

**Otty Lake Association
Board Meeting Minutes**

Sat Oct 13 2018, 10:00 am
McMartin House

Present: Robert Cosh, Kyla Haley, Barb Hicks, Murray Hunt, Christine Kilburn (Secretary), Reid Kilburn (President), Rachel Roth, Monika Savage, Derek Smith (9)

Regrets: Dave Bell, David Bromley, Cathy Kari, Jacquie Mallory, Ian McDonald, Wally Robins, Anne Scotton (7)

Welcome – Reid welcomed everyone at 10:07 am.

Agenda – Motion 2018-04-01 (Rachel/Monika) Approve agenda as distributed. **CARRIED**

Approval of Minutes – Motion 2018-04-02 (Christine/Kyla) Approve minutes of meetings held June 1 and July 27 as distributed. **CARRIED**

Approval of New Board Member – Motion 2018-04-03 (Christine/Robert) That the Board appoint Jacquie Mallory as Director, filling the position vacated by Michelle Soucy, to be ratified at the 2019 AGM. **CARRIED**

Financial Report – The transition of the Treasurer's function from Dave to Christine has been proceeding slowly. Dave is an enthusiastic, valued member of the Board who has been staying involved and continues to add value to the OLA, as he always has. In the last week, due to the quick progression of his cancer, Dave has asked that we take care of the change of banking signatories as soon as possible. According to our Constitution, only the President, or one of the 2 Vice Presidents, and the Treasurer can have signing authority. **Motion 2018-04-04** (Robert/Monika) that Kyla Haley be appointed as Vice President. **CARRIED** **Motion 2018-04-05** (Christine/Derek) That the Board approve a change in bank account signatories from Dave Bell and Reid Kilburn to Kyla Haley and Christine Kilburn. **CARRIED**

Communications Team Update – Monika addressed the table she and the team had developed. They need to finish the recommendations, and would appreciate feedback from the Board. It is meant to be a simple document tool to summarize our strategy. Rachel thanked the Communications Team for a well done and very thorough job. She commented that there are still people on the lake who don't have e-mail. Comments were made that some people do not subscribe to Facebook for various reasons. There was discussion about monthly Newsletters, keeping the Log, OLA website. Regarding the website, Barb suggests that any changes in platform, etc should be done when the website responsibility is handed off to someone else.

ACTION 1- Barb volunteered to prepare a list of communications sent out by month, to identify any dead zones.

ACTION 2 - Board members are asked to review the table Monika sent out prior to the meeting & send any comments/recommendations to Monika, who will circulate to committee.

Motion 2018-04-06 (Monika/Kyla) that Monika's Communications report be accepted for information and comments. **CARRIED**

Lake Stewards' Report – Murray presented his report, which will form a part of the State of the Lake Report. Of note is the fact that an E-coli reading in Carson's Bay was 95 on Sep 17, when it had been 1 throughout the summer. A letter was sent to residents on Carson's Bay to advise them. In May 2019 E-coli sampling on Carson's Bay will be a priority.

State of the Lake Report – Derek reminded the Board that this is the 5th year of this report. This year it will once again concentrate on physical/chemical limnology, Zebra mussels, fish habitat, loons, and the joint Jebbs Creek embayment project with RVCA. Kyla gave a brief update on loons on Otty. Derek has observed a proliferation of Zebra mussel juveniles. Derek will send a draft to the contributors in the next few days, & to the Board by end of week. Reid mentioned that, on behalf of the Board, comments had been submitted to TVT re the proposal to allow bunkies on properties. Our input indicated that consideration should be given to the capacity of septic systems.

The Otty Lake-Jebbs Creek Catchment Report of the Tay River Sub-watershed Report from the RVCA was to be out in Oct but due to staffing issues it could be delayed. Sarah (RVCA) did provide a draft copy of this Catchment Report and members of the Board did provide input to her, including praise for the excellent work.

Municipal candidates – We put questions to the candidates, including one related to their position on RVCA's involvement in the planning process. Responses are on our website.

Jebbs Creek Embayment Project – On Oct 3rd, we had 9 OLA volunteers, 3 brothers (Augusta Township RVCA Board member plus his 2 brothers) and 3 RVCA employees. It was challenging work. The next workday is on Oct 29th.

Director Liability Insurance – Rachel presented the report she had issued prior to the meeting. After joining the Board, she was surprised that we don't have Director insurance – all other organizations she's been on have insurance. There was significant discussion on the need for insurance, with strong opinions expressed on both sides. Derek was strongly opposed to the idea of insurance for the following reasons:

- we have not had a single liability issue in 40 years,
- we do not deal with issues that cause liability. We don't mark shoals for that reason, for example.
- Insurance is expensive and will cause us to raise annual fees. This could impact membership,
- Derek's work includes lake sampling and site assessments. As the retired President of a company that cleaned up toxic waste sites (and had a significant level of liability insurance) Derek sees nothing in his activities that warrant insurance coverage.

After a post-meeting review with Karen of some of the historical OLA documents, Murray provided the following information:

The OLA became incorporated in Nov 2002 as a not-for-profit corporation without share capital organized and existing under the laws of the province of Ontario as corporation #1533492. Don Hill, a member of the Board and a lawyer, guided the process of incorporation for the OLA.

It should be noted that in the months prior to incorporation, the lake association was in a position where it was dealing with significant challenges (i.e. an OMB appeal and a mining claim situation that impacted on many Otty Lake properties). It was recognized that incorporation would a) allow the OLA to be represented to official bodies and b) limit the

liability to the OLA's resources and help to remove liability from volunteers who worked for the OLA.

Following incorporation the OLA Board did also look at the possibility of Directors and Officers' liability insurance but they were unable to find insurance available at a cost that they felt they could afford. As a follow-up the OLA decided on a policy to carefully assess and limit risks associated with potential OLA activities. This policy was implemented.

Reid pointed out that our constitution says we're held harmless out of funds of the OLA. Currently we have about \$10,000.

ACTIONS –

1. Christine will find and share letters of Incorporation with the Board. Bob Butterworth is a lawyer on the lake. Derek knows him and could ask for his opinion.
2. Christine will check with Karen Hunt whether we can send a survey to the Lake Networking Group with questions about insurance.
3. Rachel will coordinate responses to these issues and communicate findings to Board members.

Rachel advised the Board, that if this goes to a vote and we vote to not have Directors' Insurance, she will be forced to consider tendering her resignation.

Next Education Session – Reid referred to our successful Bear Aware sessions. Do we want to organize another education session, for example about radon.

ACTION – Christine will get in touch with the Health Unit to see if they would be willing to organize an education session. If we organized a session in the winter months, we would get the full time residents who are the ones who would be impacted.

Next Meeting – Sat, February 9 2019 at 10 am.

Adjourned – Robert moved the meeting adjourned at 11:40 am.