

LNC Meeting

Seattle, WA

June 28, 2003

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Present: Geoff Neale (TX), Chair
Ken Bisson (IN), Vice-Chair
Bill Redpath (VA), Treasurer
Steve Givot (CO), Secretary

Mike Dixon (AZ), At Large Representative
Austin Hough (IL), At Large Representative
BetteRose Ryan (CO), At Large Representative
R. Lee Wrights (NC), At Large Representative

Ed Hoch (AK), Region 1 Representative
Joe Dehn (CA), Region 2 Representative
George Squyres (AZ), Region 2 Representative
Mark Rutherford (IN), Region 3 Representative
Sean Haugh (NC), Region 4 Alternate
Fred Childress (VA), Region 5 Alternate
Mark Cenci (ME), Region 6 Representative
Tim Hagan (NV), Region 7 Alternate
Mark Nelson (IA), Region 8 Representative

Also present: Mike Fellows (MT), Region 1 Alternate
Jeff Zweber (OH), Region 3 Alternate
Bonnie Scott (NY), Region 6 Alternate

Absent: Don Gorman (NH), At Large Representative
Mark Hinkle (CA), Region 2 Alternate
Michael "MG" Gilson de Lemos (FL), Region 4 Representative
Scott Lieberman (CA), Region 2 Alternate
Steve Trinward(TN), Region 7 Representative
Bob Sullentrup (MO), Region 8 Alternate

Vacant: Region 5 Representative

Staff: Joe Seehusen, Executive Director

The Chair called the meeting to order at 8:35 AM PDT.

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Item: Moment of Reflection

The Committee held a moment of reflection.

Item: Announcements

There were no announcements.

Item: Opportunity for Public Comments

Dana Johansen asked for clarification of the procedure for a region to change its appointment of representative and/or alternate to the Committee.

Neale and Givot provided clarification.

Item: Credentials

Givot reported that Lorenzo Gaztanaga has resigned as Region 5 Representative.

Item: Paperwork Check

The paperwork check was completed.

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Item: Potential Conflicts of Interest

Redpath reported that he has resigned as Treasurer of the Nolan presidential campaign.

Redpath disclosed that he is treasurer of Real Campaign Reform.

Item: Setting the Agenda

The agenda was approved as amended by voice vote.

Item: Approval of Minutes of LNC Meetings

The minutes, as amended, were approved by a voice vote.

Wrights voted against approval.

Item: Policy Manual – Executive Sessions

Haugh moved to add the following language as Article 1 Section 2 G to the end of the paragraph entitled “BREACH OF CONFIDENTIALITY”:

These restrictions shall not be deemed to prohibit any participant in an Executive Session from publicly disclosing information discussed in Executive Session, if: (1) compelled by legal process to do so; or (2) the same information is publicly available from other sources, not as the result of a participant’s misconduct, and the participant does not reveal that it was discussed in Executive Session; or (3) the LNC, and all the participants in the Executive Session, first consent to its release.

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Wrights seconded.

The motion passed on a voice vote without objection.

Item: Chair's Report Update

Neale reported to the Committee.

Item: Treasurer's Report Update

Redpath reported to the Committee.

The Committee recessed at 10:12 AM PDT.

The Committee reconvened at 10:24 AM PDT.

Item: Executive Director's Report Update]

Seehusen reported to the Committee.

Givot moved to enter Executive Session for the purpose of discussion of personnel matters.

The motion passed on a voice vote.

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The Committee entered Executive Session at 10:56 AM PDT.

The Committee returned to Open Session at 12:13 PM PDT.

The Committee recessed at 12:13 PM PDT.

The Committee reconvened at 1:26 PM PDT.

Item: Employment Committee Report

Dixon represented a written report.

Givot asked that the minutes of the meeting reflect that the written report of the Employment Committee is marked "confidential" and that all LNC members are required to maintain the confidentiality of the contents of the report.

Nelson moved that

The Chair shall reduce ongoing monthly payroll expenses for core staff to within the core budgeting limits by August 1, 2003 and ensure that all projects are self-funded from July 1, 2003 forward.

Givot moved to go into Executive Session for the purpose of determining the personnel implications of adoption of this resolution

The vote passed by a vote of 11 to 5.

The Committee entered Executive Session at 2:00 PM PDT.

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The Committee returned to Open Session at 2:15 PM PDT.

Nelson moved to amend his motion to read:

The Chair shall reduce ongoing monthly payroll expenses for core staff to within the core budgeting limits by September 1, 2003 and ensure that all projects are self-funded from July 1, 2003 forward.

The amendment passed on a vote of 9 to 7.

The motion passed on a vote of 14 to 3.

Givot voted against the motion.

Item: General Counsel's Report Update / Legal Issues

Neale reported to the Committee on a letter received that a judgment has been entered against the Libertarian National Committee in the State of Utah with regard to expenses of the 1993 national convention.

Neale indicated that the matter has been referred to general counsel.

Item: Regional Report Updates

Squyres updated his report.

Fellows updated his report.

Dehn updated his report.

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Scott updated her report.

Item: Audit Committee Report and Recommendations

Hough presented his report.

Givot moved that the Executive Director be directed to enter into negotiations with Rubino & McGeehan for the purpose of settling all outstanding financial obligations from the Party to Rubino & McGeehan for an amount not to exceed \$1.

The motion failed on a vote of 6 to 7.

Item: Convention Committee Report

Neale reported on convention planning.

Nelson moved:

Whereas, the 2002 Libertarian National Convention fell significantly short of budgeted projections,

And, whereas, the current financial condition of the Libertarian National Committee, Inc. necessitates avoiding a recurrence of this with the 2004 Libertarian National Convention,

Be it resolved that the Executive Director and the Convention Committee shall take all necessary and prudent actions to assure that:

1. Revenues from the 2004 convention (excluding fundraising at the convention banquet) shall meet or exceed all expenses associated with the convention (including, but not limited to, a fair and reasonable allocation of staff salaries and related staff costs devoted to producing the convention).

2. The LNC receives a preliminary revenue and expense budget for the

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2004 convention, including proposed pricing of packages, at least two weeks before the September 2003 LNC meeting and a final budget for review and approval at the December 2003 LNC meeting.

3. Issues relating to convention registration, credentialing, and voting issues which are currently being identified and documented by the Secretary working with Emily Salvette, a member of the 2002 convention Credentials Committee are addressed and remediated in time for the 2004 convention.

4. The value of the more costly convention packages is protected by limiting access to certain events to those paying for such packages.

5. Provides monthly reports to the LNC on the planning, schedule, content, and budget of the 2004 convention by the last day of each month commencing with January 1, 2004 thru April 30, 2004, as well as a final pre-convention report to be presented at the pre-convention meeting of the LNC in Atlanta.

6. All revenues received for the 2004 convention are deposited into a separate bank account in which no other funds are deposited without explicit written approval of the Chair and the Treasurer, and out of which no payments or transfers shall be made without explicit written approval of the Chair and the Treasurer. Notice of any such authorizations by the Chair and Treasurer showing the amount and purpose of exceptions to this policy shall be provided by the Executive Director by email to the LNC within 24 hours of receipt of approval from the Chair and the Treasurer.

Be it further resolved that the Treasurer shall review items (1), (2), (5), and (6) above in a timely manner and provide a written report to the LNC in which the Treasurer states findings as to whether the Executive Director and Convention Committee have satisfied the requirements of this resolution as well as the Treasurer's opinion regarding the reasonableness of the information presented.

Be it further resolved that the Secretary shall review item (3) above and report to each LNC meeting beginning with the September 2003 meeting and ending with the pre-convention meeting in Atlanta with the Secretary's

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findings as to whether the Executive Director and Convention Committee have satisfied the requirements of this resolution as well as the Secretary's opinion regarding the reasonableness of the actions taken to meet these requirements.

Cenci proposed postponing consideration of the motion until the following day.

The Committee agreed to postpone consideration of the motion until the following day without objection..

Item: Questions Regarding Reports Submitted In Writing

There were no questions.

Item: Branding and Core Constituency Selection

There was a discussion of the status of branding and core constituency selection.

Dehn asked that the minutes reflectasdf

Givot moved that no further funds – other than costs related to report preparation – be expended on the branding and core constituency selection project until the report on this subject which staff was to provide for this meeting is provided to the LNC.

After discussion, and without objection of the Committee, the motion was substituted to read:

that staff be directed to report their recommendations and implementation plans for branding and core constituency selection at the September 2003 LNC meeting.

The motion passed on a voice vote.

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Dehn abstained.

Item: Policy Governance Model

Neale reported that he will be forming a task force charged with drafting a set of policies consistent with the Policy Governance model for presentation to the Committee in September.

Item: Ballot Access

Redpath said that he believes that a problem is developing with regard to ballot access for our presidential candidate in 2004.

Item: Establishment of Metrics for 2003

Neale reported that he understood that the five priorities set at the March 2003 were to be the met and that no other work has been done.

Item: Report on Surveys

Dixon reported on his efforts as champion of Strategic Plan Strategy 11.

The Committee recessed at 4:58 PM PDT.

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The Committee reconvened at 8:35 AM PDT.

Item: Report on Surveys (continued)

The Committee continued to discuss the report on surveys.

Item: Discussion of the Purpose of Dues

The Committee discussed their various differing viewpoints of the purpose of dues.

Item: Discussion of Expiration Policy

The Committee discussed the current membership expiration policy.

Squires moved that a three member committee comprised of Bisson, Dehn, and Hagan be appointed for the purpose of developing a proposed new membership expiration policy which differentiates between membership renewals and other revenues from members.

Dehn moved to strike the words “ which differentiates between membership renewals and other revenues from members.”

The amendment passed on a voice vote.

The main motion was then:

that a three member committee comprised of Bisson, Dehn, and Hagan be appointed for the purpose of developing a proposed new membership expiration policy

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The motion passed on a voice vote.

Item: Consideration of Dues Changes

Neale advised the Committee that Rutherford's motion from the prior LNC meeting was on the floor. That motion read:

to amend Article II, Section 2 of the Policy Manual to make membership dues under paragraph A \$50 instead of \$25, to make membership dues under paragraph B \$40 instead of \$10, and amend Article II, Section 3 of the Policy Manual to set the price of a life membership at \$2,500 instead of \$1,000 to \$2,500.

Givot moved to divide the question into three parts – one for each proposed change – and to consider them in the same sequence as in the original motion.

The motion to divide failed on a voice vote.

Hagan moved to amend the motion by adding the words "effective January 1, 2004."

Redpath moved to amend the motion to change the "\$50" to "\$35" and to change "\$40" to "\$25."

The amendment passed on a voice vote.

The motion failed on a vote of 7 to 7. The Chair abstained.

Childress moved to amend the motion to change the "\$50" to "\$40" and to change "\$40" to "\$25."

The motion passed on a voice vote.

The main motion then read:

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to amend Article II, Section 2 of the Policy Manual to make membership dues under paragraph A \$40 instead of \$25, to make membership dues under paragraph B \$25 instead of \$10, and amend Article II, Section 3 of the Policy Manual to set the price of a life membership at \$2,500 instead of \$1,000 to \$2,500.

Nelson moved to add to the main motion a companion amendment to Article II, Section 7 A changing \$1.00 to \$1.50 and to change Article II, Section 8 changing "\$0.50" to "\$1.00", changing "\$1.50" to "\$2.00", and "\$500" to "\$1,500."

Bisson moved to postpone consideration of all pending motions until the September 2003 LNC meeting.

The motion passed on a voice vote.

Givot moved that the ED be tasked with preparing a report analyzing all financial ramifications of each component of the proposed motions assuming all proposed amendments are approved and including the cost of implementation and provide his report to the LNC by August 15, 2003.

The motion passed on a voice vote.

Item: UMP II Implementation

The Committee discussed the implementation of the UMP II program.

Item: Policy on Literature with a Stale Signatures

Nelson moved to add the following language to the Policy Manual in a place deemed appropriate by the Chair and the Secretary:

"No correspondence using an employee or contractor's signature shall be

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used more than 30 days after an employee or contractor ends their employment or contract relationship with the LNC.”

After discussion, the motion was withdrawn without discussion.

Item: Policy on Notification of Failures to Comply

Givot moved to add the following language to the Policy Manual in a place deemed appropriate by the Chair and the Secretary:

“The Executive Director shall notify the Chair in advance of any anticipated failure to comply with any agreement or contract with any individual, group, or organization. If the anticipated failure to comply cannot be mitigated in such a manner as to meet the terms of the agreement or contract, the Chair shall, at his earliest opportunity, notify the LNC as a whole as to the circumstance of the failure to comply. In the event that a failure to comply occurs without anticipation or notice, the Executive Director shall notify the LNC as a whole immediately. Additionally, the Executive Director shall inform the LNC as a whole as to the resolution of any failure to comply once resolved.”

After discussion, the motion was withdrawn without discussion.

Item: Policy on Late UMP Payments

Nelson moved to add the following language to the Policy Manual in a place deemed appropriate by the Chair and the Secretary:

“The Executive Director shall notify the LNC immediately if any UMP payments are to be made over 48 hours beyond the contractual date.”

The motion failed.

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Item: Policy on Standardized Agenda

Neale advised the Committee that Givot's motion from the prior LNC meeting was on the floor. That motion read:

to replace the language in LNC Policy Manual Article I, Section 2 A and also delete the current Article I, Section 2 E which is incorporated herein with the following language:

Section 2. MEETINGS

A. AGENDA AND REPORTS

1. RESPONSIBILITY FOR CREATION AND DISTRIBUTION OF PROPOSED AGENDA

Creation of the proposed agenda for each LNC meeting shall be the responsibility of the Chair. The agenda and all reports shall be distributed to the LNC by the Executive Director at least 14 days prior to the meeting.

2. SUBMISSION OF WRITTEN REPORTS

The Chair, the Treasurer, the Executive Director, General Counsel, each Regional Representative, and each Strategic Plan champion shall prepare a written report prior to each regularly scheduled LNC meeting.

If any LNC member or the Executive Director proposes that the LNC should take action on any matter during the meeting and wishes that action to be accorded priority, then the proposal should be accompanied by a written report.

Any other written reports mandated by the LNC are also

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covered by this policy.

3. DEADLINE FOR SUBMISSION OF WRITTEN REPORTS

Any report that is to be presented at an LNC meeting should be submitted to the Chair and the Executive Director at least 18 days prior to the meeting, preferably in computer readable form.

4. CONTENT AND STRUCTURE OF THE AGENDA

The following items shall be included in all proposed agendas in the following sequence:

- ! Call to Order
- ! Moment of Reflection
- ! Announcements
- ! Opportunity for Public Comments
- ! Credentials Report
- ! Paperwork Check
- ! Submissions of Potential Conflicts of Interest
- ! Approval of Agenda
- ! Approval of Minutes of LNC Meetings
- ! Chair's Report Update
- ! Treasurer's Report Update
- ! Executive Director's Report Update
- ! General Counsel's Report Update
- ! Regional Representative Report Updates
- ! Strategic Plan Champion Report Updates
- ! Questions Regarding Reports Submitted in Writing
- ! Items Requesting LNC Action for which a Written Report was Submitted in a Timely Manner
- ! Items Requesting LNC Action for which no Written Report was Submitted in a Timely Manner
- ! Items Not Requesting LNC Action for which a Written Report was Submitted in a Timely Manner
- ! Items Not Requesting LNC Action for which no Written Report was Submitted in a Timely Manner:

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- ! Setting of Future Meeting Dates
- ! Opportunity for Public Comments
- ! Adjournment

5. AMENDMENT AND ADOPTION OF PROPOSED AGENDA

Prior to adoption of the proposed agenda, the proposed agenda may be modified by a majority vote. Adoption of the proposed agenda requires a majority vote.

6. AMENDMENT TO AGENDA AFTER ADOPTION

Changes in the placement of items on the agenda may be made by majority vote; this includes those items placed on the agenda by two-thirds approval.

7. ACTION ITEMS

In order for an item to be placed on the agenda as an action item, a written copy of the proposed action (motion, resolution, etc.) must be distributed to every present LNC member prior to the Call to Order. Failure to provide a written copy of the proposed action precludes placement of the item on the agenda as an action item unless otherwise approved by a 2/3 vote of LNC members present at the meeting.

and amend to insert a new Article I, Section 2 A 5 reading:

TIME ALLOTMENTS

All items on the agenda shall be allocated a specific time allotment prior to final approval of the agenda.

The motion failed.

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The Committee recessed at 11:33 AM PDT.

The Committee reconvened at 12:53 PM PDT.

Item: Policy on Employee Manual Responsibility

Rutherford moved to add the following language to the Policy Manual in a place deemed appropriate by the Chair and the Secretary:

“The Executive Director shall not change the LNC, Inc. Employee Manual without the written approval of the Chair.”

The motion passed on a voice vote.

Item: Policy on Employee Manual Reporting

Hoch moved to add the following language to the Policy Manual in a place deemed appropriate by the Chair and the Secretary:

“The Executive Director shall provide a copy of the most current LNC, Inc. Employee Manual to the LNC on the first meeting of each calendar year.”

Scott moved to amend the motion to change the words: “to the LNC on the first meeting of each calendar year.” to read “amendments to the LNC, Inc. Employee Manual will be distributed to the LNC within one week of the Chair’s approval.”

Givot moved to substitute the amendment by replacing the words “on the first meeting of each calendar year.” with “to each newly elected LNC member or alternate at or before the member’s first LNC meeting. The Executive Director shall provide a revised copy of the LNC, Inc. Employee Manual to the LNC within 30 days of any change and an indication of any changes made.”

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The motion to substitute passed.

The main motion passed on a voice vote.

Item: Policy on Staff Credit Cards

Redpath moved to add the following language to the Policy Manual in a place deemed appropriate by the Chair and the Secretary:

“In order for an employee of LNC, Inc. to be issued a credit card, a credit check must be run on the employee to establish their credit worthiness. Additionally, the employee must sign an agreement establishing: that the employee is only to use the credit card for approved LNC business purposes; that the employee will submit all supporting documentation regarding any charges incurred within 15 days of the charge; that LNC Inc. has the right to dispute and not reimburse any charge deemed inappropriate, at the sole discretion of LNC, Inc.; that the employee agrees to be personally responsible for any disputed charges; and that the employee may be terminated for failure to comply with the agreement on the use of the credit card.”

The motion failed on a voice vote.

Dehn, Givot, and Redpath voted in favor.

Item: Policy on Staff Expenses

Givot moved to add the following language to the Policy Manual in a place deemed appropriate by the Chair and the Secretary:

“The Executive Director shall develop and maintain a policy defining appropriate expenditures for travel and entertainment. This policy shall be

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a part of the LNC, Inc. Employee Manual.”

Bisson moved to substitute:

“Resolved that the LNC supports the Chair in instructing the Executive Director to develop and maintain a policy defining appropriate expenditures for travel and entertainment. This policy shall be a part of the LNC, Inc. Employee Manual.”

The motion to substitute passed on a voice vote.

The main motion passed on a voice vote.

Ryan asked that the minutes reflect that she believes that the topics Policy on Late UMP Payments and Policy on Staff Credit Cards be discussed later in the meeting.

Item: Convention Committee Report (continued)

Zweber moved to change the words “the Executive Director and the Convention Committee” to read “the Convention Committee” wherever they appear.

After discussion, Zweber withdrew his motion without objection.

Item: ByLaws Change Regarding Removal of Membership Status

Childress moved that the LNC requests the ByLaws Committee to develop and propose wording at the next convention about removal of membership status under severely restricted conditions involving the initiation of force or fraud.

The motion passed on a voice vote.

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Item: Convention Committee Report (continued)

Neale informed the Committee that it should be prepared to appoint its selections to the ByLaws Committee, Credentials Committee, and Credentials Committee at the September 2003 meeting.

Item: Resolution on Late UMP Payments

Wrights moved that the LNC supports the Chair in instructing the Executive Director to notify the LNC immediately if any UMP payments are to be made over 48 hours beyond contractual date.

The motion passed on a voice vote.

Item: Resolution on Staff Use of Credit Cards

Ryan moved that the LNC supports the Chair in instructing the Executive Director to include a policy regarding use of credit cards by staff in the LNC, Inc. Employee Manual.

The motion passed on a voice vote.

Item: Ballot Access

Dehn moved to appoint Redpath as Ballot Access champion and authorize Redpath to raise and spend funds raised for ballot access and petitions.

Dehn clarified that it is the intent of his motion to assure that someone in addition to

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staff is empowered to act to achieve ballot access.

Haugh moved to substitute: "Be it resolved that the LNC directs the Chair to request the Executive Director to work with Bill Redpath to develop and implement a ballot access strategy."

The motion to substitute failed.

The main motion failed on a vote of 5 to 11.

Bisson, Dehn, Fellows, Redpath, and Wrights voted in favor.

Cenci, Childress, Dixon, Givot, Hagan, Haugh, Neale, Nelson, Rutherford, Ryan, and Squyres vote against.

Item: Proposed Recommendation to the ByLaws Committee Regarding Convention Delegate Allocation

Nelson moved that the LNC requests that the ByLaws Committee develops and proposes changes in delegate allocation allowing wider options for convention locations.

The motion passed on a voice vote.

Item: Site Selection for the 2006 National Convention

Nelson moved that the LNC requests the Executive Director and Convention Committee to provide options for the 2006 and 2008 convention no later than the February 2004 LNC meeting.

The motion passed on a voice vote.

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Item: Recognition of Commitment of Executive Director

Dixon reported that – regarding Strategy 11 – that the Executive Director has become a donor at the Silver Torch Club level.

Item: Setting of Future Meeting Dates

No action was taken under this item.

Item: Opportunity for Public Comments

Michael Nelson of the LPWA Executive Committee said that he is pleased that he chose to attend the meeting.

The Committee adjourned at 3:13 PM PDT.