

MINUTES

PNB Elections Committee Teleconference

Monday, August 27, 2007

A regular meeting of the PNB Elections Committee was called to order at 8:30 pm EDT by Chair Terry Goodman, with Deb Shafto serving as Secretary Pro-Tem. The minutes of 7/23/07 were amended and approved.

Committee members present: Teresa Allen, Carolyn Birden, Lydia Brazon, Terry Goodman, Bob Lederer, Sandra Rawline (arrived at 9:47 pm), Cerene Roberts, Deb Shafto, Jack VanAken (left at 10:20 pm), LaVarn Williams

Also present for a portion of the meeting: Casey Peters (left early), Art Stasney (left mid-meeting)

Committee members absent: Jane Gatewood, Ambrose Lane, Henry Norr, Rosalinda Palacios

Deb Shafto was **appointed** Secretary Pro-Tem, without objection.

Revised Agenda

1. Amend & Approve Agenda (10 min)
2. Review and Approval of Minutes (7/23/07) (5 min)
(Minutes outstanding: 5/20/07, 6/3/07, 6/17/07)
3. Special Reports
 - A. Elections Supervisor (10 min)
 - B. Update from Director members on any PNB motions relevant to the Committee's work (5 min)
 - C. Committee Report to PNB (1 min)
 - D. Recommending Subsidiary Amendment to the Language of a Proposed Bylaws Amendment Previously Noticed (Goodman) (20 min)
4. Subcommittee Reports
 - A. Campaign Finance Reform Subcommittee (Birden) (5 min)
5. Workgroup Reports and Issues
 - A. Technology Follow-up (Williams)
 - B. Staff Lists (Lederer) (20 min)
 - C. Tabled Motions on Composition of Staff Lists Workgroup (20 min)
 - D. Membership Lists (Roberts) (20 min)
 - E. Motion on Teleconference Phone Systems (Birden) (5 min)
 - F. Technical Advisory Committee
6. Unfinished Business
 - A. Motion that Directors Report PNB Actions Regarding Election Matters to the Elections Committee (Birden) (5 min)
7. New Business

A. Membership List Issues

1. Amend & Approve Agenda

The proposed agenda was amended and **approved** without objection at 8:46 pm.

Motion from Bob Lederer to make the times on the agenda binding.

Motion failed: Y: 4, N: 4

Yes: Brazon, Lederer, Roberts, VanAken

No: Allen, Birden, Shafto, Williams

Abstain: Goodman

Bob Lederer was **appointed** timekeeper for the meeting, without objection.

2. Review and Approval of Minutes (5/20/07, 6/3/07, 6/17/07, 7/23/07)

Approval of the 6/17/07 minutes was **postponed** without objection on the motion of Terry Goodman.

The draft minutes of 7/23/07 were amended to strike-out the parenthetical after the name of LaVarn Williams in the attendance section. These minutes were then **approved** as amended without objection on the motion of Teresa Allen at 8:50 pm.

3. Special Reports

3A. Elections Supervisor

Casey Peters was unavailable when this agenda item was reached, but had submitted a written report prior to the meeting (See **Appendix A**). There was discussion regarding the NES ruling on the eligibility of certain incumbents running for re-election.

3B. Update from Director Members on any PNB Motions Relevant to the Committee's Work

Lydia Brazon reported PNB approval of an increase to the monthly hours authorized to the National Elections Supervisor. Bob Lederer reported the scheduling of the PNB vote on noticed bylaws amendments for September 7, 2007.

3C. Committee Report to PNB

The Chair reported hand distribution of a written Committee Report at the July PNB meeting in Los Angeles (see **Appendix B**). Bob Lederer presented an oral report at the PNB meeting.

3D. Recommending Subsidiary Amendment to the Language of a Proposed Bylaws Amendment Previously Noticed

Motion from Terry Goodman:

WHEREAS, Amendments have been proposed to Article Four, Section 8 of the Pacifica bylaws that, if approved by the membership in November 2007, could allow an interpretation that delegates elected by the membership in that same election are disqualified for violation of new term limits,

AND WHEREAS, the amendment currently proposed for Article Four, Section 7 of the Pacifica bylaws specifies "seated in 2008" in reference to delegates to be seated in December, 2007, says that term limits are to take effect immediately, and allows an interpretation that newly elected delegates may be subject to the new term limits in a manner that would immediately disqualify them from seating,

AND WHEREAS, The Rules of Order allow subsidiary amendment to proposed bylaws amendments where the change in text is within the scope of the original notice,

BE IT RESOLVED, That the PNB Elections Committee recommends that each Assembly of Delegates and the Pacifica National Board, in their September 2007 meetings, replace the proposed language for amendment of the bylaws section on the transition election to remove such ambiguities, as follows:

[Art. 4] SECTION 7. TRANSITION ELECTION

If bylaws amendments establishing four-year terms are approved by the membership, they shall take effect immediately for those delegates elected for seating in December 2007, and the previous bylaws term limits of no more than two consecutive 3-year terms or 6 consecutive years shall no longer apply. The terms of the Delegates elected for seating in December 2006 shall remain three-year terms.

If any term limits are approved by the membership in 2007, those term limits shall be applied at the next Delegate election in 2009.

If "No Consecutive Terms" are approved by the members, then Delegates elected for seating in December 2006 will not be eligible for reelection in 2009, and Delegates elected for seating in December 2007 will not be eligible for reelection in 2011. If "Maximum Two Consecutive Terms" are approved by the members, then Delegates who were first elected for seating in December 2006 will be eligible for reelection in 2009, however Delegates who were first elected in February 2004 and reelected for a second term in 2006 and Delegates who were elected for seating in December 2004 (whether or not they had previously been elected for 9-month

terms in February 2004) and reelected for a second term for seating in December 2007 will not be eligible for reelection to a third term in 2011. If "No Term Limits" are approved by the voters, then Delegates elected for seating in December 2006 and December 2007 will be eligible for reelection in perpetuity. In the case of a Delegate seated to complete a term vacated by a departed Delegate, service of two years or more shall be considered a term; service of less than two years shall not be considered a term.

BE IT FURTHER RESOLVED, That upon approval of this motion, the Committee Chair, with the assistance of the Director members of the Committee, shall seek endorsement of this subsidiary amendment from the seven Directors who proposed the amendment for which revision is sought, and shall then communicate to the chairs of the Assemblies of Delegates and the Pacifica National Board the recommendation of this Committee and the endorsements, if any, received from the proposing Directors.

Motion referred without objection on the motion of Carolyn Biden at 9:46 pm.

Motion from Bob Lederer (as amended on the motions of Terry Goodman and Carolyn Birden) to form a workgroup, empowered to consult with the moving directors to seek resolution of possible ambiguities in the proposed bylaws amendments. The workgroup shall include all committee members who choose to attend. The National Elections Supervisor and Foundation Council shall be invited to attend, and those present may agree to the participation of others. The workgroup will meet on Tuesday, September 4th at 8pm EDT. The convener will be Bob Lederer.

Motion passed without objection at 9:44 pm.

4. Subcommittee Reports

4A. Campaign Finance Reform

Carolyn Birden reported that the subcommittee had met and discussed issues. The next meeting of the subcommittee has been scheduled for Thursday, August 30, 2007 at 8:00 pm EDT and will be streamed.

5. Workgroup Reports and Issues

5A. Technology Follow-up

Motion from LaVarn Williams that the issues of the USB key for ballot scanning software and any ballot data from the prior election available from the prior National Elections Supervisor be referred to the current National Elections Supervisor for follow-up.

Motion passed without objection at 10:02 pm.

Motion from Terry Goodman that the Ad-Hoc Technology Follow-up Workgroup, having been discharged of all business referred, is dissolved.

Motion passed without objection at 10:03 pm.

5B. Staff Lists

Bob Lederer reported on discussions of the Staff Lists Workgroup, which focused on the withdrawal of UPSO recognition by the KPFA iGM.

5C. Tabled Motions on Composition of Staff Lists Workgroup

Motion from Carolyn Birden (as amended by substitution on the motion of Jane Gatewood (in absentia, postponed)) Resolved: that future meetings of the staff lists workgroup be webstreamed and that efforts be made to broaden the input through public email lists.

Motion passed without objection at 10:16 pm.

5D. Membership Lists

Cerene Roberts reported that the first meeting of this workgroup is likely to occur via teleconference on 8/28/07 or 8/29/07.

Motion from Carolyn Birden that the PNB Elections Committee urges the PNB Elections Supervisor to extend the deadlines for final verification of membership lists at WBAI in light of reported problems with the underlying documentation. Further resolved that the NES be urged to remind General Managers of their responsibilities to maintain lists under resolutions adopted by the Pacifica National Board.

Motion passed by a roll call vote: Y: 5, N: 4

Yes: Allen, Birden, Rawline, Shafto, Williams

No: Brazon, Goodman, Lederer, Roberts,

5E. Motion on Teleconference Phone Systems

Motion from Carolyn Birden that the PNB Elections Committee move its meetings to a "free" teleconferencing system wherever feasible so as to save the Foundation from this expense. Toll charges for the use of such systems may apply to callers.

Motion postponed without objection on the motion of Birden at 10:25 pm.

5F. Technical Advisory Committee

Item postponed in the absence of workgroup members.

6. Unfinished Business

6A. Motion that Directors Report PNB Actions Regarding Election Matters to the Elections Committee

This motion was **withdrawn** by the maker without objection, having been mooted by the Chair's change to the Committee's regular order of business.

7. New Business

7A. Membership List Issues

The items originally proposed for consideration as new business were disposed of earlier in the meeting.

Motion to adjourn by Bob Lederer.

Motion passed without objection.

The meeting was **adjourned** at 10:58 pm EDT.

Deb Shafto

Secretary Pro-Tem

(These minutes were approved on 9/24/07.)

Appendix A – NES Report

Date: August 26, 2007, 6:47 pm

From: Casey Peters

To: PNB Elections Committee

Subj: NES report to Elections Committee

Please accept my apology for possibly not being available for the Monday night meeting. I will be in transit, riding and Amtrak train, and may not be accessible to telephone reception.

Allow me to remind you that the Date of Record for voting membership in the 2007 elections is AUGUST 31 - this coming Friday. Most stations are hosting membership events on the 30th or 31st, and those events will double as signature gathering opportunities for LSB candidates.

Revised lists of Unpaid Staff members should be posted prominently at each station no later than September 4. The deadline for contesting those lists is September 15.

I strongly urge anyone who is considering running for a seat on your Local Station Board or who knows anyone who may be willing to serve on the board to contact your Local Election Supervisor

immediately to get a candidate packet (email addresses: votekpfa@gmail.com, votekpfb@gmail.com, votewbai@gmail.com, votekpft@gmail.com, votewpfb@gmail.com) or download it from www.pacificafoundation.org/elections and spend some time writing your candidate statement (up to 500 words).

It will benefit all concerned if you turn in your petitions and other candidate materials EARLY rather than waiting for the deadline of September 25.

Thank you.

-- Casey Peters
National Elections Supervisor
Pacifica Foundation

Appendix B – Committee Report

PNB Elections Committee Report 07-26-2007

The PNB Elections Committee wishes to report that it has met each month since March and considered several issues assigned to it or assumed to be in the nature of its scope. The committee has no motions requiring consideration by the PNB at this time.

The committee's membership is as follows:

Teresa Allen, Carolyn Birden, Lydia Brazon, Jane Gatewood (Secretary), Terry Goodman (Chair), Ambrose Lane, Bob Lederer, Henry Norr, Rosalinda Palacios, Sandra Rawline, Cerene Roberts, Deb Shafto, Jack VanAken, LaVarn Williams, and Carol Wolfe.

National Elections Supervisor Casey Peters participates as a guest at most committee meetings, which are webstreamed and archived. Art Stasney of our Technical Advisory Workgroup occasionally participates.

On March 25, 2007, the committee met for the first time in this term, arranged for its election of officers, and appointed members to workgroups. The primary purpose of the workgroups is to study and recommend on the issues identified by the National and Local Elections Supervisors in the formal reports they submitted following each of the Pacifica delegate elections. The workgroups are Elections Scheduling, Staff Lists, Membership Lists, and Technical Advisory. At its last meeting the committee established a Subcommittee on Campaign Finance Reform to investigate the influence of private funds on delegate elections. The teleconference meetings of the Staff Lists Workgroup and the Campaign Finance Reform Subcommittee are webstreamed and archived, with National Office approval having been obtained for the workgroup's expense and being requested for the subcommittee's expense. There are publicly-readable internet lists established for the committee and

each workgroup or subcommittee, but these lists are not much used.

Among the items discussed in committee beyond internal committee matters have been the hire of the National Elections Supervisor, the manner of identifying nominees for Affiliate Director seats, ballot counting hardware and software issues, LSB hardship waiver policies, and approaches to providing pro and con ballot pamphlet arguments around the proposed bylaws amendments. National Elections Supervisor Casey Peters routinely updates the committee regarding his progress on issues in the next election, solicits committee input on matters that he must decide, and accepts committee member assistance in gathering information about local stations and their personnel. Mr. Peters will report to the PNB separately.

The committee's Elections Scheduling Workgroup developed comprehensive recommendations for bylaws amendment which have been slightly revised and formally proposed by seven Directors, so are not part of this committee report.

Terry Goodman, Committee Chair