



## New York State Federation of Lake Associations, Inc.

Meeting of the Board of Directors  
April 30, 2010  
3:00PM  
White Eagle Conference Center  
Hamilton, NY

### **Present**

Helen Sick, President  
Bill Harman, Vice President  
Don Keppel, Treasurer  
Walter Dutcher, Secretary  
Janet Andersen  
Jack Baldwin

Donald Cook  
James Cunningham  
George Kelley  
Dean Long  
Barbara Marko  
Theresa Mayhew

Bob Rosati  
Rebecca Schneider  
Jan Shields  
John Slater  
Robert Thill

### **Absent**

Matthew Albright  
Rena Doing

Nick Klupacs  
Kathleen McLaughlin

David Wright

### **Also in Attendance**

Nancy Mueller, Manager

Scott Kishbaugh, DEC

- 1. Call to Order.** President Helen Sick called the meeting to order at 3:06 pm.
- 2. Minutes of the March 2010 Meeting.** Secretary Walter Dutcher reviewed the minutes. Don Keppel made the motion to accept the minutes as written, Bob Rosati seconded, and motion was approved.
- 3. Treasurer's Report.** Don Keppel reviewed the report of the year-to-date financials through 4/25/10. Don noted that the conference income was shown without significant expenses. The FOLA memberships were low, but should start coming in soon. No change to the speakers fund, and the Diet sales were relatively low to date. The CSLAP results reflect some expenses associated with 2009. Theresa Mayhew made a motion to accept the financial report, John Slater seconded, and the motion passed.
- 4. Office Report.** Nancy Mueller reported that the sales of Diet had quieted during the winter, but expects an increase with the change of season. The conference had 177 preregistered, with at least 10 more on site, and is running smoothly so far. Nancy expressed concern with White Eagle personnel turnover, and reminded the board that we are contracted with them for 2011.
- 5. Bylaws and Officer Transitions.** Robert Thill reminded the board that FOLA bylaws can be changed by a vote of 2/3 of the total Board or by the vote of the members. The bylaw changes approved by the BOD in May 2009 established a two year term for all officers.

Robert reviewed the plan for transition of officers based on Don Keppel's desire to resign from the Treasurer role as of July 1, so that Don would be able to complete most of the transactions associated with the conference. Robert Thill moved, and Bill Harmon seconded, that the resignation of Donald Keppel be accepted when offered on or about July 1, 2010 with the heartfelt thanks of membership and board of directors of NYSFOLA; that Walter Dutcher be appointed to fill the unexpired term of the office of treasurer created by the resignation of Donald Keppel; and that Janet Andersen be appointed to fill the unexpired term of the office of secretary created by the resignation of Walter Dutcher. The motion passed.

Robert also reminded the Board of the need to designate a President Elect. Bob Rosati moved, and Janet Andersen seconded Jim Cunningham as the President Elect, the motion passed.

Robert also suggested that the adjourned meeting reconvene in an environment other than the Teepee and the board agreed to reconvene our meeting in the Log House on Saturday night.

**6. CSLAP Report.** Scott Kishbaugh reported on the activities of the CSLAP Committee, which consists of Scott, Nancy Mueller, Jan Andersen, Jim Cunningham, Bill Harmon, Dean Long, Jan Shields, and Helen Sick. The CSLAP Committee is addressing some long term directions but also made some recommendations on short term issues. Scott reviewed four recommendations.

1. **Waiting List.** Scott described that at least 14 lakes had been on the waiting list for two seasons. Although the CSLAP Committee had a recommendation to get these off the waiting list in the future, the plan for 2010 was to reinstitute CSLAP Light. CSLAP Light would consist of Secchi disk transparency measurements, water temperature readings, lake perception surveys, and other special studies. The cost of this to NYS FOLA was estimated to be between \$75 and \$100. Jan Andersen moved and Bill Harmon seconded that NYS FOLA implement a CSLAP Light program in 2010 with a fee of \$100. The motion passed.
2. **CSLAP Participation Fee for 2011.** Since costs have increased, the committee feels that the current fee of \$250 is inadequate to cover the CSLAP costs for the anticipated participants in 2011. The committee recommended that the fee structure be changed to reflect the difference in analytical costs for shallow and deep lakes, and establish two rates \$100 apart for the two categories. The recommendation was for a fee of \$350 for lakes that sample as shallow lakes, and \$450 for those that sample as deep lakes. It was felt that this rate would support the program for several years. There was significant discussion about the amount of increase. The CSLAP committee was charged with creating a letter to explain the rate changes and the rationale to the participating FOLA lakes by July 1. Jan Andersen motioned and Bill Harmon seconded that the CSLAP fee be increased from the 2010 rate of \$250 for all lakes to \$350 for the lakes that sample as a shallow lake, and to \$450 for those who sample as a deep lake, effective with the 2011 season. The motion passed.
3. **Rotational Schedule.** Scott reviewed that the CSLAP program is at its financial and logistical limit at approximately 125 sampling sites. Because there has been a persistent waiting list, the committee has recommended a return to a rotational approach, with a five year participation period followed by a one year "off" period. The lakes to be rotated out

would be determined by groups of consecutive duration in program, with an exemption for a group of index lakes. The idea asking for lakes to volunteer to take a year off was discussed but considered to be administratively difficult. Robert Thill moved to authorize a rotational program for CSLAP with an anticipation of a five year on, one year off schedule, as managed by the CSLAP Committee, with the lakes rotated off to be offered a CSLAP Light program, Theresa Mayhew seconded, the motion passed.

4. **Index Lakes.** Scott reviewed the benefits of keeping a representative core group of lakes to adequately reflect the statewide lake conditions, as used in the RIBS program. The approximately 40 index lakes would be selected to represent categories of size, depth, region, and tropic state, and have reliable volunteers. Bill Harmon recommended and Robert Thill seconded that a pool of index lakes be created by the CSLAP committee to be exempt from the CLSAP rotational schedule. The motion passed.

**7. Western Regional Meeting Update.** Don Cook reviewed the plans and the presenters for the 16<sup>th</sup> regional meeting scheduled for October 16, 2010 at the Moonwinks Restaurant. Nancy asked Don to encourage the presenting lake associations to join NYS FOLA. Robert Thill reminded the board that our endorsement made this meeting an official FOLA function that would be covered by FOLA insurance. Robert Thill moved to authorize Don Cook to have the regional meeting, John Slater seconded, and the motion passed.

**8. Plattsburg PBS.** Nancy Mueller reviewed a request from the Plattsburg PBS for financial support for a production on invasive species that will be specific to Lake George. Bill Harmon moved, and John Slater seconded, that NYS FOLA should provide financial support to the PBS production. The board members generally were supportive of the general purpose of educational outreach on the invasive species. However, there were concerns that the board did not know the content of the proposed program, and therefore were not sure that the FOLA name should be associated with it, and that the requested contribution was high. While there was some support for token support or other non-financial support, there was also concern about setting a precedent. Jim Cunningham suggested that a committee set up guidelines for such funding in the future. After extensive discussion, the motion was called for a vote and it was not approved.

**9. Diet Advertising and Promotion.** Dean Long has developed a graphic for advertising. Nancy Mueller mentioned several potential publications for advertisements. Nancy, Dean, and Teresa Mayhew were asked to create an advertising plan. John Slater moved, and Bill Harmon seconded that Nancy, Dean, and Teresa are given the authority to plan the advertising and spend a budget of up to \$500. The motion passed.

**10. New Business.** Bill Harmon asked for a NYS FOLA letter to the state education department to commit to consider support of a future student for his proposal for the Master of Science in Lake Management course. Bob Rosati seconded the motion, and the motion passed. Also, John Slater asked us to consider the need for succession planning for CSLAP DEC staff. Also, Nancy reported that Dave Wright had written a friend of the court brief regarding the Yankee Lake decision. This decision could affect lake associations' ability to collect dues.

At 5 pm, Theresa Mayhew moved, and Bob Rosati seconded, that the meeting be continued after the general membership meeting on May 1. The motion passed.

**11. Meeting Reconvened.** Helen Sick reconvened the meeting on May 1 at 9:20 pm following the banquet.

**12. New York State Federation of Lakes, Inc.** Jan Shields asked for guidance on lobbying issues, approaches, and topics. Jan was told that there was no single approach, and she could find her own style. The board wished for clarity on the structure of the two boards, and on what kinds of topics should be addressed by each organization. The topic was expressing support for the proposed statewide phosphorus-free fertilizer or dishwashing detergent law was used as an example. Nancy Mueller offered to provide the documents on the organizational structure, which is thought to say that the 501(c)(3) organization and the lobbying organization share board members and officers. The board agreed to ask Dave Wright for his advice on what organization should address issues such as DEC requests for public comment and support of potential regulations. Regarding a current DEC request for public comment, Bill Harmon offered to craft a memo on the proposed Four-Tier system and process for regulation of invasive species for submission by May 14.

**13. Parliamentarian.** Theresa Mayhew moved that we ask Robert Thill to serve as a parliamentarian for NYS FOLA, and John Slater seconded. Robert explained that he did not envision this role to be a strict disciplinarian on rules of order, but to help educate the board, to formalize the process, to help facilitate the meeting, and to support the President. The motion carried.

**14. DEC CSLAP backup.** John Slater voiced his concern over a suitable transition plan in the DEC. Nancy agreed to address this informally with Scott.

**15. Next meeting date.** We targeted a meeting in early October, Nancy will check for availability of the facility and propose dates.

Don Keppel made the motion to adjourn at approximately 10 pm, George Kelly seconded, and the motion passed.

Janet Andersen, Secretary Elect, NYS FOLA