

## **Colorado Cave Survey Meeting Agenda**

7:30pm May 1<sup>st</sup> 2007

*Home of Stuart & Betsy Marlatt*

### **Proposed Amendments to the CCS Constitution & Bylaws**

Carl Bern has proposed amendments to the CCS Constitution (see attached)

1. Administrative (keep CCS current with the NSS).
2. CCS Vice-Chair.
3. Confidentiality

### **Confidentiality**

The integrity and credibility of the CCS necessitates that information entrusted to the CCS, either by the caving community or by land managers, should be protected from indiscriminate dissemination. It is proposed that all members of the CCS sign a confidentiality agreement, by which they accept and agree to maintain the confidentiality of the information in the CCS files or which is discussed during CCS activities. (see attached agreement).

### **Memorandum of Understanding with White River National Forest**

Status of MOU the CCS and WRNF. Carl Bern has completed an initial draft, which has been provided to Rich Doak. Rich is currently very busy with other USFS business and has not been able to provide feedback. He reiterates that he is committed to the MOU in principle.

### **Elephant Mountain Caves/Mines**

Status?

### **Dinosaur National Monument**

The CCS initiated discussions with DNM. The DNM were tasked by the Geological Evaluation Report to inventory the cave resources in the Monument. Donald Davis and Rick Rhinehart have been in contact with the Monument (Scott Madsen) in preparation for a Memorial Day expedition to the Jones Hole area. Status?

### **Steamboat Sulfur Cave**

The CCS has scheduled a meeting with Jeff Nelson (City of Steamboat) on May 12, to discuss opportunities to explore & study the Sulfur Cave.

### **Cave of the Clouds**

Status?

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Status?

## CCS Administered Cave Reports

### Groaning

The 2007 combo list has been provided to the Groaning volunteers.  
 Status of the plan to resurvey the trade routes in the cave?  
 Visitation statistics? Last report covered 1980 through 2000. Are registers being properly collected, logged, etc.?

### LaSunder Cave

3 trips were made to the cave in 2006 (2 CG, 1 SCMG).  
 A research trip was made in 2007, and two recreation trips are currently scheduled for late May 07.  
 A draft of a 2006 annual report was submitted to Kay Hopkins (BLM).  
 Some concrete is still in the cave and needs to be packed out.

### Fly/Marble Caves

Visitation/gate status

### Other topics

Cavers are welcome to bring up additional topics that are not on the agenda.

### 2007 Representatives to CCS

Grotto	Representatives	Email
Colorado Grotto	Chair: Christa Schneider	waterbug38-at-hotmail-dot-com
	Survey Rep: Stuart Marlatt	Stuart_Marlatt-at-comcast-dot-net
Front Range Grotto	Chair: Carl Bern	cbern5-at-juno-dot-com
	Survey Rep: Dan Bryce	dbryce-at-HPD-dash-online-dot-com
Northern Colorado Grotto	Chair: Frank Leskinen	
	Survey Rep: Jim Lawton	quinoa-at-verinet-dot-com
Southern Colorado Mountain Grotto	Chair: Marty Morey	skiandcave-at-ureach-dot-com
	Survey Rep: Dan Sullivan	caverdan-at-comcast-dot-net
Timberline Grotto	Chair: Ken Newton	knewton-at-rfsd-dot-k12-dot-co-dot-us]
	Survey Rep: Carey Hunter	mushmnc20-at-netzero-dot-com;
Western Slope Grotto	Chair: Matt Crass	Madratmatt-at-aol-dot-com
	Survey Rep: Dan Castellari	caresr4all-at-yahoo-dot-com

**1. Proposed amendment to the Constitution of the Colorado Cave Survey: NSS Administration**

Under section III of the Colorado Cave Survey Constitution add the following to the list of duties of the CCS Chair:

5. To keep the Survey records up to date with the NSS and to submit the Annual Report to the NSS.

**2. Proposed amendment to the Constitution of the Colorado Cave Survey: Creation of the Position of Vice Chair of the Colorado Cave Survey.**

This portion of section III the Constitution and Bylaws of the Colorado Cave Survey will be removed:

The Cave Survey has only one elected officer, the chair. The chair is elected yearly at the January meeting. Individuals are limited to two consecutive terms of office as chair.

The duties and responsibilities of the chair are as follows:

1. Organize and chair Survey meetings.
2. Coordinate projects of the Cave Survey
3. Write and distribute yearly reports
4. Carry out Survey obligations to outside agencies.

It shall be replaced with the following:

The Cave Survey has only two elected officers, the Chair and the Vice-Chair. Both officers are elected yearly at the January meeting. Individuals are limited to two consecutive terms of office as Chair or Vice-Chair. Election of the Chair and Vice Chair of the Cave Survey shall occur by nominations of tickets of candidates and votes by the representatives on those tickets. Each ticket shall consist of the nomination of one candidate as Chair and another as Vice Chair. There shall be no limits on the number of tickets to which an individual candidate can be nominated as Chair or Vice Chair or the combinations of candidates.

The duties and responsibilities of the chair are as follows:

1. Organize and chair Survey meetings.
2. Coordinate projects of the Cave Survey
3. Write and distribute yearly reports
4. Maintain communications with, and carry out Survey obligations to outside agencies.
5. To keep the Survey records up to date with the NSS and to submit the Annual Report to the NSS.

The duties of the Vice Chair are to assist the Chair in the execution of his or her duties. In all matters the Chair has the authority to overrule the Vice Chair.

The purposes of having a Vice Chair of the Colorado Cave Survey are twofold: 1) to distribute the work required of the Chair among more than one person; 2) to provide a mechanism by which new people can be exposed to the duties and contacts required of the CCS chair.

### 3. Proposed amendment to the Constitution of the Colorado Cave Survey: Confidentiality

This amendment changes :

1. Strike the word “open” from Article II of the Constitution and Bylaws.
2. Remove the following text from the Philosophy and Operation of the Colorado Cave Survey:

**D) Management of Cave Survey Files**

A secondary goal of the Cave Survey is to maintain open files on cave discoveries, survey notes, cave hunting trips within Colorado, scientific studies etc. The information in these files will be submitted voluntarily and will be open to members of any grotto in Colorado. Information in the files will not be published if the contributor has designated the material non-publishable.

And replace it with:

**D) Management of Cave Survey Files**

A secondary goal of the Cave Survey is to maintain files on cave discoveries, survey notes, cave hunting trips within Colorado, scientific studies, etc. The information in these files will be submitted voluntarily and access granted as described in the Constitution and Bylaws. Information in the files will not be published if the contributor has designated the material non-publishable.

3. Insert article VI into the constitution (there currently is no article VI):

VI. All members of the Colorado Cave Survey must sign the same confidentiality agreement required for access to the Cave Survey files and described in the Philosophy and Operation of the Colorado Cave Survey. Being a member of the survey does not automatically grant access to part or all of the Cave Survey files.

4. Add article IV to the constitution:

IV. Access to part or all of the Cave Survey files will be granted by a two-thirds majority vote of the members of the Cave Survey to persons who sign and submit a copy of the CCS confidentiality agreement described in the Philosophy and Operation of the

Colorado Cave Survey and submit a written request describing the items to which they desire access.

Specific items of information covered by this confidentiality agreement may be disclosed or deemed no longer confidential on a case by case basis by a two-thirds majority vote of the members of the Cave Survey. Confidentiality agreements with individuals may be voided upon request and two-thirds majority vote of the members of the Cave Survey. Remedies described in the confidentiality agreement may be enacted by simple majority vote.

5. Add item E to the Philosophy and Operation of the Colorado Cave Survey document:

E) Confidentiality

The Cave Survey is entrusted with information of a sensitive nature by individual cavers, land managing agencies, and others. In order to maintain the trust of those parties, the Cave Survey must be able to assure them that information, particularly cave locations, will not be published or disseminated inappropriately. To that end, the Cave Survey must maintain control over certain data and may require certain parties to sign a confidentiality agreement detailed in Appendix A.

6. Add Appendix A to Philosophy and Operation of the Colorado Cave Survey document:

(see Colorado Cave Survey Confidentiality Agreement)

## **Colorado Cave Survey Confidentiality Agreement**

### **Parties to the Agreement**

The Discloser of information relevant to this Agreement is the Colorado Cave Survey, although the relevant information may have been provided to the Colorado Cave Survey by a third party with the understanding that it is to be kept confidential. The Recipient is the individual who may receive confidential information through his or her relationship with the Colorado Cave Survey and has voluntarily signed this agreement.

### **Scope of the Agreement**

This Agreement covers written, oral, electronic, and visual information the Recipient may receive in the course of being a member of the Colorado Cave Survey, being granted access to part or all of the Cave Survey files, or as part of attending meetings or conducting business with the Colorado Cave Survey. This Agreement covers specific cave location information, such as coordinates or descriptions, and other information that could be used to locate a cave, such as descriptions of a general geographic area or nearby landmarks. Cave descriptions, inasmuch as they could be used to locate a cave, are also covered by this agreement. Documents with information similar to that described above, including cave maps, photographs, and digital images, are also covered by this Agreement. Locations of newly discovered sections of known caves are similarly covered by this Agreement. Specific information may be excluded from coverage as described in the Constitution and Bylaws of the Colorado Cave Survey.

Information that would be covered by this Agreement is excluded from coverage if the Recipient obtains it from independent investigation or a source outside the Colorado Cave Survey and not in the context of Colorado Cave Survey business. The Recipient shall have no obligation under this Agreement with respect to covered information which is or becomes publicly available without breach of this Agreement by Recipient

### **Recipient's Obligations**

The Recipient is prohibited from disclosing the covered information to others. The Recipient is prohibited from publishing the covered information in print, electronic, or other media, and also by granting interviews, conversation, or other means. The Recipient must use reasonable efforts to maintain the information covered by this agreement as confidential. Permission to disclose specific information covered by this Agreement may be granted by the Colorado Cave Survey as described in the Constitution and Bylaws of the Colorado Cave Survey. The Recipient is encouraged to seek guidance from officers and members of the Colorado Cave Survey if in doubt as to whether a particular action will violate this Agreement. The Recipient has no legal rights regarding the information covered by this Agreement. All tangible embodiments of the covered information must be returned by the Recipient upon request of the Colorado Cave Survey.

**Remedies**

If the Colorado Cave Survey deems that the Recipient has disclosed information covered by this agreement, it may take any or all of the following actions:

- A. No action
- B. Revocation of access to the Colorado Cave Survey files.
- C. Inform landowners, land managing agencies, and other partners of the Colorado Cave Survey of the disclosure.
- D. Expel the individual from the Colorado Cave Survey.
- E. Write letters, seeking discipline or expulsion, to National Speleological Society grottos of which the recipient is a member.
- F. Write letters, seeking discipline or expulsion, to National Speleological Society.
- G. Obtain an injunction against use of information covered by the agreement.
- H. Inform law enforcement agencies if it appears that laws may have been broken.
- I. Take other legal action deemed appropriate by the membership of the Colorado Cave Survey.

**Term**

This agreement is in effect upon signature by the Recipient and the current Chair of the Colorado Cave Survey. This agreement has no expiration date. It may be voided only as described in the Constitution and Bylaws of the Colorado Cave Survey.

\_\_\_\_\_  
Recipient

\_\_\_\_\_  
Date

\_\_\_\_\_  
Chair of Colorado Cave Survey

\_\_\_\_\_  
Date