

## **Minutes of the KPFK Delegates Meeting of May 17, 2014**

A KPFK Delegates Meeting was held on Saturday, May 17, 2014, at 4:05 PM, at the Aris and Carolyn Anagnos Peace Center, 3916 Sepulveda Blvd., Culver City, CA 90230, the Chair (Tej Grewall) being in the chair and the Secretary (John P. Garry III) being present. No minutes were approved.

**Eighteen members were present**, constituting a quorum: Chuck Anderson, Rodrigo Argueta, Fred Blair, Lydia Brazon, Steve Brooks, John Cromshow, Aryana Gladney, Tej Grewall (Chair), Kim Kaufman, Fred Klunder, Jim Lafferty, Brenda Medina (Vice-Chair), Dutch Merrick, Michael Novick (Treasurer), Steve Pride, Lawrence Reyes, Ron Priestersbach, John Wenger.

**Two members were excused:** Nancy Kazar, Chipasha Luchembe.

**Four members were absent:** Ankine Antaram, Chris Condon, John Parker, Lamont Yeakey.

**Also present:** Richard Pirodsky (KPFK Interim General Manager), Terry Goodman (Audio Recordist, Web Liaison), several KPFK broadcasters, and members of the public.

**Authority and Notice:** This meeting was noticed on May 7 and May 9, 2014 (see Appendix A). An announcement was broadcast on KPFK 90.7 FM beginning on Thursday, May 15, 2014. The Motion to Remove Chris Condon was noticed at the LSB meeting of April 14, 2014.

**Audio Recording:** All available KPFK Local Station Board and Delegates minutes and audio may be retrieved through the master index page on KPFK's website:

<http://www.kpfk.org/index.php/lsbpbmenu/160-meetingminutes>

[audio file: Delegates Audio: Play All]

Prior to this meeting an LSB Meeting was held from 1:22 PM to 4:03 PM in the same location.

### **I. CALL TO ORDER / OPENING BUSINESS (4:05) [3:00]**

The meeting was **called to order** by the Chair at 4:05 PM.

**Point of order** from Cromshow: Referred to RONR 11<sup>th</sup> "Fair Disciplinary Process" and advocated for a closed delegates meeting. The Chair declined to rule and the meeting proceeded as an open session.

#### **I.a. ROLL CALL (4:03) [3:13]**

A quorum of 18 was established.

I.b. EXCUSED ABSENCE REQUESTS (4:05) [5:20]

The excused absence requests of Kazar and Luchembe were accepted without objection.

I.c. DESIGNATE TIMEKEEPER (4:23) [5:38]

The Vice-Chair volunteered to be the timekeeper. A 90 second limit for individual speakers was established without objection.

I.d. AGENDA APPROVAL (4:39) [5:54]

**Point of order** from Kaufman: In order to have a trial the member has to be present and have a right to speak for himself and to have witnesses. Later, the Chair allowed Board members to speak on Condon's behalf.

Responding to a query from Brooks, the Vice-Chair reported on how Condon was informed of this proceeding.

**Reyes moved approval** of the agenda. Lafferty seconded.

**Point of order** from Kaufman: There is no time limit until the agenda is approved.

Merrick **called the question**.

Motion to end debate **passed** by a show of hands: Yes—12, No—0, Abstain—5. [12:41]

Agenda **approved** by a show of hands: Yes—12, No—6, Abstain—0. [14:25]

II. REMOVAL OF DELEGATE (4:18) [14:50]

II.a. READING OF MOTION / REVIEW OF THE FACTS BY PETITIONERS (4:18) [14:50]

Lafferty **moved**:

WHEREAS the Pacifica Radio network is a network devoted, among other principles, to the elimination of racism and of the elimination of violence from our society; and

WHEREAS racist attacks and disparaging remarks by any LSB member towards another LSB member; or calls for the use of violence by any LSB member against another LSB member violates the above stated principles of Pacifica Radio; and

WHEREAS on March 15, 2014, KPFK LSB member Bayard (“Chris”) Condon sent a racist and racially disparaging e-mail to fellow KPFK LSB member Rodrigo Argueta, said e-mail including the words, “How about trying to articulate your justifications for this in English. Go home. Why are you in my country? What is your visa status?; and

WHEREAS on March 15, 2014, KPFK LSB member Bayard (“Chris”) Condon sent an e-mail to then Pacifica’s Interim Executive Director Summer Reese, advising her to deal with her opponents, which includes some members of the LSB, as follows, if necessary: “shoot them. Not to kill; but a 38 hollow point in the knee cap, obliging them to spend the rest of their life in a wheel chair, should have a salutary effect on the rest of them;” and

WHEREAS said e-mails expressing said racism towards a fellow KPFK LSB member, and suggesting the use of violence against fellow KPFK LSB members and others within the Pacifica community are in clear violation of the founding and current principles of Pacifica;

NOW THEREFORE THE UNDERSIGNED MEMBERS OF THE KPFK LSB MOVE, pursuant to the Pacifica By-laws, Article Four, Delegates, Section 9: Removal of Delegates, in sub-section (D), that a Delegate may be removed, “upon a fair and reasonable determination, by a 2/3 vote of all the Directors of the Foundation, or a 2/3 vote of all the Delegates for the same radio station as the Delegate in question, at a meeting on said issue, after a review of the facts, that, in its sole discretion, said Delegate has exhibited conduct that is adverse to the best interests of the Foundation or the radio station,” that current KPFK LSB member Bayard (“Chris”) Condon be removed from the KPFK LSB;

[the undersigned: Lydia Brazon, Ronald C. Spriestersbach, James Lafferty, (illegible initials), Charles Anderson, Lawrence Reyes, Michael Novick, Brenda Medina (?), Nancy Kazar, Dutch Merrick (?), (illegible)]

#### II.b. MEMBER’S RESPONSE (4:22) [18:56]

Condon being absent, members spoke against the motion and about the process.

#### II.c. BOARD DISCUSSION (4:27) [25:10]

**Point of order** from Novick: We have a time-certain for adjournment.  
Kaufman **moved to adjourn**. Pride seconded. No vote taken.

Merrick (amended by Kaufman) **moved to extend** twenty minutes (15 minutes for discussion, 5 minutes for public comment). Brooks seconded. **Passed** without objection. Discussion on the motion commenced. (4:37) [34:07].

Brooks **moved to substitute**: The LSB censures Chris Condon for his speech. He is hereby put on notice that such speech shall not be tolerated in the future. Kaufman seconded. [43:55]

#### II.d. PUBLIC COMMENT IV (4:50) [48:00]

Public comment was heard for seven minutes.

#### II.e. VOTING (4:57) [54:08].

Lafferty **called the question** on the substitute motion. There was no objection to ending debate.

Substitute motion **failed** by a show of hands: Yes—6, No--9, Abstain—1. [56:52]

Main motion **failed** by a roll call vote (16 required): Yes—12, No—5, Abstain—1. [59:35]

Yes—Anderson, Argueta, Brazon, Gladney, Grewall, Klunder, Lafferty, Medina, Merrick, Novick, Reyes, Spriestersbach.

No—Blair, Brooks, Kaufman, Pride, Wenger.

Abstain—Cromshow.

III. ADJOURNMENT (5:05) [1:01:58]

Meeting **adjourned** at 5:05 due to the expiration of time.

The Board reconvened in executive session from 5:10 PM to 5:35 PM in the same location.

Respectfully submitted by John P. Garry III, Secretary  
(these minutes were approved on October 18, 2014)

\*\*\*\*\*

Appendix A—Public Notices

Emailed by Terry Goodman on May 7, 2014:

The KPFK Delegates will meet in closed session on Saturday, May 17, 2014 from 4:00 pm to 4:30 pm (following the LSB meeting) at the Aris and Carolyn Anagnos Peace Center, 3916 Sepulveda Blvd., Culver City, CA 90230. This special meeting is for the purpose of a discussion of Pacifica Bylaws Article Four, Section 9: Removal of Delegates.

Refs:

<http://www.kpfb.org/index.php/lsb-calendar-pointer-2/8094-delegates-special-closed-5-17-2014-4-00-pm>

<http://www.kpfb.org/index.php/eventcal/icalrepeat.detail/2014/05/17/1787/-/delegates-meeting-closed>

[http://www.kpfb.org/pacalendar/cal\\_show1.php?eventdate=20140517](http://www.kpfb.org/pacalendar/cal_show1.php?eventdate=20140517)

Emailed by Terry Goodman on May 9, 2014:

An open session meeting will substitute for one previously announced as closed. The KPFK Delegates will meet on Saturday, May 17, 2014 from 4:00 pm to 4:30 pm (following the LSB meeting) at the Aris and Carolyn Anagnos Peace Center, 3916 Sepulveda Blvd., Culver City, CA 90230. This special meeting is for the purpose of a discussion of Pacifica Bylaws Article Four,

Section 9: Removal of Delegates.

Refs:

<http://www.kpfb.org/index.php/lsb-calendar-pointer-2/8094-delegates-special-closed-5-17-2014-4-00-pm>

<http://www.kpfb.org/index.php/eventcal/icalrepeat.detail/2014/05/17/1787/-/delegates-meeting-closed>

[http://www.kpfb.org/pacalendar/cal\\_show1.php?eventdate=20140517](http://www.kpfb.org/pacalendar/cal_show1.php?eventdate=20140517)

\*\*\*\*\*

Appendix B—Approved Agenda

- I. Call to Order / Opening Business (5 min)
- a) Roll Call
  - b) Excused Absence Requests
  - c) Designate Timekeeper, establish time limit for speaking
  - d) Delegates Meeting Agenda Approval
- II. Removal of Delegate (50 min)
- a) Reading of Motion / Review of the Facts by petitioners (5 min)
  - b) Member's Response (5 min)
  - c) Board Discussion (20 min)
  - d) Public Comment IV (15 min)
  - e) Voting (5 min)
- III. Adjournment at 4:28 PM Delegates Total 55 min

\*\*\*\*\*