

**Minutes of ExCom Meeting**  
**Sunday, November 21, 1999**  
As approved

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**LP EXECUTIVE COMMITTEE**

**Date:** Sunday, November 21, 1999  
**Time:** 10:00 a.m. - 6:00 p.m.  
**Place:** Airport Inn International  
1355 North Fourth Street  
San Jose, CA 95112  
Carmel Room

**Minutes**

**In attendance:**

Officers:	Mark Hinkle	Chair
	Rodney Austin	Northern Vice Chair
	Ted Brown	Southern Vice Chair
	Eric Lund	Treasurer
	Sandi Webb	Secretary
At-Large Reps:	John Scott Ballard	Region 36, San Bernardino
	Elizabeth Brierly	Immediate Past Secretary
	Steve Marsland	Chair, Region 41, San Mateo
Alternate At-Large Reps:	Jonathan Richter	ExCom Alternate #1
	Steve Alexander	ExCom Alternate #2
Regional Reps:	Terry Floyd	Region 1
	David Larkin	LA/San Fernando Valley Region 61
	Paul Marsden	Orange County Region 30
	Philip Zoebisch	San Diego Region 30
	Tom Spielbauer	Region 43, Santa Clara
Alternates:	Joe Dehn	Region 43, Santa Clara
“Staff”:	Juan Ros	Executive Director, LPC

Others: Jonathan Zwickel, Brian Lee Cross  
Absent: José Castañeda, Perry Martin.

**1. Call meeting to order - (Mark Hinkle)**

**2. Approve Agenda**

Move Item 3 (Approval of Minutes of 1999 Convention) to Old Business Item 8a. Add corrections of Bylaws to Old Business Item 8b. Add Style Committee Report on Platform to Old Business Item 8c. Move 4f to after lunch.

**Agenda approved as modified.**

**3. Approval of Minutes**

September, 19 ExCom meeting.

Change 6c to say “Joe Dehn suggested that the ExCom establish a policy to provide candidates access to the list.”

**Approved as amended by voice vote**

**4. Officers Reports/ Updates**

**a. Chair - (Mark Hinkle)**

Mark Hinkle reported that he has had a limited amount of time to work on fundraising but that one major donor did present the LPC with a \$10,000 donation. Mark reported that he has been involved in three local Bond measures.

Unfortunately the Bonds were passed. He reported that the LP was making progress with the NRA indorsing LP candidates, they now have Lib. as one of the political parties listed.

Mark reported that the National LP came to the LPC with the goal of 200 candidates. The NLP offered some cash to help but none has come as yet. Mark discussed the problems and fairness of how to help candidates with filing fees.

A question was raised as to why Joe Dehn was filming the meeting. It was asked what the tape would be used for, Joe stated it was for his use. Moved and seconded to remove the (video) tape that Joe Dehn is running. Failed by voice vote.

**b. Northern Vice Chair - (Rodney Austin)** Written report given.

Rodney Austin reported that Mendicino County has had a meeting and looks like they will come onboard soon. Rodney said that there was some confusion within Inyo County Region as to their status with the LPC. He stated that their Region Chair, Wayne Ball, has indicated that they are not receiving their dues, copies of inquiries or membership lists. Rodney asked what the status of Inyo and Mono County Regions was. Joe Dehn clarified that the criteria is that to be considered "active" they must have two (2) officers. Eric Lund stated that he was not sending them any checks and that he has not heard from them. Joe stated that Inyo is a Region but that they are inactive.

**c. Southern Vice Chair - (Ted Brown)**

Ted Brown stated that he was not working on Southern Vice Chair duties as he is very busy recruiting candidates.

**d. Secretary - (Sandi Webb)**

Sandi Webb reported that there was one email vote by the ExCom on a No Box Resolution. The motion was passed by 9 Yes, 1 No, 0 Abstentions, 7 Not Voting. (2 alternates were counted.) Sandi stated that she is missing all minutes from before 1983. She requested copies be sent to her. She stated that she was keeping all audio tapes along with the minutes and meeting packet.

**Motion:** Move that secretary shall make an effort to obtain a complete copy of at least one video tape of any meeting that is taped, the cost to be reimbursed (by the party). Seconded.

**Passes**

**e. Treasurer - (Eric Lund)**

Eric Lund reported that the third week of October he was informed by Wells Fargo Bank that someone had been writing counterfeit checks and forging his signature. He stated that it had amounted to over \$3000, but only the first check for \$454 had cleared to our account. The bank will reimburse the LPC for that amount. He stated that he has been in contact with the authorities.

Eric handed out a written report. He stated that we are still behind two months in dues to the regions and various amounts to printers and fundraisers. A question was asked if we now have a debt of \$8799.52. Eric affirmed that amount. He was queried as to how much was owed to the regions. He clarified that the amount was \$10,924.80. The question was asked whether the LPC was in deficit spending. Eric stated that the LPC was spending a little more each month than it was bringing in, on average of about \$2000 per month. He stated that it fluctuates.

**Motion:** Move that we terminate the contract with Web Commanders, provided that there is a termination clause. Seconded.

**Substitute Motion:** Paul Marsden made a substitute motion that the LPC terminate its contract and/or end all future financial obligations to Web Commanders. Accepted as friendly. Seconded.

**ExCom Rep Officers Roll call vote**

Mark Hinkle	abstain
Ted Brown	yes
Rodney Austin	yes
Eric Lund	yes
Sandi Webb	yes

**At-Large Reps**

Elizabeth Brierly	no
José Castañeda	absent
Perry Martin	absent
Steve Marsland	yes
John Ballard	yes

**At-Large Alternates**

Jonathan Richter, #1	yes
Steve Alexander, #2	abstain

**Region Reps**

Terry Floyd, Region 1	yes
Paul Marsden, Region 30	yes

Philip Zoebisch, Region 37	yes
Tom Spielbauer, Region 43	yes
Joe Dehn, alternate R43	
David Larkin, Region 61	yes

**12 yes 1 no 2 abstentions. Passes**

(1) Financial problems within the current LP Budget

Proposal by Mark to eliminate printing and mailing of the December newsletter and only have it available on-line. The projected savings from this would be \$3500.

Extensive discussion on fundraising and the merits of skipping issues of the newsletter.

**Motion:** Ted moved to amend that we include February issue. Accepted as friendly. Seconded.

**Motion:** Eliminate printing and mailing of the December and February newsletter and only have it available on-line.

**Passes by voice vote.**

**Motion:** Tom Spielbauer made the motion. The LPC Treasurer shall be a fiduciary to each of the regional chapters of the LPC for the purposes of receipt and distribution of moneys forwarded to the LPC by the National LP for distribution to the regional chapters. Upon receipt of any money due to the regional chapters, the LPC Treasurer shall forthwith segregate in trust and in a separate account such money from any and all LPC money. The funds received by the LPC for distribution to the regional chapters is the property of the regional chapters, not the property of the LPC, with the LPC acting as trustee of that money. The Treasurer shall forthwith distribute the money to the regional chapters. The Treasurer shall account to the regional chapters the amounts received by the LPC for each regional chapter upon receipt of such money. Seconded.

**ExCom Rep Officers Roll call vote**

Mark Hinkle	no
Ted Brown	no
Rodney Austin	abstain
Eric Lund	no
Sandi Webb	abstain

**At-Large Reps**

Elizabeth Brierly	no
José Castañeda	absent
Perry Martin	absent
Steve Marsland	abstain
John Ballard	abstain

**At-Large Alternates**

Jonathan Richter, #1	no
Steve Alexander, #2	no

**Region Reps**

Terry Floyd, Region 1	yes
Paul Marsden, Region 30	no
Philip Zoebisch, Region 37	yes
Tom Spielbauer, Region 43	yes
Joe Dehn, alternate R43	
David Larkin, Region 61	no

**8 No, 3 Yes, 4 Abstention. Failed.**

Lunch 12:52 - 1:50

Move to suspend rules for 5 min to consider 2 motions. Passed

**Motion:** Stephen Marsland made the motion. In any case where the Treasurer of the LPC finds the LPC cannot remit to the regions the full amount of dues payable to the regions within two weeks of receipt of that month's dues from LNC, the LPC officers shall immediately advise the ExCom.

**Passes without dissent.**

Move to extend time. Passes.

**Motion:** Stephen Marsland made the motion. Payments of the UMP regional funds cannot be delayed without a vote by the ExCom.

**ExCom Rep Officers Roll call vote**

Mark Hinkle	abstain
Ted Brown	no
Rodney Austin	yes
Eric Lund	yes
Sandi Webb	no

**At-Large Reps**

Elizabeth Brierly	no
José Castañeda	absent
Perry Martin	absent
Steve Marsland	yes
John Ballard	yes

**At-Large Alternates**

Jonathan Richter, #1	no
Steve Alexander, #2	no

**Region Reps**

Terry Floyd, Region 1	yes
Paul Marsden, Region 30	yes
Philip Zoebisch, Region 37	yes
Tom Spielbauer, Region 43	yes
Joe Dehn, alternate R43	
David Larkin, Region 61	yes

**5 no, 9 yes, 1 abstention Passes**

Steve Alexander moved to suspend the rules. **Passed**

**Motion:** That the LPC executive Committee will indemnify the LPC Treasurer against criminal charges of bouncing checks.

**ExCom Rep Officers Roll call vote**

Mark Hinkle	abstain
Ted Brown	no
Rodney Austin	yes
Eric Lund	yes
Sandi Webb	yes

**At-Large Reps**

Elizabeth Brierly	yes
José Castañeda	absent
Perry Martin	absent
Steve Marsland	no
John Ballard	no

**At-Large Alternates**

Jonathan Richter, #1	yes
Steve Alexander, #2	yes

**Region Reps**

Terry Floyd, Region 1	no
Paul Marsden, Region 30	abstain
Philip Zoebisch, Region 37	no
Tom Spielbauer, Region 43	no
Joe Dehn, alternate R43	
David Larkin, Region 61	no

**7 No, 6 Yes, 2 Abstentions. Fails**

f. Executive Director - *(Juan Ros) Written report*

(1) Update on 2000 Convention

**5. Standing Committees**

a. Audit Committee - (Request of Philip Zoebisch, Region 37)

**Motion:** Move to appoint Steve Marsland Chair Audit Committee. **Passed**

b. Reality Growth Plan Committee - *(Steve Marsland)*

Steve gave a brief report. He reported on the progress of the email and specialists projects. He reported that there seems to be a very long lag time in the email notices for the on-line newsletter or they are not being sent out. He stated that the newsletter notice for the on-line version is small and on the back page. The RGP feels that there should be a front page article on the benefits of receiving the newsletter on-line.

He stated that the Statewide Expert Specialists program has not been publicized enough. He stated that this program could take a lot of pressure off of the chairs.

## 6. Other Committee Reports

### a. Blue Ribbon Committee Report (*Discussion*)

Jonathan Richter stated that he had not received any information from the other BRC members. (*As a member of the BRC, I immediately, upon returning from this meeting, forwarded all email messages that I had to Jonathan. SW*) Mark stated that he had talked to Jack Dean about a meeting with the Orange County Sheriff which included Juan Ross, Jack Dean and David Bergland. He stated that some communication between the sheriff and Steve Kubby had continued.

### b. Campaign 2000 Recruitment - (*Ted Brown*)

Ted stated that the campaign recruitment looked better than it ever has before and we have lost fewer. He said that 100 candidates was the most we had ever had before and this time we will be notably over that amount this election. Ted thanked Joe Dehn for his efforts in keeping the website. Ted stated that the main focus at this point is getting everyone on the ballot.

Mark talked about the question of the LP helping candidates with filing fees.

Ted mentioned that the other third parties have far fewer candidates than the LP.

## 7. Evaluation of Standing Resolutions (Tabled)

## 8. Old Business

### a. Approval of Minutes of 1999 Convention - (*Elizabeth Brierly*)

Elizabeth made a few additional minor changes. An email vote will be taken.

### b. Bylaws correction. **Passes**

Elizabeth handed out some corrections to the Bylaws. These corrections were only in her copies and those that she had handed out. Joe Dehn noted that the copy that is on the webpage has always had these items.

### c. Platform

Elizabeth Brierly handed out copies of the Style Committee report on the Platform. ExCom members were asked to go over the report and make suggestions via email. An email ballot will be sent out in one week.

## 9. New Business

### a. Take Positions on March Ballot Propositions. - (*Ted Brown*)

- Prop 1a **Yes** (Gambling. An act to amend Section 19 of Article IV, relating to gambling.)  
Prop 12 **No** (Bond: Parks, Water and Coastal Protection Act. )  
Prop 13 **No** (Bond: Safe Drinking Water, Clean Water, Watershed Protection, and Flood Protection Act. )  
Prop 14 **No** (Bond: California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2000.)  
Prop 15 **No** (Bond: Forensic Laboratories.)  
Prop 16 **No** (Bond: Veterans' Homes. )  
Prop 17 **Yes** (Lotteries: Charitable Raffles.)  
Prop 18 **No position** (Murder: Special Circumstances. An act to amend Section 190.2 of the Penal Code, relating to murder.)  
Prop 19 **No** (Peace Officers. An act to amend sections of the penal code relating to peace officers.)  
Prop 20 **No** (California State Lottery: Cardenas Textbook Act of 2000. An act to amend Section 8880.4 of the Government Code, relating to the state lottery.)  
Prop 21 **No** (Juvenile Crime. Initiative Statute.)  
Prop 22 **No** (Definition of Marriage.)  
Prop 23 **Yes via email vote** ("None of the Above" Ballot Option. Initiative Statute.)  
Prop 24 **Yes via email vote** (Legislators' Compensation. Reapportionment. Initiative Constitutional Amendment.)  
Prop 25 **No** (Election Campaigns. Contributions and Spending Limits. Public Financing. Disclosures. Initiative Statute.)  
Prop 26 **No** (School Facilities. Bonds. Local Majority Vote. Initiative Constitutional Amendment and Statute.)  
Prop 27 **Yes** (Elections. Term Limits Declarations for Congressional Candidates. Initiative Statute.)  
Prop 28 **Yes** (Repeal of Additional Tobacco Surtax Enacted by Proposition 10. Initiative Statute. )  
Prop 29 Referendum, more information needed (tabled) (Referendum Vote to Overturn Previously Approved Gaming Compacts)

### b. Membership Form Archives - (*Thea McLean*)

*Direction on length of time to keep old records.* Sandi Webb will take the records as Archivist.

- c. Appointment of the LPC 2000 Bylaws Committee.

*Bob Weber*  
*Joe Dehn*  
*Philip Zoebisch*

*Jeff Sommer*  
*Mark Hinkle*  
*Jon Petersen - alternate*

**Pass**

Appointment of Chair of Platform Committee. Ted Brown.

**Pass**

Appointment of Budget committee and report by end of year.

*Eric Lund*  
*Mark Hinkle*  
*Steve Alexander*

*Rodney Austin*  
*Joe Dehn*

**Pass**

2001 Convention location discussion. (*This item was not on the Agenda*)

Mark Hinkle reported that he was in contact with the San Jose Double Tree Hotel where the 1999 convention was held. Mark stated that several people had suggested that the 2001 convention be only 2 days. He stated that this may be a good idea because the 2001 convention will be a post presidential election year and the attendance will be low.

Ted suggested that we look into meeting at a university instead of at a Hotel. Mark pointed out that the LP gets all the meeting rooms cramped at conventions.

Mark stated that he sees a problem with having no events at the same time as the convention business. He stated that this sets up a problem for those who come to the convention for the programs and are not delegates. He said that we have grown large enough to have more going on during the times of convention business. Steve Alexander confirmed that this was a contributing factor in our conventions losing money. He stated that it is basically designed for the delegates who only have to pay a voluntary \$10 for a basic "delegates" package.

San Francisco was mentioned as an alternate location. It was mentioned that San Francisco was too expensive. Oakland was discussed. Cities that are not major centers were discussed. Other weekends than Presidents Day were discussed.

No site was picked.

Joe Dehn raised a question about the Chair's and Treasurer's interpretation of the resolutions that were passed regarding the payment of dues.

**Motion:** Rodney moved that the LPC may hold back the two UMP checks (Oct & Nov) and they not be paid to the regions until the December UMP payment. **Withdrawn.**

**Motion:** Indefinitely hold Oct & Nov checks to the regions and pay as funds become available. **No second.**

**Motion:** Joe Dehn moved LPC authorizes the Treasurer to defer the Oct dues payment to the regions until the December check is received, and the November dues until the January check. **Pass**

**10. Next Meeting: February convention**

**11. Adjourn 6:00**