

Pacifica Radio Foundation, KPFT FM 90.1 LSB
Regular KPFT LSB Meeting, on 2017 August 9.
Minutes prepared by Joseph Davis, pro tem Secretary, Approved February 14, 2018.
Location: Montrose Community Center; Houston, TX

1907: Section I: Call to order.

Meeting convened by Chair Ted Weisgal, Secretary pro tem Joseph Davis.

1910 Section II: Staff recognition:

Gus Garza for helping maintain station premises.
Station Staff working above and beyond.

The Agenda posted by Chair Ted Weisgal provided notification of all motions.

Roll Call, P=Present, A=Absent, X=eXcused Absence

Listener Delegates		Staff Delegates	
Seat/Elected 2014	Seat/Elected 2016	Seat/Elected 2014	
P Bill Crosier	P Adriana Casenave	A Rhonda Garner	
P Anisa Faruqi	P Elayne Duncan	P Mike Lewis	
P Adrienne LaViolette	X Nick Economides	P Clif Smith	
P Jerry Lynch	P Alexandra Hunter	Seat/Elected 2016	
P Susie Moreno	P Jim Krafka	P Robert Gartner	
P Susan Radwan	P Robert Mark	P Wally James	
P Jamie Rodriguez	P P. K. McCary	P Lars Headington	
X Deb Shafto	P K. C. Sinclair	Other/Ex-officio	
P Ted Weisgal	P Vaniecia Williams	X Obidike Kamau	

Section IV: Roll call.

20 Present at Roll call, quorum achieved.

1900:

Meeting commences. (1900 is 7pm, some items are prefixed with time for sync with audio record.)

Motion to suspend special rule, and grant Deb Shafto excused absence. 16 For, none opposed.

Motion to excuse Nick Economides absence, granted HNO.

Motion to excuse Rhonda Garner absence, granted HNO.

Motion to excuse Obidike Kamau absence, granted HNO.

Section V Agenda approval.

LaViolette: motion to move VII.A, XIII.2, XIII.4, XIII.5 to immediately follow Agenda Approval, and withdrawing XIII.3.

Crosier: schedule 30m executive session to discuss personnel matters before XII.

1919: Note arrival of Jim Krafka

Approved by voice vote, adding executive session before XII.

Agenda approved.

Item VII.A: Resolution from investigative committee. Read and debated.

Point of Order from Robert Mark, says the last paragraph violates the bylaws Article 4.9.D.

Chair rules that suspension of rights does not vacate the seat, the body may suspend rights to participate until trial.

1932 Mark: Appeals the ruling of the chair. 5 supporting, 7 opposed, the chair's ruling is overturned. Chair says to delete suspension of rights from committee motion.

1947 Chair calls Jim Krafka out of order for interrupting the floor.

Krafka amendment defeated in voice vote.

Vote 7 for, 11 opposed, motion to hold trial on Robert Mark fails.

Item XIII.2: LaViolette: I move the KPFT LSB hereby rescind the Adopted Regulation passed by the KPFT LSB on March 16, 2011, in that as it is worded, it creates a motivation for other local organizations to seek out the dissolution of KPFT and the Foundation in that they might profit from said dissolution.

Motion tabled for public comment.

Due to high public attendance, 2 minute limit per speaker. Passed HNO.

1759 Public comment

Almost an hour of public comment, listen to audio for content.

1900 END Public comment.

1900 Lynch, moves to reconsider VII.A replacing date.

Robert Mark proposes date of October 2nd, 7pm.

By vote of 14 For and 1 Opposed, the motion VII.A is amended to date October 2, 2017 at 7pm and passed.

Resolved, that this committee of members Duncan, Radwan, Moreno, and LaViolette, is adjourned to meet on October 2, 2017 at the SHAPE community Center at 3903 Almeda, Houston Texas, 77004 at 7pm.

Resolved, that one hour from 7:30pm to 8:30pm be allotted for any additional testimony from witnesses to the actions and character of Mr. Robert Mark.

Resolved, that Mr. Robert Mark is hereby cited to appear at said adjourned meeting for trial, to show cause why he should not be removed from the position of Delegate, or otherwise sanctioned on the following charge and specifications:

Charge: Conduct tending to injure the good name of this organization.

Specification: In that on April 12, 2017, in a public meeting of the KPFT LSB of the Pacifica foundation at the Montrose Center, 401 Branard, Houston, TX, Mr. Robert Mark, made a gesture known commonly as a "Nazi Salute" in frustration towards a member of the public while she was exercising her right to speak before the assembly.

Resolved, that Mr. Robert Mark will be notified in person at the August 9, 2017 LSB meeting, or through the official LSB email list lsb@kpft.org.

Robert Mark Waives mail notice for email notice.

Rodriguez, moves to amend the agenda to give MSRC report.

WHEREAS, the LSB voted to accept the job description created after a job analysis in May 2017.

WHEREAS, there is a strong desire by the LSB to announce the job of General Manager as soon as possible.

THEREFORE, we move to allow the MSRC to make technical changes as needed and to then publish the job description as soon as possible.

Motion approved on voice vote.

From the table, returning to item XIII.2.

Casave motion to amend by adding the following text: "Because the resolution goes against the Pacifica foundation Bylaws, misrepresenting an authority that the KPFT LSB, as a standing committee of the PNB, does not have."

Passed by voice vote.

Crosier moves to postpone definitely.

Motion to postpone fails by hand vote.

Final motion : “the KPFT LSB hereby rescind the Adopted Regulation passed by the KPFT LSB on March 16, 2011, in that as it is worded, it creates a motivation for other local organizations to seek out the dissolution of KPFT and the Foundation in that they might profit from said dissolution. Because the resolution goes against the Pacifica foundation Bylaws, misrepresenting an authority that the KPFT LSB, as a standing committee of the PNB, does not have.” passed by hand vote. See March 16, 2011 minutes attached end this document.

Item XIII.4: I move that the Assertions committee meet in executive session on August 16, 2017 at the KPFT conference room at 419 Lovett Blvd., Houston, Tx 77006, to complete it’s investigation into Bill Crosier, from 7:30pm to 9:30pm, no more than one hour of which to be allocated to further testimony, the remaining time allocated to procedure and completing the committees purpose to report back to the LSB. 14 For, 0 Opposed, the motion passes.

Item XIII.5: HNO, the LSB accepts Robert Mark’s resignation from the Assertions Committee.

Item VIII. Pacifica National Board Report.

Item V. Minutes Approval. No corrections, minutes of July 12, 2017 approved.

2200: Motion to adjourn, 15 for, 0 opposed.

Audio files uploaded to kpftx.org August 14, 2017, md5sum checks, time length

95b925e08c9f737e28e61f0f2527fc41 170809-LSB-1.3-ml.mp3 52m 00s
e7e0bff5c4c22e0267c725e0c04aa306 170809-LSB-2.3-ml.mp3 1h 04m 30s
d1cbb0ff65570273f6e2e0acdbe53868 170809-LSB-3.3-ml.mp3 1h 03m 19s

The meeting was called to order by LSB Chair Robert L. Mark at 7:16P.M. Roll was called. In attendance were Joseph Kaye, Wesley Bethune, Jim Krafka, Darrell Robbins, Jim Boyd, Bill Crosier, Robert Mark, Susie Moreno, Ted Weisgal, Jessica Apolinar, Charles Doc Dougherty, Kevin White, Rhonda Garner. Quorum Declared. Arriving after roll call: DeWayne Lark, Ruth Nasrullah, Nancy Hentschel and Nancy Saibara Naritomi. Persons believed to be in attendance but not heard on Roll Call: Teresa Allen, Jomonica Phoenix. Joseph Kaye Moved, Duane Bradley 2"d that Liana Lopez, Eddie Garcia, Tony Cox be excused per

report of chair. No objections.

Absent without excuse: Ron Reynolds, Michael Young, Susie Moreno

Jim Boyd moved and Charles Doc Dougherty 2"d to suspend rules requiring standing while speaking. Approved without objection.

Agenda: Jim Boyd Moved, Duane Bradley 2"d, that we suspend rules to allow new business involving Resolution regarding Assessment of K.P.F.T. Property prepared by attorney Mike Martin (Copy to be attached) to be taken up immediately following approval of the agenda and waiving Standing and Special Rule on prior distribution. Passed

Jim Krafska moving, Charles Doc Dougherty 2"d to move Item VIII Special Committee Reports to between Item II and item on the agenda. Passed Agenda as amended here approved without objection.

Report of Mike Martin given and Resolution (to be attached) presented for approval. Rhonda Garner moved, Nancy Hentschell 2"d adoption of the Resolution. Following Q & A and discussion, Jim Krafska moved, Nancy Hentschell 2"d to call question. Passed Vote on resolution: Resolution passed.

Minutes Approval: Darrell Robbins moved, Jim Krafska 2"d approval of minutes of December 15, 2010 LSB Meeting. Approved without objection.

Jim Boyd moved, Jim Krafska 2"d approval of minutes for January 19, 2011 LSB meeting. Passed without objection.

The Secretary distributed a version of Draft Minutes for the February 23, 2011 that was different than those originally distributed by email. The chair reports that he had received a complaint noting errors and unnecessary narrative and had prepared the second version of the minutes which the Secretary has now distributed that second version for approval, having withdrawn her initial draft Minutes. In addition, a third set of minutes was prepared by the chair after a second complaint that the minutes contained too much narrative. This third set of minutes is labeled Draft Substitute Minutes. The chair reported that Robert's rules did not allow for narrative discussion in the minutes. Following discussion and Q & A, Jim Krafska moved, unintelligible 2"d that the approval of the Draft Substitute Minutes (version 3). Due to the confusion, Bill Crosier moved, Kevin White

Approval of Minutes (Continued)

2nd that approval of the February Minutes be postponed until the next meeting. Motion Failed. Teresa Allen offered correction to the Draft Substitute Minutes. There followed further debate on approval of this version of the minutes. Rhonda Garner moved, Kevin White 2nd that we reconsider vote on postponing consideration. Chair ruled her out of order as she did not vote against the motion to postpone. Thereafter Doc Dougherty moved, Kevin White 2nd to reconsider motion to postpone approval to next meeting. Jim Krafka moved, Teresa Allen 2nd to call Question. No Objection. Motion to Reconsider: Passed. Following brief discussion, Vote on Postponement Passed.

New Business:

Motion on Collaboration offered by Jessica Apolinar. Jessica requests Motion be withdrawn and without objection.

Point of Order: Chair is not at right place on Agenda. Chair acknowledges mistake and asks if there is objection to allowing Withdrawal of Motion on Collaboration to stand. Passed without objection.

SPECIAL COMMITTEE REPORTS:

Community Advisory Board: No Report Next meeting March 19, 2011 at KPFT studios. Committee on Inclusion: Has not been convened. Nancy Hentschell offers to convene Committee on Inclusion.

Program Council: Ted Weisgal advised there is no Program Council report.

Special Committee Report on Member Conduct. Charles Doc Daugherty moves, Jessica Apolinar 2nd to move to executive session. DeWayne Lark moves that we take up public comment first. (Friendly Amendment accepted) No public comment subject to others that might arrive at 9:00p.m.

There followed debate on moving to executive session including whether the executive session complies with CPB guidelines. Chair declares this out of order as CPB Regulations apply only to items involving Public Broadcasting and sanction of a member is not Public Broadcasting. Jim Krafka moves that the question be called. Bill Crosier 2nd. Passed. DeWayne Lark challenged ruling of chair that sanction of an LSB member is an employment matter which meets criteria of CPB rules. Chair rules out of order as the CPB rules do not apply. Jim Krafka makes motion and Rhonda Garner 2nd that we state a clear reason for going into executive session. Motion to move to executive session. Rhonda Garner, Charles Doc Dougherty 2nd, that we move into executive session for to discuss confidential matters involving conduct of officers. Motion Passed.

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KPFT Pacifica Local Station Board Approved Minutes of Meeting March 16, 2011

[There followed executive session reported separately and confidentially] No action other than procedural votes were taken in Executive Session.

Public Comment: Public Comment included Don Cook imploring that a new Program Council agreement be approved; Anonymous urging KPFT to increase public policy programming and reduce music programming and Rob, John (unintelligible), Brandon Laws and 3Anonymous speakers urged the passage of a BDS resolution. Angela Sanchez encouraged the board to work with our guests to get the matter on our agenda.

Teresa Allen Moves, Charles Doc Dougherty 2nd, resumption of executive session. Passed

[There followed executive session reported separately and confidentially] No Action other than procedural votes were taken in Executive Session.

Kevin White moves, Joseph Kaye 2nd that meeting adjourn. Passed. Meeting adjourned at 9:50p.m.

KPFT LOCAL STATION BOARD
Adopted Regulation

WHEREAS, KPFF is a non-profit, listener supported. community radio station operating in Houston, Texas under a tax exempt 501 (c) (3) charter,

WHEREAS, KPFF operates under the umbrella of the Pacifica Foundation and

. the KPFF Local Station Board is a duly authorized regulatory body within the Foundation responsible for the oversight of the KPFF radio station and radio signal pursuant to Article Seven of the Pacifica Bylaws;

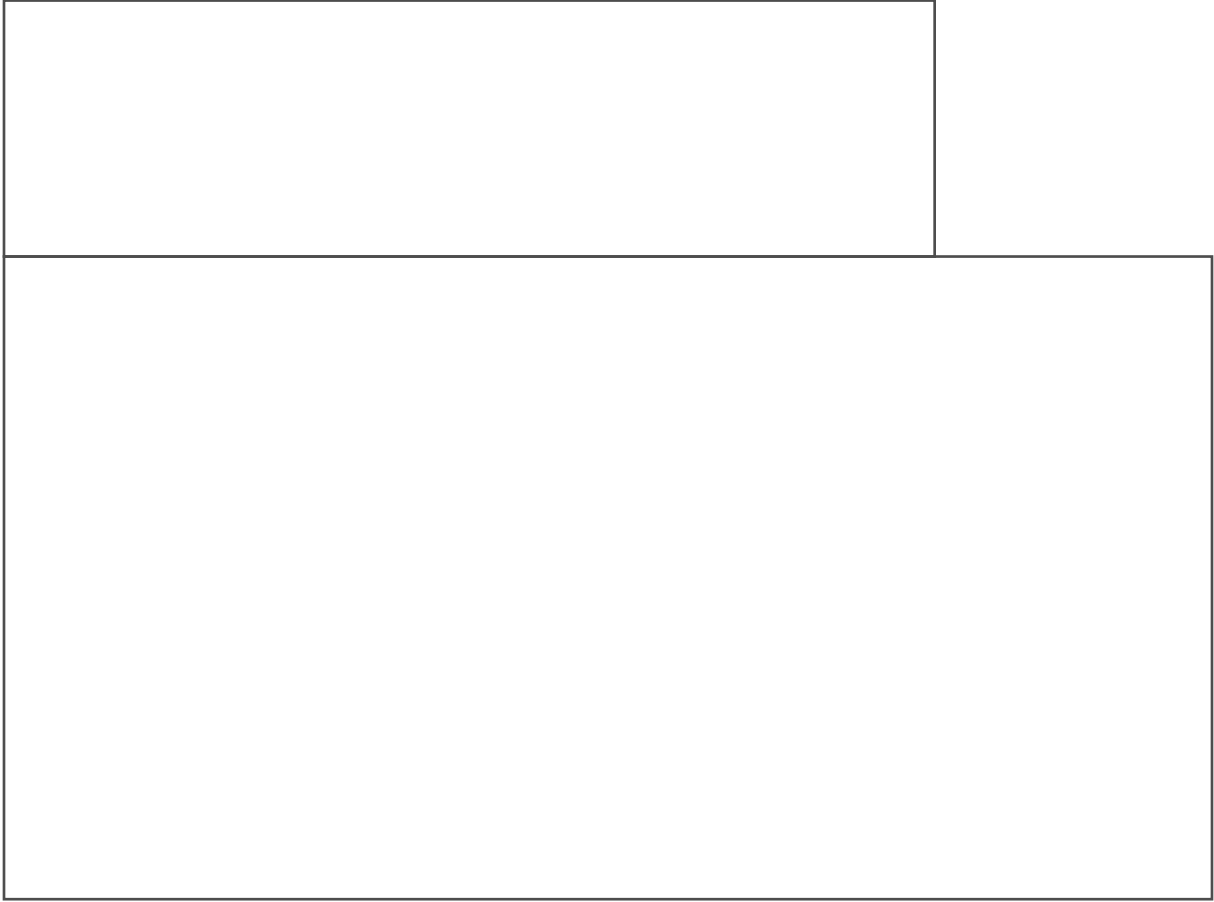
THEREFORE BE IT RESOLVED THAT consistent with Article Fourteen of the

Pacifica Bylaws, if at any time this radio station dissolves, all proceeds or assets of the station shall be disposed of or transferred either to the state of Texas or to a Texas educational, religious, charitable or other similar organization that is qualified under 501(c)(3) of the Internal Revenue Code that has a mission consistent with the Pacifica

Foundation;

THEREFORE BE IT FURTHER RESOLVED THAT. this resolution is intended to memorialize in writing a longstanding regulation of this Local Station Board that has previously been in force and effect since this radio station was incorporated as a 501 (c) (3) organization. Furthermore, this regulation is consistent with the mandate of this

Local Station Board by and through its authority under Pacifica Bylaws.



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