



Libertarian Party of Oregon
Minutes from August 5th 2014 Regular Board Meeting
Held at the Elmer's Restaurant in Beaverton
Draft
Version 1

Call to Order

The regular meeting of the Libertarian Party of Oregon (LPO) board of directors was held on Tuesday, August 5th, 2014, at 7:00 PM at Elmer's Restaurant, 1250 NW Waterhouse Ave., in Beaverton, Oregon, the Chairperson being in the chair and the Secretary being present.

The following members were present:

- Hedbor, Lars
- Karlock, Jim
- Markley, Kyle
- Tabor, Joe
- Wagner, Wes
- Weston, Jeff

The following observers were present:

- Jabin, Fred
- Mendenhall, Jennifer
 - Treasurer

Approval of Agenda

Kyle Markley's motion, "to move Unfinished Business to occur after New Business," was adopted without objection.

The agenda was approved as amended.

Special Order - Replacement for Bruce Knight

Wes Wagner's motion, "to allow Fred Jabin to speak on behalf of Samantha Polizzi," was adopted without objection.

Fred Jabin spoke on behalf of Samantha Polizzi.

Wes Wagner read Samantha Polizzi's email regarding her application for the open board position.

Lars Hedbor's motion, "to accept Samantha Polizzi to replace Bruce Knight, who has offered to tender his resignation", was adopted via voice vote.

Approval of Minutes

The minutes from the May 28th, 2014 LPO regular board meeting were approved as corrected.

The minutes from the June 27th, 2014 LPO board email ballot #1 were approved as written.

The minutes from the June 27th, 2014 LPO board email ballot #2 were approved as written.

The minutes from the June 27th, 2014 LPO board email ballot #3 were approved as written.

The minutes from the June 30th, 2014 LPO board email ballot were approved as written.

Open Forum

Wes Wagner's motion, "to allow Fred Jabin to use his time to speak during the agenda item regarding our relationship with the national Libertarian Party," was adopted without objection.

No other observers wished to speak.

Reports of Officers, Boards, and Standing Committees

Officers

Chairperson - Wes Wagner reported that he attended the national convention. While it is after June, he still has not gotten the fund raising letter out the door.

Vice Chairperson - Lars Hedbor had no report.

Secretary - Jeff Weston reported that he has still not updated our USPS postal imprint records. He has received no correspondence for the LPO.

Treasurer - Jennifer Mendenhall reported that our current balance is \$1,854.77. Revenues since our last meeting were \$6,563.00. Total expenses since our last meeting were \$13,077.12. We had to pay to renew our PO box since Joe Cornwell's credit card expired. The Secretary of State accepted our payment plan which will start on September 5th.

Jennifer Mendenhall brought up some questions that Kyle Markley had previously asked:

1. Total revenue from candidate statements?
2. Total revenue from ballot measure argument statements?
3. Total cost of primary election?

Jennifer Mendenhall reported that she is unable to break apart the revenue from candidate statements and ballot measure argument statements. The total revenue for both is \$2,450.00. The total cost of the primary election was \$20,756.16, which breaks down as follows: \$7,298.98 for the ballot request mailing, \$29.00 for getting the list of registered voters, and \$13,428.18 for the primary ballot mailing.

Standing Committees

Fund Raising - Wes Wagner reported that he is still looking for members for this committee. This committee needs to be populated by more interested people.

Member Engagement - Amanda Burnham was not present. Wes Wagner reported that there was a question about Amanda Burnham's resignation. Amanda Burnham has indicated that she is looking into working on the committee again and has not resigned. Have not heard anything since.

Reports of Special Committees

Primary Election Operations - Jeff Weston and Jennifer Mendenhall reported that they are still tracking down some remaining issues with the election results. Sent out the third version of the election results yesterday.

Kyle Markley asked, how many SEL 110 forms have been turned in? Wes Wagner reported that he has sent 28 forms to the Secretary of State and 2 to county officers.

Lars Hedbor asked, what is the deadline? Wes Wagner reported that the deadline is August 26th.

Lars Hedbor asked, what is our total number of potential candidates? Wes Wagner reported that our total number of potential candidates is in the high forties.

Ballot Measures - Kyle Markley submitted the final written report for the committee.

Special Orders

There were none.

New Business

Establish Convention Committee

Wes Wagner's motion, "that we form a convention special committee with Fred Jabin and Jennifer Mendenhal as members, with the authority to appoint additional members," was adopted via voice vote.

Establish Bylaws Committee

Jeff Weston's motion, "that we form a bylaws special committee directed to author proposals for amending or revising the LPO bylaws, to present a final report before February 2015, with Jeff Weston as chair, Lars Hedbor and Kyle Markley as members, and with the authority to appoint additional members, "was adopted via voice vote.

Regular Fund Raising Budget

Wes Wagner moved, "that we establish a regular and non-accruing fund raising budget of \$500.00 per quarter until the end of 2015."

A roll-call vote is required:

- Durbin, Sharon - Absent
- Hedbor, Lars - Yes
- Karlock, Jim - Yes
- Markley, Kyle - Yes
- Polizzi, Samantha- Absent
- Tabor, Joe - Yes
- Vetanen, Mark - Absent
- Wagner, Wes - Yes
- Weston, Jeff - Yes

The motion was adopted with 6 votes in favor, 0 votes against, and 3 votes absent.

2014 General Election Voter Guide Statement

Lars Hedbor moved, "that we form a 2014 election voter guide statement special committee directed to draft a statement for final approval of the board by August 19th, further directed and authorized to submit the approved statement to the Oregon Secretary of State, at a cost of \$1,200.00, with Lars Hedbor, Kyle Markley, Wes Wagner, and Joe Tabor as members, with the authority to appoint additional members."

A roll-call vote is required:

- Durbin, Sharon - Absent
- Hedbor, Lars - Yes
- Karlock, Jim - Yes
- Markley, Kyle - Yes
- Polizzi, Samantha - Absent
- Tabor, Joe - Yes
- Vetanen, Mark - Absent
- Wagner, Wes - Yes
- Weston, Jeff - Yes

The motion was adopted with 6 votes in favor, 0 votes against, and 3 votes absent.

Unfinished Business and General Orders

Affiliate Charters and Policy

Wes Wagner's motion, "that we postpone this item to the next meeting," was adopted without objection.

Relationship with National Libertarian Party

Jeff Weston's resolution from the June 27th email ballot #1 became pending:

Whereas, the 2014 Libertarian Party convention has once again abridged our autonomy by failing to recognize our delegation by forcing us to add additional members to our delegation;

Resolved, that we immediately terminate the Libertarian Party of Oregon's affiliation with the national Libertarian Party.

Kyle Markley's motion, "to substitute the resolution he prepared for the motion currently on the table," was adopted.

Wes Wagner's motion, "to strike the final paragraph," was adopted unanimously.

Other amendments were proposed, but failed.

Jeff Weston's resolution was adopted unanimously, after debate and amendment, as follows:

WHEREAS the Libertarian Party of Oregon, founded under Oregon law prior to the founding of the National Libertarian Party, is an independent organization neither subordinate nor bound by any contract to the National Libertarian Party,

WHEREAS at the 2014 Libertarian Party National Convention, the delegation from the Libertarian Party of Oregon was modified by the convention without the consent, and over the objection, of this state affiliate,

WHEREAS the National Libertarian Party bylaws require that "[e]ach state-level affiliate party shall, in accordance with its own Bylaws and these Bylaws, determine who shall be its delegates to all Regular Conventions" (NLP bylaws §6(3)),

WHEREAS the National Libertarian Party bylaws require that "... delegates to a Regular Convention shall be selected by a method adopted by each affiliate party" (NLP bylaws §11(3)(b)),

WHEREAS the Libertarian Party of Oregon bylaws make it a duty of the board of directors to appoint delegates (LPO bylaws §5(3)),

WHEREAS the board of directors adopted the following delegate appointment rule: "to accept applicants in the order they were received, with later applicants being placed in alternate slots", (LPO Board meeting, January 15, 2014),

WHEREAS the Libertarian Party of Oregon solicited delegates via a sign-up form in our 2014 primary election announcement letter, mailed to every person registered to vote as a Libertarian in Oregon,

WHEREAS the Libertarian Party of Oregon also solicited delegates via a sign-up form in our 2014 primary ballot materials, mailed to every person registered to vote as a Libertarian in Oregon,

WHEREAS the Libertarian Party of Oregon also solicited delegates via announcements on our website and other social media,

WHEREAS the National Libertarian Party bylaws direct that "[a] list of the names and addresses of all delegates and alternates *chosen by each affiliate party* shall be sent to the Credentials Committee" and that "[a]mendments to such lists may be made *by the affiliate parties* and submitted to the Credentials Committee" (NLP bylaws §11(5)(c), emphasis added),

WHEREAS there is no suggestion anywhere in the National Libertarian Party bylaws that any body other than the state affiliate party is ever granted the authority to determine its delegation,

WHEREAS the procedure used to modify the Libertarian Party of Oregon's delegation - amending the Credentials Committee report - is not permitted by the National Libertarian Party bylaws,

WHEREAS the *exclusive* means to modify a delegation during the Convention is provided by §11(5)(e) of the National Libertarian Party bylaws,

WHEREAS the purpose of the §11(5)(e) provision is to enable *the state affiliate* to submit additional members of its delegation to the Credentials Committee during the convention,

WHEREAS the fact that §11(5)(e) is silent regarding *who* may make submissions to the Credentials Committee is *not* an implicit grant of authority for any other body to make submissions on the state affiliate party's behalf, or over its objection,

WHEREAS even if others could make submissions, the application of §11(5)(e) requires a seven-eighths vote, which was not obtained,

WHEREAS "[m]otions that conflict with the corporate charter, constitution, or bylaws of a society ... are out of order, and if any motion of this kind is adopted, it is null and void" (RONR (11th ed.), p. 343, ll. 14-17),

WHEREAS the convention did not act to modify or suspend the National Libertarian Party bylaws in the course of modifying the Libertarian Party of Oregon's delegation,

WHEREAS the Libertarian National Committee, aware of these facts, has failed to apologize to the Libertarian Party of Oregon for violating the autonomy guaranteed to it under the National Libertarian Party bylaws §6(5), invoking either an erroneous reading of §11(5)(e) or erroneously believing that its parliamentary authority binds it to defend actions of the convention even when they are void,

AND WHEREAS the Libertarian Party of Oregon, as one of the founding affiliates of the National Libertarian Party, is hurt and saddened by the National Libertarian Party's failure to adhere to its own bylaws and by its apparent disrespect of this state affiliate party; now, therefore be it

RESOLVED, that the Libertarian Party of Oregon repudiates the modification of its convention delegation and CENSURES the National Libertarian Party for that act.

RESOLVED, that the Libertarian Party of Oregon invites other Libertarian state parties to join in this censure to support us, to defend the integrity of their future convention delegations, and to defend their own autonomy,

RESOLVED, that the topic of the Libertarian Party of Oregon's relationship with the National Libertarian Party shall be placed on the agenda of our next state convention by our Convention Committee.

RESOLVED, that the long history of the National Libertarian Party's unacceptable conduct toward the Libertarian Party of Oregon will be discussed at our convention, with consequences as may be chosen by our members.

RESOLVED, that the Libertarian Party of Oregon will welcome a representative or a statement from the National Libertarian Party at our convention concerning this matter.

Open Forum

Fred Jabin spoke against sending flaming middle fingers as official correspondence.

Next Board Meeting

Wes Wagner's motion, "that we set the next meeting for September 24 at 7:00 PM at the Elmer's on Waterhouse Ave., with the chair having the authority to select a new location if necessary," was adopted without objection.

The meeting adjourned at 9:44 PM.