Meeting of the Board of Directors held in

# NRA Conference Room, 370 North Sound Road, George Town, Grand Cayman Wednesday, 12<sup>th</sup> April, 2017 at 9:30 a.m.

### In attendance were:

Donovan Ebanks

Chairman

Gary Clarke

Deputy Chairman

David Arch

Director

Stanley Panton

Director Director

Dane Walton
Paul Bodden Jr (Andy)

Director

Tristan Hydes Charles Brown Director Designate of Chief Officer, Ministry PLAH&I

Observer - Ministry PLAH&I

Paul Parchment

Managing Director - NRA

Lois A. Hall

Executive Secretary - NRA Board of Directors

### Invitees:

Mark Scotland

Special Projects Manager – NRA

Jon Hall

Chief Valuation Officer – Lands & Survey Dept.

Ruth Massarella Senior Valuation Officer – Lands & Survey Dept.

### **Apologies:**

Kenross Connolly

Director

Edward Howard

Dep. Managing Director - NRA

### 1. Call to Order

The Chairman called the meeting to order at 9:42am

### 2. Minutes of Previous Meetings

- a. 23<sup>rd</sup> March 2017 to be confirmed with amendments
- b. 05<sup>th</sup> April 2017 EO Meeting for review by Crown Counsel

### Administration

### 3.i. NRA Employee Post-retirement Healthcare & Pensions Benefits

### Minutes of 8th March 2017

The CFO presented the Financial Report as requested indicating different scenarios regarding the amount that could be set aside to provide adequate funding for the post retirement fund. After much discussion, the CFO was asked to revise the spreadsheet to show a maximum \$500K contribution in the current financial year. The revised spreadsheet is to be reviewed by Members at the next meeting prior to a decision being made.

### Minutes of 23<sup>rd</sup> March

The Chairman informed members that Mercer had issued a revised version of the report with the addition on p. 6 (first point under 'As shown in Chart 1 below) of the MERCER Report as follows:

The significant growth in the annual premium amount is due to the annual cost of health care increasing from approximately \$10,600 per member per year today to approximately \$104,000 per member per year in 2061 (primarily due to assumed annual medical inflation of 5% p.a.) and the number of members receiving benefits increasing from 4 in 2017 (3 retires and 1 spouse) to 38 in 2061.

The Board agreed that CI\$250Kp.a. be set aside as an initial injection with a total of CI\$375K under the current 18 months budget. The allocation of \$333,539 under the 2016/2017 budget should be adjusted accordingly and corresponding adjustments recommended. These funds are to be placed in a separate account.

Members were provided with copies of the final Actuarial Valuation Report for Initial Funding of Post Retirement Healthcare Benefits; 09 March 2017, by MERCER for their records.

The requested adjustment to the approved 2016-2017 NRA budget is to be shown on the next update to the Board.

### 3.ii. Capital Budget - Compensation & Construction Funding

### Minutes of 8th March 2017

The spreadsheet is to be updated prior to the next meeting. It is important to know what funds are available prior to recommending the acquisition of Block 28D Parcels 14 & 15 for the proposed improvements to Shamrock Road immediately east of the junction with Hirst Rd.

### Minutes of 23rd March 2017

No update provided

The Board needs to know the overall situation re funds available to complete the current undertakings, particularly the LP Hwy and ET Hwy projects. The spreadsheets were created to provide this information and they need to be updated or an alternative assessment provided.

### 3iii. Financial Report – July – December 2016

# Minutes of 8th March 2017

The CFO presented a spreadsheet representing the NRA's financial position as of January 2017 indicating CI\$4.5M cash in hand. It was noted that the depreciation funds should reflect the NRA's assets and should be segregated as the funds set aside for the post-retirement medical benefits will have to be.

### Minutes of 23<sup>rd</sup> March 2017

The CFO is to return to the next scheduled meeting to discuss the 'end of the 9month period' report of which copies were handed out.

No update provided.

### 3iv. Proposed Legislative Review

### Minutes of 22<sup>nd</sup> February 2017

MD – Fincor has been working on procuring a consulting firm to draft the revisions to the NRA and Roads Laws. From the shortlist of firms it appears that NEXIS, who has a number of years in drafting, is the preferred one. He is therefore requesting Board Members review the Terms of Reference in order for the NRA to enter into the contract with them. He agreed to send it to members electronically by the end of the day.

### Minutes of 8th March 2017

The MD is to forward to Members specific aspects of the NRA and Roads Laws that require priority attention as well as the proposed changes to the Laws for Members to review. C. Brown is to follow up.

### Minutes of 23<sup>rd</sup> March 2017

No response has been received from the Ministry.

No update provided.

### 3v. Fleet upgrade - update

### Minutes of 23<sup>rd</sup> Marc 2017

The MD informed that the equipment will be arriving today with the exception of the back-hoe is not in this batch. The trainer will be providing training to staff during the week on 03-07 April.

Director S. Panton enquired if anything has been done in regards to security at the stockpile especially with the new equipment arriving. The MD is to look into this.

Interviews for the Fleet Manger's post are now complete. An update will be provided as soon as a selection is made.

All equipment purchased has now been received and training completed. The NRA now has three (3) working graders.

The MD advised that the Auditors are requesting that the NRA write off as bad debt re the equipment in Cayman Brac. The CFO is to provide a summary of what this debt is for review and discussion.

### 4. Planning

# 4i. Linford Pierson Hwy widening – legal and compensation settlements

# Minutes of 23<sup>rd</sup> March 2017

The Chairman informed members of the latest email received by Crown Counsel from Chapmans (the Alberga's) in regards to a request for application for leave for a new judicial review. Crown Counsel and Mr. Barnes are to respond. The Chairman is to contact Crown Counsel to enquire who from the NRA Mr. Barnes would like to meet.

The Compensation Agreement(s) for the two (2) replacement residential properties (Blk 20E Par's 120 & 123) have been revised to reflect the role that the Ministry felt was theirs. The Chairman suggested the NRA go ahead and execute the Compensation Agreements. He further suggested that the undertaking which had been given to Ms Arlene Lopez (block 20E, parcel 123) for the past several months should be honoured and she should receive her cheque in the amount of \$210,182 at the time of signing the Compensation Agreement.

The Board approved both suggestions and authorised the MD to sign the agreements and the NRA to issue the cheque for Ms Lopez. Mr. C. Brown is to do receipt for claimant to sign for receipt of cheque.

The Chairman thanked Mr. C. Brown for his exceptional assistance in the matter.

The Board approved the following compensation claims for payment:

Blk 20E Par 86 – Robert Thompson – CI\$106,722.00(agreed rate of CI\$5psf) & CI\$862.50 for professional fees

Blk 20E Par 87 – Coconut Grove – CI\$7,045.00 (agreed rate of CI\$5psf) & CI\$750.00 for professional fees

Blk 21B Par 3 – Allan, Ryan & Derek Thompson & Virginia Vabdergrift – CI\$58,806.00 & CI\$750.00 for professional fees

Blk 20E Par 117 – Jimmy Ford Bodden – Board approved the land swap as per the recommendation of Lands & Survey

The Chairman informed that he spoke with the Minister in regards to the possibility of Cabinet considering a recommendation for a s.3 Notice in respect of Phase 2. The Minister was not receptive. He much more favoured the NRA attempting to negotiate with Tstolen Tyme Holdings Ltd. on a 'without prejudice' basis.

The Board accepted the submission of a Notice of Intent to claim from the owner of Blk 20E Par 85REM1 in relation to BP 600. NRA will be proposing accommodation work for this property, i.e. a wall, re-shaping the driveway and re-locating the dumpster.

### 4ii. Esterley Tibbetts Hwy widening – compensation matters

# Minutes of 23<sup>rd</sup> March 2017

The Board approved the following compensation claim for payment: Blk 13D Par 283,337, 340 & 344 – National Cement Ltd. - Cl\$144,366.00 for land taken from their four (4) parcels and Cl\$31,509.80 for disturbance and out-of-pocket disbursements including professional fees.

Three (3) bids were received for the house up for auction. The winning bidder (A. Dilbert) has one (1) week to move the house as per Tender.

Re Blk 13D Par 325, the Board approved the CI\$18.00psf request of the land owner. Director P Bodden excused himself (left the room) for the discussion of this claim due to acquaintance with the owner. He returned after the discussion.

Re 13D 440, the Board rejected the owner's claim and as recommended by L&SD. The owner will be advised of his right to pursue the matter with the Roads Assessment Committee (RAC).

The SPM informed that the NRA with the assistance of the RCIPS have attempted to inform the owners of the NRA's right to access the property but the owner remains unco-operative. The situation is now impacting the work schedule.

### 4iii. Traffic simulation/forecasting model - update

# Minutes of 8th March 2017

The DMD informed that the NRA is ready to conduct interviews of the selected firms during the week of 20<sup>th</sup> - 24<sup>th</sup> March. In turn, the Board agreed to meet on 23<sup>rd</sup> March rather than 22<sup>nd</sup> March to allow the MD to attend interviews as he wished. A report is expected two (2) weeks after.

Traffic counts are currently being conducted in the George Town area as part of the updating of the 2016 island wide counts.

### Minutes of 23rd March 2017

Interviews of the selected firms were done this week. An assessment will be sent to CTC by Friday with recommendations expected in two (2) weeks.

Board Members were provided with copies of the DRAFT ESTAR (Evaluation Summary and Tender Award Recommendation) Report of 11 April 2017 with comments by D Theibeault and E Howard. The evaluation of the proposals and the compilation of the report have been with consultants Burns Group.

The report recommends the selection of the firm Whitman, Requardt & Associates (WRA) out of PA, USA.

The Chairman stated that he had sat in on 4 of the 5 interviews of the proponents and having reviewed the draft ESTAR report, he felt the recommendation was sound and should be approved for submission to the Central Tenders Committee (CTC).

The Board approved the draft ESTAR report being forwarded to the CTC.

### 4iv. NRA – Design Projects 2016-2020 – prioritisation

Minutes of 8th March 2017

### Minutes of 23rd March 2017

No update provided.

No update provided.

### 4v. Crewe Road/Tropical Gardens upgrade

### Minutes of 25<sup>th</sup> January 2017

The MD is to provide a cost estimate for the Crewe Rd/Tropical Gardens upgrade. This proposed project is going back to Cabinet in February 2017.

L&S Dept. prepared a proposed valuation of the house/property in Savannah (Dominos/Church of God junction) which appeared to be high. The Chairman suggested the Valuation Officer go and see the house/property then do a reevaluation.

A topical design is being done for the Savannah/Hurst Rd. intersection.

# Minutes of 8<sup>th</sup> February 2017

The Crewe Rd/Tropical Gardens project has been gazetted.

*Minutes of 22<sup>nd</sup> February 2017*No update provided.

*Minutes of 8<sup>th</sup> March 2017*No update provided.

*Minutes of 23<sup>rd</sup> March 2017* No update provided.

No update provided.

# 4vi. Shamrock Road vicinity of Hirst Rd – horizontal & vertical realignment Minutes of 25<sup>th</sup> January 2017

L&S Dept. prepared a proposed valuation of the house/property in Savannah (Dominos/Church of God junction) which appeared to be high. The Chairman suggested the Valuation Officer go and see the house/property then do a reevaluation.

A topo survey is being done for the Savannah/Hurst Rd. intersection. *Minutes of 8<sup>th</sup> February 2017* 

The house/property in Savannah was visited by the Valuation Officer and the market value revised to a lower evaluation.

Minutes of 22<sup>nd</sup> February 2017

### Minutes of 8th March 2017

A proposed alignment was presented. The MD was asked to revise the alignment to eliminate any impact on the adjacent parcels.

### Minutes 23rd March 2017

The SVO (Lands & Survey Dept.) presented a proposed estimated compensation for Blk 28D Par 14 & 15 (CI\$183,400) and it was noted that this is just a cost estimate for the Board to have an idea of what compensation might be for funding.

The proposed design for this project was approved by the Board via round-robin email

No update provided.

### 5. Operations

### 5i. Capital projects and district roads - July 2016 - December 2017

Minutes of 22<sup>nd</sup> February 2017

No update provided.

Minutes of 23rd March 2017

No update provided.

No update provided.

### 5ii. Linford Pierson Hwy widening – design, gazetting & construction

### Minutes of 23<sup>rd</sup> March 2017

The SPM informed that work on this project is going good. Traffic change-over is expected to be done in a few weeks' time. CUC is installing street lights. Paving is to begin later this week or next week up to Halifax.

It was noted that the owner of Blk 20E Par 90 – Lorna Bush acknowledged receipt of NRA letter re 'Right to Claim'.

Land & Survey Dept. is requesting NRA to provide the list of accommodation works done for the Church (in relation to their upcoming claim for compensation).

The Board congratulated the SPM on the recent opening of the new section of the road. Construction of the houses is progressing well. Street lights are in with more to be installed by early next week. Signs (and VMS) are up indicating 2-way traffic on both sections along with arrows. NRA is monitoring the transition of traffic.

### 5iii. Esterley Tibbetts Hwy widening – design & construction oversight

### Minutes of 8th March 2017

The SPM informed that:

- water lines are being installed and is expected to go up until mid-April.
- curbing is being done.

- base work on this section is expected to be done after the water lines have been installed and continue to the Butterfield roundabout.
- the completed roundabout and tunnel should be open by mid to end of April;
   and
- the house on Blk14C Par43 is being advertised for sale by sealed bids.

### Minutes of 23<sup>rd</sup> March 2017

New roundabout paved with opening of the road through the tunnel expected end of April.

No update provided.

### 6. Other Business

6i. CIAA/NRA Traffic Study – ORIIA Terminal Site & Adjacent Roads

Minutes of 8<sup>th</sup> March 2017

No update provided.

Minutes of 23<sup>rd</sup> March 2017

No update provided.

No update provided.

6ii. Legal action – Bodden Holdings Ltd.

### Minutes of 8th March 2017

It was suggested that Blk13D Par 449 be gazetted as soon as possible. This is to be done.

### Minutes of 23<sup>rd</sup> March 2017

The MD is to meet Bodden Holdings next week.

The Chief Valuation Officer (CVO) spoke to the memo of 07 April 2017 from the Director, L&SD, following the meeting of 06 April 2017 between the owners (Kirkconnells) of National Cement Ltd. (NCL) and CVO. The meeting revealed substantial potential conflicts and potential claims if the proposals being floated at Bodden Holdings Ltd. entailing egress from their property through block 13D, parcel 445, an existing private road that BP 611 under development would convert to a public road.

The CVO conveyed the view that he felt it appropriate that the NRA should consider:

- a) Seeking Legal advice as to whether a compensation payment for the land-taken "for the original ETH" could be substituted-back for the contracted 'Left in / Left out' access; we suspect not as the present owners bought on the strength of the access contract;
- b) Crown purchase the Bodden Holdings land (or suggest swapping it for part of its newly purchased 19E221REM1 on the Industrial Park?); the DEH Dump operation requires additional land and DOE would provide its own access to the Bodden Holdings parcel from the Dump site, not via ETH.

The MD also shared with the Board a letter of 11 April 2017 from attorneys Etienne Blake o.b.o. BHL demanding that within fourteen (14) days, the NRA provide:

Notice of its intention to register an easement in favour of BHL; and

 Notice of its intention to construct either the junction and / or access road depicted on the Scheme or alternatively a junction with left on / left off access on to the Highway which construction shall commence within 60 days of the expiry of the 14 day notice period and shall be completed within 120 days from the date of the commencement of construction.

Having considered both representations, the Board took the decision to abandon the concept of trying to provide egress to BHL via a public road over block 13D, parcel 445 and to instead seek to honour the BHL Compensation Waiver Agreement (CWA) of 2004 to a standard consistent with current traffic flow objectives and traffic engineering criteria. In turn, the MD was directed to:

- A. prepare a new plan affording BHL access at or near the point illustrated on the plan forming part of the CWA with appropriate deceleration and acceleration lanes on the BHL property immediately adjacent to the new boundary as per BP 593; and
- B. seek legal advice as to the extent of the NRA's obligations under the CWA, particularly in relation to constructing the deceleration/acceleration lanes and the property required therefore.

Subject to the legal advice received, the letter from Etiene Blake would need to be responded to.

### 6iii. NRA Compound Plans

*Minutes of 8<sup>th</sup> February 2017*No update provided

*Minutes of 22<sup>nd</sup> February 2017* No update provided.

*Minutes of 8<sup>th</sup> March 2017* No update provided.

*Minutes of 23<sup>rd</sup> March 2017*No update provided.

No update provided.

6iv. Signage – Primary arterials
Minutes of 23<sup>rd</sup> Marc 2017
No update provided.

No update provided.

# 6v. Summary Report - E/W Arterial Road Project

Minutes of 8th March 2017

This matter was deferred as Mr. T. Hydes was unavailable.

Minutes of 23<sup>rd</sup> March 2017

This matter deferred as Mr. T Hydes was unavailable.

### 6vi. Board Members

### Minutes 23<sup>rd</sup> March 2017

Re Blk 38C Par 51, the MD presented a proposed design with curve, wall and sidewalk of the corner to be truncated. A cost estimate of this project is being done.

Director D. Walton – Any update on the rumble strips for the roundabout at Poindexter? The MD is to follow up.

Director S. Panton – re Item 6b in the previous Minutes, an update on the requested Policies re Landscaping Roundabouts is needed.

Director P. (Andy) Bodden – The parking area by the Airport Park floods when it rains. As a community project a private company is to do wells to alleviate this issue. Also the entrance/exit is difficult due to it being on a corner. Can the NRA contribute asphalt to improve the driveway and parking area? The MD is to follow up.

Is there an island wide road shoulder maintenance programme, as it is currently dangerous for pedestrians? Yes there is as is done in Pease Bay. The MD is to follow up.

Dep. Chairman G. Clarke – what was the outcome of the meeting with Bob Watler re west of Walkers/Humber Lane? Amended to include: In addition he commented that there was an issue in making the right turn exiting Humber Lane on to Elin Avenue.

Chairman gave a short Power Point presentation related to a MVA across from the Savannah SDA church just before Christmas in which the vehicle knocked down a pole supporting the eastbound school zone sign and flashing light. As of early February 2017, the sign and signal had not been replaced; he wrote to the MD and Works Manager on 11 February 2017 about it. The matter was only dealt with sometime between 05-11 April. During this entire 3½ months period, the damaged sign, light and cables laid in the front yard of the Church. Even now that the installation had been restored, damaged cables had been left on the church property.

He noted that the school has a population of over 500 students, the Church has a congregation of probably 300 and there had been substantial media coverage of a MVA at the pedestrian crossing by the school in which two young persons were injured and a suspected driver acquitted.

The Board was appalled that in light of all of these factors, and potential risks to the NRA both of negative publicity and legal liability, this matter could have been so inappropriately dealt with. The MD was asked to look into the matter.

### 6a. Annual Report

*Minutes of 22<sup>nd</sup> February 2017*No update provided.

*Minutes of 8<sup>th</sup> March 2017*No update provided.

*Minutes of 23<sup>rd</sup> March 2017* No update provided.

### 6b. BP 138 - Farm Road - Request for water

### Minutes of 09th November 2016

Members were informed that a Minister is requesting installation of city water on this road however Water Authority will only follow the BP. It was noted that the BP and the gazetted road is on separate lines and it will be costly to have a survey of the entire road done. The Chairman suggested it be done in phases with the first phase from John McLean Dr to Winters Land Rd. approximately one (1) mile. The MD is to follow up re the survey cost for the next meeting.

# Minutes of 22<sup>nd</sup> February 2017

No update provided.

### Minutes of 8th March 2017

No update provided.

# Minutes of 23<sup>rd</sup> March 2017

The MD is to enquire the cost of surveying this project privately. The MD suggested that funds from the District Roads Fund be utilized to do the survey based on his communication with the Member for East End. The Board approved the suggestion.

No update provided.

### 6c. Red Bay round-a-bout/South Sound

### Minutes of 11<sup>th</sup> January 2017

Director Panton suggested that the NRA explore the land acquisitions that would be necessary to have three (3) lanes of traffic from Silver Oaks to Grand Harbour to Red Bay and recommend what steps should be taken to secure the opportunity and to make this a reality.

# Minutes of 8th March 2017

No update provided.

# Minutes of 23<sup>rd</sup> March 2017

No update provided.

No update provided.

### 6d. Landscaping of Roundabouts – Contracts

### Minutes of 8<sup>th</sup> February 2017

Mrs. M. Pandohie was invited to discuss this item. It was noted that the Ministry was previously granting approvals to interested entities however the NRA does it now. Contracts are granted for five years. A few of these contracts have expired, with one not to be renewed.

Members queried if a policy regarding the landscaping and upkeep of the assigned roundabouts was in place. As there is no policy/guidelines in place the Board requested Ms. Pandohie to do draft policy/guidelines in this regard for the next scheduled meeting.

### Minutes of 22<sup>nd</sup> February 2017

The Chairman advised Mrs. M. Pandohie was working on the landscaping policy and would have it ready for next meeting.

### Minutes of 8th March 2017

No update provided.

### Minutes of 23<sup>rd</sup> March 2017

No update provided.

No update provided.

### 6e. Crewe Rd/Jose Gas Station/Agnes Way intersection - Proposed roundabout

# Minutes of 8th February 2017

The MD provided a diagramme indicating a proposed roundabout as a possible solution to the current traffic congestion at this intersection.

The MD is to re-visit the proposal and do a project costing.

# Minutes of 22<sup>nd</sup> February 2017

No update given.

# Minutes of 8th March 2017

No update provided.

### Minutes of 23<sup>rd</sup> March 2017

The suggested delineators have been installed on two (2) sections of this area. The MD is to follow up on the effects on the flow of traffic. A design of a proposed roundabout was reviewed and discussed.

No update provided.

### 6f. Bypass - Lantern Point to Red Bay Roundabout

# Minutes of 8<sup>th</sup> February 2017

It was suggested the use of delineators to prevent motorists from using the shoulder to 'undertake' other vehicles (on the left). A section by section deterrent was suggested to basically discourage bad driving.

# Minutes of 22<sup>nd</sup> February 2017

No update provided.

### Minutes of 8th March 2017

No update provided.

### Minutes of 23<sup>rd</sup> March 2017

No update provided.

### 6f. Concrete pavement investigation

*Minutes of 8<sup>th</sup> March 2017*No update provided.

*Minutes of 23<sup>rd</sup> March 2017*No update provided

No update provided.

### 6g. Request to Lease - Blk 23 C Par 13

### Minutes of 8th March 2017

An interest in leasing Blk23C Par 13 Red Bay, in the form of a letter from R. A. Denis (D&J Quality Cars Ltd.) to display vehicles for sale was presented. It was noted that the requested section is a part of the road corridor. Lands & Survey is to review and respond.

### Minutes of 23rd March 2017

The CVO (Lands & Survey) is to do a draft response offering a two (2) year lease and indicating that the person do nothing more than hold and display cars i.e. nothing physical. It was agreed that bids be done for the parcel near the end of this lease.

No update provided'.

### 6h. Beach Bay Road Closure/Diversion

# Minutes of 22<sup>nd</sup> February 2017

The MD displayed a letter received from Nelson & Co, on behalf of their clients regarding the Beach Bay Road closure/diversion. The letter indicated that NRA approved the above closure/diversion without prior consultation with his clients.

Board Members concurred that the MD respond to the letter advising Nelson & Co of position NRA took on the issue. The letter should advise Nelson & Co that if his clients were not satisfied with the NRA's response they were free to respond with their specific concerns which would be forwarded to Cabinet who ultimately has the final say.

*Minutes of 8<sup>th</sup> March 2017* No update provided.

*Minutes 23<sup>rd</sup> March 2017*No update provided.

No update provided.

### 6i. BP - Blk 14CF Par 97 - McField Lane - Sonia Linwood

### Minutes of 23<sup>rd</sup> March 2017

This is a long outstanding compensation claim (submitted 2003) of which the offer by the VEO (Lands & Survey) was not accepted by an agent acting on the

claimant's behalf. The claimant now wishes to accept the offer made in 2003 and states that the agent had no authority to act on their behalf.

The MD is to follow up to see if a sec. 6 declaration was done for this road.

As no s.6 was done the MD is to check if any work was done in this area.

### 6j. Claim for compensation – Blk 12C REM1 (now12C 435 – 437)

### Minutes of 23<sup>rd</sup> March 2017

The Board suggested that Lands & Survey make an offer CI\$350K – Without Prejudice.

The agent for the owner of this property is not in agreement with the 'without prejudice' offer being made. The VEO is to further discuss with the agent.

### 6k. Claim for compensation – Blk 14D Par 136 – Smith Rd widening

The claimant is not in agreement with the offer for Injurious Affection. The Board is not prepared to support more than the 7.5% offered by the VEO.

# 6l. Proposal to create a Crown parcel zoned Public Open Space by relocating two Public V.R.O.W's

Members were provided with copies of the proposal for review. This proposal was explained by Mr. C Brown (Min Rep). The proposal involves relocating two 12' public vehicle right of way (V.R.O.W.) to a newly created parcel (approx. 36' wide) to be vested to Crown. By doing this, access to the Public Open Space is restored and in addition the public gains the use of 1,375sqft more land in this area rather than the poorly articulated V.R.O.W. 300' to the east in a redundant location.

The Board's approval is sought for s.3, s.5 and s.14 to be done for this proposal. Mr C Brown is to submit a request in writing to the Board for its approval.

### 6m. Required Strategic Assessment re any new road

Members were advised that with the new National Conservation Law, the NRA is now required to submit a strategic assessment for any new road it proposes to construct. The Chairman noted that the details of exactly what is required what is needed.

### 6m. Gazettal of the Re-alignment of Humber Lane

The question was raised as to the progress re s.26. gazettal of the re-alignment of Humber Lane to connect Smith Rd at the junction at the eastern boundary of the Govt. Admin Bldg. Mr C. Brown (the Min rep) informed that the planned road should receive a recommendation from Central Planning Authority under s.26 (2) and consultation with at least the land owners and the Nat. Conservation Council before the matter can be taken to Cabinet.

In regards to the existing Humber Lane extension between Smith Rd and Elgin Ave, a dispute has occurred over access to Humber Lane from Blk 14D Par 433. The land owner (Blk 14D Par 433) was promised access from the original s.3 gazetted alignment (BP #435) but the more recent constructed s.3 alignment (BP #575) does not provide access to Humber Lane as it was built further south. A 12' V.R.O.W. dedication over Blk 14D Par 10 in favour of Blk 14D Par 433 is the only means of access presently for the land locked parcel. The Minister was like minded

to take a proposal to Cabinet to extend Melrose Lane north to the property over Blk 14D Par 10 and 30 respectively, but the land owners of those parcels have requested that the matter be put on hold while they make an offer to purchase Blk 13D 433. The matter is currently on hold.

# 7. Date of next meeting

The next meeting is scheduled for 26<sup>th</sup> April 2017.

The meeting adjourned at 1:27pm.

Signature

Chairman of the Board

Confirmation of minutes:

Date:

Signature

**Executive Secretary** 

Seconded: Confirmation of minutes

Date: 10 may 201

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