

**MINUTES OF THE MEETING OF THE EXECUTIVE COMMITTEE
OF THE LIBERTARIAN PARTY OF NEW YORK
HELD ON TUESDAY, FEBRUARY 22, 2022 ON THE ZOOM MEETING APP**

MEMBERS PRESENT

William Cody Anderson, Chair
Anthony D’Orazio, 1st Vice-Chair
Andrew M. Kolstee, Secretary
Lora L. Newell, Treasurer
Robert M. Arrigo, Member-At-Large
Gabrielle S. Cordova, Member-At-Large
Pietro S. Geraci, Member-At-Large
Paul M. Grindle, Member-At-Large

MEMBERS ABSENT

Duane J. Whitmer, 2nd Vice-Chair
Richard F. Purtell, Member At-Large

OBSERVERS

Brian L. Wells, Judicial District 4
Mark S. Braiman, Judicial District 6
Christopher M. Olenski, Judicial District 6
Steven G. Becker, Judicial District 7
Michael R. Rebmann, Judicial District 8
Justin N. Carman, Albany County Vice-Chair
Ajay C. P. Butcher, Orleans County Chair
Spencer C. Hill, Orleans County Treasurer
Matthew K. Guilianelli, Oneida County Contact
Steven B. Chandler, Schenectady County Contact
Joseph J. Colon, Sullivan County Contact

The meeting was called to order at 8:03 p.m. by William Cody Anderson, Chair. Secretary Andrew Kolstee conducted a roll call and determined that a quorum was present.

Motion by Andrew Kolstee to **waive reading and approve the minutes of the December 5, 2021 Meeting of the State Committee, the December 20, 2021 Meeting of the Executive Committee, the January 9, 2022 Meeting of the State Committee, the January 10, 2022 Meeting of the Executive Committee, and the February 3, 2022 Meeting of the Executive Committee** was seconded by Anthony D’Orazio and passed by voice vote.

Motion by Lora Newell to **authorize the Chair to sign the contact (Exhibit 1) with Scott A. Kohlhaas on behalf of the Libertarian Party of New York for professional fundraising services related to petitioning** was seconded by Andrew Kolstee and passed by voice vote.

Motion by Lora Newell to **constitute a multi-candidate committee and file with the New York State Board of Elections in order to facilitate paid petitioning** was seconded by Paul Grindle, debated, and passed by voice vote.

Motion by Anthony D’Orazio to **direct funds received through services with Scott A. Kohlhaas to the Petitioning Committee** was seconded by Lora Newell and passed by voice vote.

Motion by Andrew Kolstee to **authorize the creation of bank account for the Petitioning Committee for the purpose of funding paid petitioning and authorize Lora Newell and Eric Cordova as signers on the account** was seconded by Robert Arrigo and passed by voice vote.

Motion by Andrew Kolstee to **renew the appointment of William Koller as County Contact of Niagara County for a three-month term set to expire on May 23, 2022** was seconded by Robert Arrigo and passed by voice vote.

Motion by Andrew Kolstee to **appoint Steven Chandler as County Contact of Schenectady County for a three-month term set to expire on May 22, 2022** was seconded by Anthony D’Orazio and passed by voice vote.

Motion by Lora Newell that the **Executive Committee develop a policy for the Discord Server that holds members to a standard of acceptable use and conduct and provides a mechanism for removal by the administrators** was seconded by Gabrielle Cordova and debated.

Motion by Andrew Kolstee to **amend the motion to read “Executive Committee to develop a policy for the LPNY Discord Server and official LPNY Zoom meetings that holds members to a standard of acceptable use and conduct and provides a mechanism for suspension or removal by the administrators, to be voted on by the full State Committee”** was seconded by Anthony D’Orazio and passed by voice vote.

Motion by Anthony D’Orazio to **amend the motion to read “Executive Committee to direct the IT Committee to develop a policy for the LPNY Discord Service, official LPNY Zoom meetings, and other LPNY communications platforms, that holds members to a standard of acceptable use and conduct and provides a mechanism for suspension or removal by the administrators, to be voted on by the full State Committee by March 31, 2022”** was seconded by Lora Newell and passed by voice vote.

The original motion that the **Executive Committee to direct the IT Committee to develop a policy for the LPNY Discord Service, official LPNY Zoom meetings, and other LPNY communications platforms, that holds members to a standard of acceptable use and conduct and provides a mechanism for suspension or removal by the administrators, to be voted on by the full State Committee by March 31, 2022** passed by voice vote as amended.

Motion by Lora Newell to **censure Rebecca Lau for conduct unbecoming of an officer of a County Affiliate of the Libertarian Party of New York** was seconded by Pietro Geraci and debated.

Motion by Lora Newell to **extend the time of adjournment by 5 minutes** passed without objection.

Motion by Andrew Kolstee to **postpone consideration of the motion to censure Rebecca Lau to the next meeting of the Executive Committee** was seconded by Lora Newell and passed by voice vote.

Motion by Anthony D'Orazio to **extend the time of adjournment by 5 minutes** passed without objection.

Motion by Pietro Geraci to **request a hearing to be held by the State Committee for the purpose of removing Enmanuel Torres from the State Committee as representative from Judicial District 12 due to abandonment of position in accordance with Article 12.5 of the Rules of the Libertarian Party** was seconded by Robert Arrigo and passed by voice vote.

The meeting was adjourned at 9:06 p.m. without objection.

Andrew Martin Kolstee,
Secretary

Exhibit 1 (page 1 of 2)

Contract for LP New York Ballot Access Fundraising

This agreement is effective the 22nd of February, 2022 by and between Scott A. Kohlhaas (Contractor), a private contractor and the Libertarian Party of New York, a political party (Client).

Scope of Services

Project Description: Client seeks to retain Scott Kohlhaas to raise funds to qualify the Libertarian Party of New York for placement on the 2022 general election ballot.

Acknowledgement: Contractor represents to Client that the fundraising goals are feasible under the timeline set forth in this contract. Client agrees that after Contractor's commissions and fundraising expenses are paid, all funds remaining will go to the signature gathering expenses of the ballot drive under the direction of the LP New York executive committee to place candidates of the Libertarian Party on the general election ballot.

Service: Contractor agrees to raise a minimum total of \$40,000.

Schedule and Completion Date: Contractor will begin fundraising on or before March 11th, 2022. If this contract is not signed by March 1, 2022, proposal will terminate as of that date. Fundraising shall be completed on or before June 1, 2022.

Reporting: Contractor agrees to send daily reports to Client via email detailing donations. Client agrees send to weekly reports of donations received to Contractor. Contractor will be available for phone conferences as Client deems necessary.

Independent Contractor: This proposal establishes an exclusive independent contractor relationship between Client and Contractor. Contractor is in no fashion an employee, staff, and/or a subcontractor of Client, nor is he subject to control by Client.

Compensation and Method of Payment: Strictly as compensation for services provided by Contractor, of all actual funds received as a consequence of Contractor's efforts, after such payments have cleared, Client shall pay a 50% commission to Contractor, less expenses as outlined herein. Client will send a wire once every seven days to Contractor for all commissions from donations received due to Contractor fundraising. All expenses including credit card fees and thank-you letters to donors upon receipt of their gift by the LP New York shall be deducted from the gross amounts due Contractor, and paid out of the proceeds. Client shall subtract the actual weekly wire expense from Contractor's commission payment. Prompt payment is an important aspect of this fundraising drive. All commissions require payment within seven to ten days of being received by Client via wire transfer each Friday. Any past due payment of commissions will result in immediate suspension of fundraising efforts. Client may suspend this project for any reason at any time by giving Contractor 72 hour's written notice, which may be accomplished by facsimile, e-mail, or other electronic means. Client accepts responsibility for all commissions owed to Contractor. Client agrees that all remaining proceeds will be used for ballot access expenses, including all expenses related to signature gathering and/or ballot access legal expenses.

Exhibit 1 (page 2 of 2)

During the term of this agreement, LPNY and/or any subdivision thereof, including without limitation LPNY Petitioning Committee and anyone acting on its or their behalf, may engage in similar and simultaneous fundraising activities as Scott Kohlhaas on behalf of LPNY. No commission or other fee will be deemed earned or due to Scott Kohlhaas for any donation(s) received by LPNY or any subdivision thereof as a result therefrom. Scott Kohlhaas shall only be entitled to a fee hereunder for donation(s) received by LPNY where his direct solicitation was the sole procuring cause thereof.

Compliance with Legal Requirements: Contractor shall provide Client with the name, address and telephone number of all donors, as well as the Occupation and Employer of each donor. Contractor shall not raise more than \$10,000 in a calendar year from any individual donor. Compliance with all laws relating to donations to political parties shall be the sole responsibility of the Client, including any reporting required by the State of New York.

Scott A. Kohlhaas:

By:

Title:

On:

Libertarian Party of New York:

By:

Title:

On: