

Randonneur Meeting Minutes 7 Mar 2019

In Attendance:

Etienne Hossack
Nigel Press
Anna Bonga
Gary Sparks
Colin Fingler
Jacques Bilinski
Will Danicek
Peter Stary
Maciej Szarecki
Jeff Mudrakoff

Remote:

Stephen Hinde
Roxanne Stedman
Cheryl Lynch

Guests:

Eric Ferguson
Micah Goldberg (lawyer with Watson Goepel)

Regrets: None

1) Minutes/Agenda:

- To add to agenda: Gary: D&O insurance application; Peter: provincial active transportation strategy – Agreed.
- Feb Minutes: changes to presidents report: Working with Will and Gary (and lawyer) on waiver language - have new language update, still to come is sign in processes

2) Treasurers Report:

- Bill for pins is just over \$2000; memberships are coming in, so far about 80

3) Routes:

- Lower Mainland: Bob Koen is going to do the 1000 (to Eugene, OR)
- Island: all rides now have an organizer, with a social ride in lieu of the VicPop. Marc would like to do an Audax style ride, like a populaire but for members only. April 14
- Interior and Peace: Bob and Wim: have organizers, its cold.
- Event actions: spring social: doing the social ride route, to Dageraad Brewery.

4) Roger Street Award:

- Etienne has sent out a request for nominations for the Roger Street award. The award committee is recipients from the last 3 years

5) **Pacific Populaire:**

- Link has gone live, people can start to sign up. It will be limited to 500 riders even though the permit can go to 1000, so we have provision to go higher. Expecting solicitation for volunteers.
- **Action:** Etienne to send out emails re social, Roger Street award and call for volunteers.

6) **Fleche:**

- Cheryl: waiting for teams.

7) **Risk Management:**

- Gary: note that our guest tonight, Mica Goldberg, drafted most of the new waiver language. Gary sent him an overview of our questions for discussion.
- **Motion:** Gary: that we ask the directors and officers to apply to Jones Brown for all insurance needs (GCL, D&O, events), not just part. Their service has been excellent on the recent GCL renewal; also our previous insurer, Capri has declined to renew. We can buy into BC Cycling Coalition insurance if JB doesn't work. Carried.

8) **Active Transportation Strategy:**

- As part of green BC initiative: An ambitious plan for cycling and walking possibilities. There is a panel for input and design guidelines. Panel input is through Peter. Involvement can be individual or by answering the questions they pose. Planning to champion changes to Transportation of Canada guidelines so that all shoulders are viable corridors for cycling.

9) **Guest:**

- Micah Goldberg from Watson Goepel, re risk management strategy
- Discussion about lawsuits and waivers: The task to limit liability as there are certain risks. If you have a waiver, a lawsuit shouldn't work. He has drafted a waiver that he feels has strength. It targets cycling risks and has language concerning minors that isn't in the typical waiver. A waiver is a contract that a participant enters into so they can participate and in exchange they cannot sue. The more you do to warn people the more your liability slips away. It is good that times listed on the website are not in order of finishing time as this demonstrates it is not a race.
- **Brevets:** People in brevets are more familiar with the sport, so don't need as much info at start as the assumption is people should know. Provide verbal info to anyone signing a waiver. The most risk is in the planning phase: make sure the route follows the law, eg: don't send anyone the wrong way down a one way street. You can say it is incumbent on the rider to keep themselves safe. You can pre-ride the route in a car. For a 1000 that has not been pre-ridden, tell people you haven't pre-ridden, and they need to be experienced, self sufficient, and keep themselves safe.
- There is a litigation risk if route instructions disobey laws on route
- Tell people to use route sheet instead of Strava
- What about things like the trails of Mud Bay where there is a long stretch of trail that is difficult to reach in emergency? - there is language in the event waiver; let people know verbally at the event start.
- On-line vs event day difference is witnessing, event day is far more effective. A waiver is ineffective if the person signing doesn't understand. But event day, can ask person if they understand or have questions.

- Membership waiver, on-line vs event day, do on-line when get membership then sign again on every event day. The redundancy is deliberate.
- **Permanents** - A permanent is only the rider, the rider is the organizer. The biggest issue is saying okay to someone who doesn't know what they are doing. Can have prerequisites to do a permanent so only people who are suitable can ride a permanent. A constant request by permanent riders is an event dates window. The event date is not important as it is not an event specific waiver. A week is good for an event window, but don't go over a month. They can ride more than once on the same event on the same waiver.
- Electronic signatures are okay, better than pushing a button online. Hand signed is okay.
- It is stronger to sign for every single event than just for the year.
- Volunteers should sign a waiver. Make it a policy.
- How long do you keep waivers for - limitation policy in BC is 2 years, so keep for 3.
- Minors can't enter into contracts. To get around that, if a child sues you, the parent, by signing the child's waiver, must pay the child's sue fees. Limitations for children, when they turn 19 limitation starts, so keep till child is at least 21. Can be kept electronically. (Scan)
- Good Samaritans: as long as the Good Samaritan is in good faith trying to help, the law is on their side and a waiver not needed.
- Riding home half asleep: Should they be taken care of? The Club has said self sufficiency, and after the ride is not part of ride, so the club has no obligations.
- Policy, could we have a hotel room? By having done it once, do we have to do it all the time?
- Peter: Term safe means different things to different people. Some cycling places aren't "safe".
- Mika: The sole responsibility of safety is on the cyclist. Stop if you don't feel safe. A word like challenging is fine, dangerous is not.
- Pre-ride is to verify that route conforms to requirements of the event and the route sheet accurately describes the route.
- What is our duty? Mika: Use good sense. eg: rain is okay, snow is not. Cancel if snowing, not if raining; err on the side of caution especially for Populaires. Let riders know of hazards along the way.
- Make policies as simple and reasonable as possible.
- Don't accept waivers that people bring in on multiple pages or from previous years, have them sign a new one prior to event.
- Mechanical check? Do we increase or decrease our liability by doing a check? Increase. Don't give mechanical checks or tools. But can make tools available. Can check for equipment, (lights etc) but avoid mechanical.
- Director breaking the rules of the road at the front of the pack is increasing your liability, but not the clubs. Saying 'clear' at intersections can open you to litigation.
- Heirs: cannot sue for someone else. A waiver protects against a litigation by a guardian.
- Training rides, social rides, and touring language is in waiver.
- Waivers can be stored digitally by scanning. **Action:** Etienne to set up a place and access, and get people to scan waivers in to consolidate them and store them. **Action:** organizers of past events to set up an email for permanents so they are automatically archived.

10) Rocky:

- Jeff: There is a meeting on Tuesday to plan if there is going to be a 2020 Rocky
- There are 8 interested club members, develop a route that requires fewer logistics than before

- **Motion:** support for committee to investigate a 'low-key' 2020 1200 Club event? Passed.
Look forward to report in future.

11) **Database:**

- Cheryl: work in progress

Meeting adjourned: 8:38 pm:

Next meeting: April 4, 2019

New Items:

1. Stephen/Roxanne - migrate club Email Discussion List to new platform
2. All - Fleche/Trace teams - sooner the better!
3. ? - create a BCR PBP Attendee Google Doc
4. All - Provide input to the BC Active Transportation Strategy questions (see link from Peter S)
5. Will to identify as BCR PBP Jersey contact & confirm order means. Done - link distributed?
6. Colin/Cheryl – consider/assign creation of CNN page to allow individual ACP medal orders. No interest per email exchange?
7. Etienne to fix WebEx invites
8. Etienne/Cheryl to provide a stable, online backup for waiver archival
9. RMC - work with Eric F. to revise/publish Permanent Waiver procedure
10. RMC to renew Directors/Officers Insurance by 30 April. Application sent
11. Etienne/Will - announce BCR branded bottle tool kegs

On-Going:

1. Etienne – BCR Website redesign
2. Will – final distribution of 2018 PacPop pins
3. Jeff – investigate Storage Locker costs & alternatives
4. Jeff - report status of 2020 1200 Committee
5. Colin – propose AGM dates and associated Membership/Fiscal year
6. Cheryl – extend BCR database to other CDN clubs (R-Can initiative)
7. RMC - confirm Membership Registration process (use waiver language)
8. RMC - finalize/summarize waiver sign/archive procedures for all events (brevets, pops, permanents, Fleche/trace, social rides, volunteers, minors)
9. Colin (RMC) - summarize timeline of legal action
10. Colin - review BRM voting rules prior to PBP
11. Colin (RMC) - rework our old Insurance Q&A for ride organizers

On Hold:

1. RMC to recommend personal insurance alignment. Eg. CyclingBC membership
2. Étienne to chat with Nigel about trial for RideWithGPS account
3. Étienne to find out how much sublimated tent costs. Get dimensions from Will
4. All Directors: Provide Bios for Étienne to put on the website - All Exec
5. Etienne Create a standard Excel form to upload results that should be distributed to ride organizers

6. Updating Ride Organizer's Checklist (waiting on website) using Google.docs; include the volunteer pre-event listing. – DaveK./Nigel
7. Cheryl? Put in a block order for ACP medals after PBP

Completed:

1. Etienne to order 24 & 32 oz. water bottles
2. RMC to finalize new Event Waiver
3. All – Spring Social – pins, award, door, food, Pony, ride
4. Jeff – solicit a new Rocky/2020 1200 organizing committee
5. Etienne to send populaire volunteers & street & social / hotel bookings.
Done.
6. Cheryl to arrange a Canadian Rando Club conference call. Done.
7. Colin to copy Action Items to minutes.
8. Gary to confirm our insurance covers claims involving minors as if they were adults. Done. Yes, no difference in our coverage.
9. Gary will confirm our insurance coverage for Jurisdiction beyond BC. Done - yes, we are covered.
10. Gary will ask lawyer if volunteers should sign a waiver. Note that for insurance, volunteers need not be Club Members. Done - recommended they sign.
11. Étienne to talk to ryan about emailing treasurer CCN report from BCCC