## MINUTES OF THE STATE COMMITTEE OF THE LIBERTARIAN PARTY OF NEW YORK HELD ON SUNDAY, APRIL 11, 2021 ON THE ZOOM MEETING APP AND PORCUPINE APP

The meeting was called to order at 6:07 p.m. by William Cody Anderson, Chair. The Credentials Report (Exhibit 1) indicated that there were 64 voting members at the time the meeting was called to order due to the resignation of Paul Sechrist on April 10, 2021 as a member from Judicial District 6 (Exhibit 2), Peyton Kunselman on March 31, 2021 as a member from Judicial District 8 (Exhibit 3), and Carmen Horan on April 9, 2021 as a member from Judicial District 10 (Exhibit 4). A roll call of voting members was conducted by Andrew Kolstee, Secretary. 40 of 64 Members of the State Committee were present at the time of roll call; Richard Bell, Alycya Miller, Craig Miles, Gary Popkin, James Russell, and Duane Whitmer later entered the meeting.

### MEMBERS PRESENT

Alycya K. Miller, Judicial District 1 Ilya Schwartzburg, Judicial District 1 Matthew I. Morgan, Judicial District 2 Gary S. Popkin, Judicial District 2 Stacey H. Prussman, Judicial District 2 William Cody Anderson, Judicial District 3 Jay A. Carr, Judicial District 3 Todd G. Haggerty, Judicial District 3 Lora L. Newell, Judicial District 3 Robert M. Arrigo, Judicial District 4 Karyn A. Keniry-Thompson, Judicial District 4 Brandon G. Lyon, Judicial District 4 Brian L. Wells, Judicial District 4 Rachel E. Becker, Judicial District 5 David E. Fite, Judicial District 5 Milva E. Dordal, Judicial District 5 Craig A. Miles, Judicial District 5 Mark S. Braiman, Judicial District 6 Timothy M. O'Connor, Judicial District 6 Christopher M. Olenski, Judicial District 6 Richard F. Purtell, Judicial District 6 Thomas D. Quiter, Judicial District 6 Steven G. Becker, Judicial District 7 Kari Bittner, Judicial District 7 Anthony D'Orazio, Judicial District 7 James M. Dayton, Judicial District 7 Angela B. Einwachter, Judicial District 7 Mark E. Glogowski, Judicial District 7 Sean C. Phelan, Judicial District 7 James P. Russell, Judicial District 7 Gerrit R. Cain, Judicial District 8 Andrew M. Kolstee, Judicial District 8 Francis Law, Judicial District 8

Leonard E. Morlock, Judicial District 8 Duane J. Whitmer, Judicial District 8 Daniel P. Donnelly, Judicial District 9 Robert J. Greibesland, Judicial District 9 Gary L. Donoyan, Judicial District 10 Arthur F. Sintef, Judicial District 10 William C. VanHelmond, Judicial District 10 Michael A. Arcati, Judicial District 11 Gabrielle S. Cordova, Judicial District 11 Irwin Mark Weinblatt, Judicial District 11 Richard Bell, Judicial District 13 Susan B. Overeem-Cummings, Judicial District 13 Paul M. Grindle, Member-At-Large, Executive Committee MEMBERS ABSENT Mark N. Axinn, Judicial District 1 Gilbert L. Midonnet, Judicial District 2 John A. Janes, Judicial District 4 Zachary D. Remian, Judicial District 4 Shawn Hannon, Judicial District 5 Sean S. Stevens, Judicial District 5 Eric A. Cooper, Judicial District 7 Andrew C. Hollister, Judicial District 7 Erin M. Becker, Judicial District 8 F. Patrick Mahoney, Jr., Judicial District 8 Tara L. Scrivano, Judicial District 8 Pietro S. Geraci, Judicial District 9 Anthony W. Pellegrino, Judicial District 9 William K. Schmidt, Judicial District 9 Satinder Kaur, Judicial District 10 Mahavir Singh, Judicial District 10 Kevin A. Warmhold, Judicial District 10 Enmanuel H. Torres, Judicial District 12 **OBSERVERS** Timothy "TJ" Ferreira, Porcupine Administrator

Motion by Andrew Kolstee to **adopt the Special Rules of Order (Exhibit 5)** was seconded by Christopher Olenski. Motion by Mark Braiman to **amend the proposed Special Rules of Order** as follows, renumbering accordingly:

## Strike Rule 4 in its entirety:

Rule 4. **VOTING.** All voting shall be conducted using the Porcupine App. All votes except for elections shall be conducted using the polls feature of the Porcupine App. All elections shall be conducted by ballot using the ballots feature of the Porcupine App.

### Insert a new Rule 11 as follows:

## Rule 11. CONDUCT OF RISING VOTES.

Rule 11.1 Where standing (or "rising") votes are in order for yes/no votes that are not classifiable as main motions, or amendments to main motions, the Porcupine **or** equivalent application polling function shall be used.

Rule 11.2. Where standing (or "rising") votes are in order on main motions, and all amendments to main motions, remote participants' votes must be counted either according to (a) or (b) below.

(a) A software application for facilitating remote participation, such as Porcupine or equivalent application, may be used for tallying yes/no votes on such motions, but only as long as the application constructs a single-screen table with column headings for "Yes" and "No," and underneath each heading the names of all committee members voting that way, and such table is visible to all other committee members for at least one minute after the vote is complete.

(b) Otherwise, standing or rising votes for main motions, and amendments to main motions, may only be voted on as follows:

(i) the Chair shall successively and separately request "yes" and "no" votes, both vocally and by typing the requests successively into the all-participant chat screen

(ii) the Chair must announce the total of "yes" votes before he/she calls for the "no" votes;

(iii) The Chair may only count a remote participant's vote if that member types "yes" or "no" in the all-participant chat screen, or else raises their hand in the Zoom on-screen session in a way that is visible not only to the Chair but to all other State Committee members present at the meeting

(iv) the Chair at his discretion may also call for abstentions to be announced and indicated in a similar fashion as "yes" or "no" votes.

The amendment was seconded by David Fite, debated, and failed 27-6, with 3 abstentions. The original motion to **adopt the Special Rules of Order (Exhibit 5)** passed 33-5, with 3 abstentions.

The Chair issued welcoming remarks. No hearing will proceed for Carmen Horan, due to her resignation.

The Chair proceeded with the hearings in regard to the removal of Tara Scrivano as a member of the State Committee from Judicial District 8, Satinder Kaur as a member of the State Committee from Judicial District 10, and Mahavir Singh as a member of the State Committee from Judicial District 10 due to abandonment of position.

The Chair ruled that since Tara Scrivano, Satinder Kaur, and Mahavir Singh were not present for the hearing, a "not guilty" plea was entered on their behalf.

Richard Purtell was appointed manager for the State Committee without objection. No one was present to represent the defendants. Richard Purtell questioned Andrew Kolstee as a witness.

Motion by Craig Miles to remove Tara Scrivano as a member of the State Committee from Judicial Committee District 8, Satinder Kaur as a member of the State Committee from Judicial Committee District 10, and Mahavir Singh as a member of the State Committee from Judicial Committee District 10 was seconded by Steven Becker.

Motion by Gary Donoyan to **divide the question and consider the removal of each member separately** was seconded by Paul Grindle and failed 27-13.

The original motion to remove Tara Scrivano as a member of the State Committee from Judicial Committee District 8, Satinder Kaur as a member of the State Committee from Judicial Committee District 10, and Mahavir Singh as a member of the State Committee from Judicial Committee District 10 passed 39-3.

Special Committee to Reviewing Article 10 Regarding the Judicial Committee Chair Milva Dordal issued a report.

The Chair issued an update on the ballot access lawsuit and it was rescheduled.

The following resolution was offered by Timothy O'Connor, seconded by Jay Carr, James Dayton, Richard Purtell, and Thomas Quiter, and submitted to the Secretary.

**WHEREAS** Daylight Savings Time demonstrates the excessive missteps of our government and its desire for control to "make things better,"

**WHEREAS** Daylight Savings Time has been shown to make things worse, from health statistics to how it tends to make us all feel,

**WHEREAS** this issue could resonate far and wide among New York voters while creating the public opportunity to discuss many issues; therefore, be it

**RESOLVED** that in the Libertarian Party of New York's quest for better governance, we would be well served to differentiate ourselves from the duopoly with facts, humor, and community, and be it further

**RESOLVED** that the Libertarian Party of New York declares a statewide Libertarian holiday to be set to coincide with Daylight Savings Time, and be it further

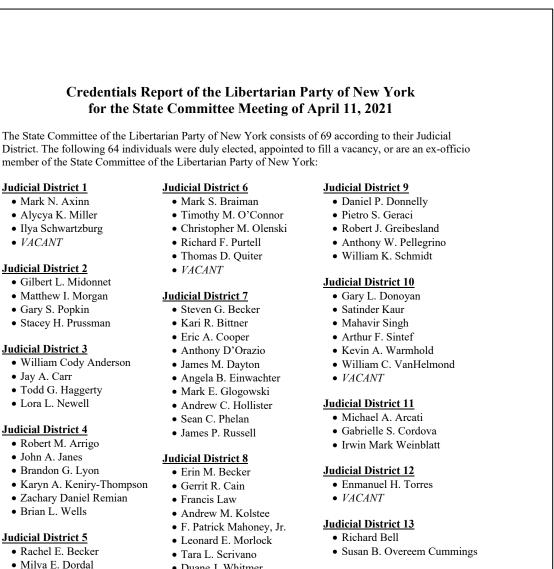
**RESOLVED** that the Libertarian Party of New York shall call this holiday "Government Incompetence Day" to be held on the first day of Daylight Savings Time each year and to mark the occasion with statewide local events that illustrate how all too often legislative control over our lives causes harm and reaps unintended consequences for the residents of New York State.

Motion by Sean Phelan to **adopt the resolution offered by Timothy O'Connor** was seconded by Steven Becker and debated. Motion by Anthony D'Orazio to **amend the motion and insert "and last" after "first"** was seconded by Timothy O'Connor, debated, and failed 18-16, with 2 abstentions. The original motion to **adopt the resolution offered by Timothy O'Connor** failed 29-10.

Motion by Todd Haggerty to adjourn was seconded by James Dayton and passed 35-2.

## The meeting was adjourned at 7:37 p.m.

Andrew Martin Kolstee, Secretary



- David E. Fite
- Shawn Hannon
- Craig A. Miles
- Sean S. Stevens
- Duane J. Whitmer
- VACANT

- **Ex-Officio** 
  - Paul M. Grindle

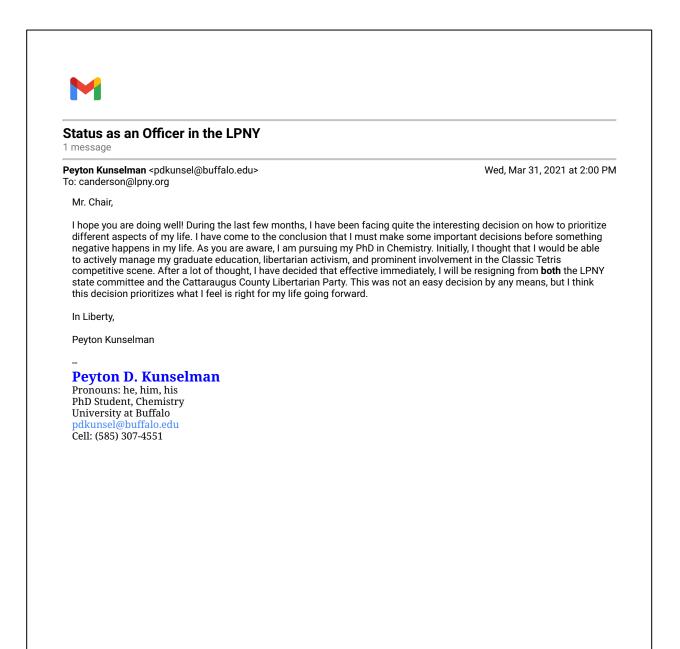
There are currently five (5) vacancies on the State Committee, including one (1) vacancy in Judicial District 1 and one (1) vacancy in Judicial District 12. There are three new vacancies since the last meeting of the State Committee: a vacancy in Judicial District 6 due to the resignation of Paul Sechrist, a vacancy in Judicial District 8 due to the resignation of Peyton Kunselman, and a vacancy in Judicial District 10 due to the resignation of Carmen Horan.

Andrew M. Kolstee Secretary

Credentials Report of the Libertarian Party of New York - April 11, 2021 - Page 1

## Meeting of the State Committee of the Libertarian Party of New York - April 11, 2021 - Page 5

Subject: Date:	Paul Sechrist, Chemung County psechrist@lpny.org Resignation April 10, 2021 at 12:07 PM
	canderson@lpny.org secretary@lpny.org
N	Ir. Chairman,
	is with great sadness that I inform you of my immediate resignation from the LPNY State Committee as a representative for Judicial District 6.
le	have recently relocated and am no longer a resident of NYS. I wish you and the rest of the State Committee the best of luck in your eading of the Libertarian Party in NYS. I will continue to uphold my commitment to see full affiliation of all 62 county organizations in IY and will remain a member of the Local Affiliate Development Committee so long as I am welcome.
r	highly recommend Craig Colwell for the vacancy which my resignation causes. As you are aware, the Esteemed and Dedicated apresentatives from Judicial District 6 have always strived to allow maximum representation from all the counties in our district. Craig erves as Vice Chair of LP Chemung county and will be a valuable addition to the LPNY State Committee.
F	n Liberty, 'aul Sechrist 'ormer Esteemed and Dedicated representative from JD6



April 9, 2021

Mr. Cody Anderson Chair Libertarian Party of New York Albany, NY 12212

Ref: RESIGNATION LETTER

Dear Mr. Anderson:

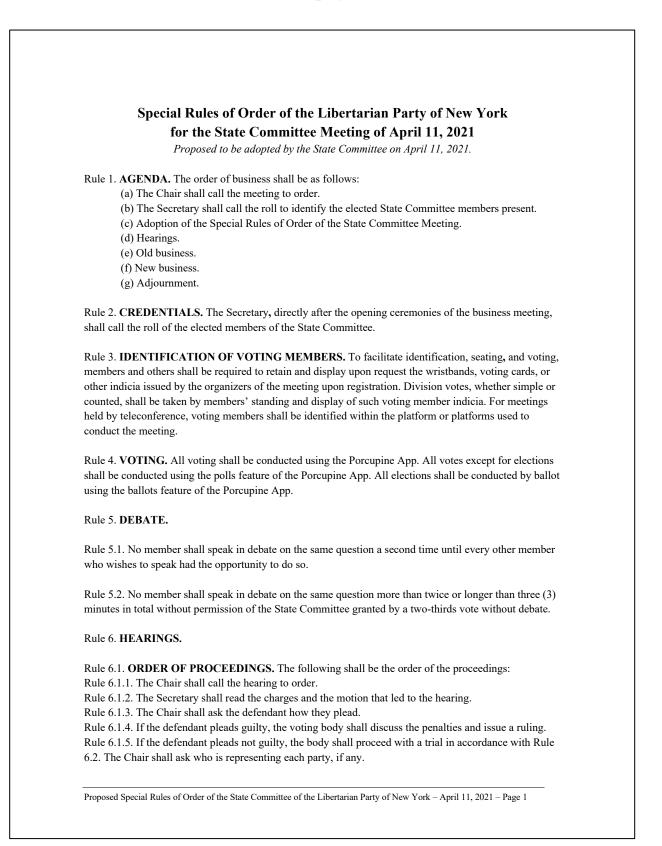
I received your letter dated April 2nd regarding my Libertarian Committee membership. I am writing to inform you my decision to resign from Libertarian Committee membership. Due to health issues and relocation to another state it would be impossible for me to commit to such an important position.

I want to take this opportunity to apologize for my absence during the State Committee zoom meetings but I noticed in the letter I received from you that my email is incorrect. My correct email address is <u>HORANIO@OPTIMUM.NET</u> instead of Carmenhhoran@gmail.com.

Thank you for your attention to this letter and also I would like to wish the Libertarian Party continuing success in the Sate of New York.

Sincerely yours,

Carmen Horan



### Rule 6.2. ORDER OF THE TRIAL.

Rule 6.2.1. Each party shall issue opening statements. The managers shall issue the first opening statement and then the accused shall issue an opening statement.

Rule 6.2.2. The managers shall call witnesses for the organization.

Rule 6.2.3. The accused shall call witnesses.

Rule 6.2.4. After the calling of witnesses, each party shall have the opportunity for a rebuttal of the witnesses. The managers shall speak first, followed by the accused.

Rule 6.2.5. Each party shall issue closing statements. The managers shall speak first, followed by the accused.

Rule 6.2.6. Members of the State Committee may make statements for or against the proposed removal.

Rule 6.3. **ISSUANCE OF RULING.** Following the hearing, the body making the decision on the hearing shall do so in accordance with Article 11 of the Rules of the Libertarian Party of New York.

Rule 7. **PLATFORM.** When discussing the Platform, the previously adopted Platform shall be the base on which amendments, additions, or deletions shall be offered. Such changes to the Platform shall require a vote in accordance with the Rules of the Libertarian Party.

### Rule 8. RESOLUTIONS.

Rule 8.1. A resolution offered by an individual member shall be submitted by the maker and the seconder – each of whom shall be a member of the State Committee – and shall be sent by email directly to the Secretary.

Rule 8.2. The Resolutions Subcommittee may convene during the main meeting to consider resolutions. Each member who offers a resolution shall be given an opportunity to explain it to the Resolutions Subcommittee if he so requests.

Rule 8.3. The Resolutions Subcommittee shall review all resolutions in the order they were submitted, and shall amend the text of each resolution to the satisfaction of the member that submitted the resolution, while satisfying formatting requirements, grammar, clarity, etc. The Resolutions Subcommittee shall present a report to the State Committee of all resolutions in the order they deem appropriate.

Rule 9. **PERMANENT RECORD.** All reports and other material for the permanent record or printed proceedings shall be typewritten and, immediately on presentation, shall be sent to the Recording Secretary in electronic form.

Rule 10. **ANNOUNCEMENTS.** Notices for announcement to the convention shall be in writing, signed by the person (or a proper representative of the persons) under whose authority the announcement is issued, and shall be sent to the desk of the Recording Secretary.

Rule 11. SUSPENSION OF SPECIAL RULES OF ORDER. These Special Rules of Order may only be suspended by a two-thirds (2/3) vote.

Proposed Special Rules of Order of the State Committee of the Libertarian Party of New York - April 11, 2021 - Page 2