



AMERICAN LEGION NEWPORT HARBOR POST 291  
EXECUTIVE BOARD MINUTES  
THURSDAY, SEPTEMBER 6, 2018

**SILENCE CELL PHONES**

**CALL TO ORDER:** 1809 HRS

**INVOCATION:** Skipper Tim Bercovitz

**PLEDGE OF ALLEGIANCE:** COMMANDER

**ROLL CALL:**

- |  |  |   |
|--|--|---|
| <input checked="" type="checkbox"/> Doug Nye, Commander                      | <input checked="" type="checkbox"/> Robert Wright, Judge Advocate      | <input checked="" type="checkbox"/> Don Putzig, M.a.L.        |
| <input checked="" type="checkbox"/> Mike Schubert, 1 <sup>st</sup> Vice      | <input checked="" type="checkbox"/> Paul Meye, Finance Officer         | <input checked="" type="checkbox"/> Al Yarrington, M.a.L.     |
| <input checked="" type="checkbox"/> Anne Borren, 2 <sup>nd</sup> Vice        | <input checked="" type="checkbox"/> Skipper Tim Bercovitz, Sgt-at-Arms | <input checked="" type="checkbox"/> Rich Whitlinger, M.a.L.   |
| <input checked="" type="checkbox"/> Sandy Schneeberger, 3 <sup>rd</sup> Vice | <input checked="" type="checkbox"/> Jesse Garcia, Service Officer      | <input checked="" type="checkbox"/> Robert Wright, M.a.L.     |
| <input checked="" type="checkbox"/> Jess Lawson, Jr. Past Comm               | <input type="checkbox"/> Open, Chaplain                                | <input type="checkbox"/> Rob White, M.a.L.                    |
| <input checked="" type="checkbox"/> Gene Anderson, Adjutant                  | <input checked="" type="checkbox"/> Carman Williams, Historian         | <input checked="" type="checkbox"/> Wayne Zippi, M.a.L.       |
|  |  | <input checked="" type="checkbox"/> Rees Lloyd, Legal Advisor |

**EXCUSED:** Rob White

**INTRODUCTION OF GUESTS & GUEST COMMENTS:**

- Guests: 1. Nick Lugo (EMT) 2. Rick Sundell 3. Robert Mustafa 4. Larry Furiani  
 5. Steve Sawdon 6. Richard Esposito

Nick Lugo (EMT) will teach a 4-hour lifesaving class on an upcoming Saturday. E-Board members, SONS members, Auxiliary members, and interested Post members will be invited to attend. The Commander will set the date.

**COMMANDER:** Reminder that this meeting is conducted in accordance with Post 291 Bylaws & Roberts Rules of Order.

**Legion Family & Donations**

- a) SAL – Tim Sullivan, Commander – Announced their 5<sup>th</sup> fishing trip is on the 27<sup>th</sup> of this month; 30 people have signed up so far, and they can take up to 80. They are still looking for veterans to send back to Chicago for the treatment for PTSI. Sent their 90 day notice to the Post Adjutant for this year’s Boat Parade fund raising activities. Discussed the American Legion’s 100<sup>th</sup> Year float that will be in this year’s Rose Bowl Parade.
- b) Auxiliary – Kendall Madsen, Membership – Announced they are holding a Wine Tasting event on September 20<sup>th</sup> from 6 PM to 8 PM. Reservations are required (maximum of 80 people), and the cost is \$25. Mentioned their October 8<sup>th</sup> Blood Drive. On October 27<sup>th</sup> is the kids Halloween Party. Troop shipping is November 3<sup>rd</sup>.
- c) ALYC – Doug Green, Commodore – Discussed their cruise to Catalina event happening this weekend. Mentioned the Sundowner series has ended, and it was very successful; the Award Dinner is September 23<sup>rd</sup>. The Sail for the Visually Impaired is on October 6<sup>th</sup>.

## **COMMANDER:**

- a) All Board members received a copy of the **August 2<sup>nd</sup>** Executive Board Meeting Minutes, distributed by email:
  - The Commander asked for a motion to “**waive the reading of the August 2<sup>nd</sup> Executive Board Meeting Minutes?**”
  - The Commander asked for a motion to “**approve the August 2<sup>nd</sup> Executive Board Meeting Minutes?**”
  - Both motions were approved.
  
- b) All Board members received copies of the House Committee Minutes for **August 1<sup>st</sup>, 15<sup>th</sup>, 21<sup>st</sup>, and 29<sup>th</sup>** in the packets handed out for review.
  - The Commander asked for a motion to “**waive the reading of the House Committee Minutes in the E-Board packets.**”
  - The motion was approved.

## **ADJUTANT REPORT & CORRESPONDENCE:**

There is nothing to report this month.

## **COMMANDER**

The Commander mentioned that Ken Wilson has applied for the Post's vacant Chaplain's position. The Commander asked for a motion to approve Ken Wilson as the Post's Chaplain.

**M/S/C:** A motion was made and approved to accept Ken Wilson for the Post's vacant Chaplain's position. There was one abstention.

The Commander discussed the resolutions presented at the American Legion 100<sup>th</sup> National Convention.

## **OFFICERS' REPORTS**

**1ST VICE COMMANDER** – Speaking about membership.

Mike Schubert announced that we that we are already over 50% renewal after the first two months for this year. He stated that there are 50 new members this month, and that 20 to 30% are Post 9/11.

Discussed the Post's Honorary Membership List. It is to be approved every year. The following 2 motions were made:

**M/S/C:** A motion was made to remove John T. Durkin, Randy Eling, and Ken Widdall from the Post's Honorary Membership List, and that the remaining people on the List be approved for Honorary Life Membership. The motion was approved.

**M/S/C:** A motion was made and approved to add the following Post members to the Post's Honorary Membership List: Robert Wright, Brian Fleming, and Jesse Garcia.

**2ND VICE COMMANDER** – Speaking about upcoming events and bands.

Anne Borren identified the bands that will be playing at the Post. She went on to discuss the Fisk Award, and requested that all E-Board members document their volunteer hours. The following motion, as regards the Fisk Award, was made:

**M/S/C:** A motion was made and approved to establish a committee to work on getting all of our volunteer hours logged for public information.

The Commander assigned Anne Borren to manage the Fisk Award Committee.

**3RD VICE COMMANDER** – Speaking on Americanism, youth and children, Boys State, and the Oratorical Contest. Sandy Schneeberger discussed the Boys Nation event. Announced that the Boy Scouts are adding girls to their membership. Sandy is to contact the Department’s Boy Scout Coordinator for additional information on this issue. Resurrecting American Legion Baseball was also discussed.

**FINANCE OFFICER** – Speaking on Post operations. Paul Meye discussed the Post’s finances through September 5, 2018. Refer to the table below.

**Financial Statement Executive Summary as of YTD 9/05/2018**

Post 291 Business P&L By Class									
YTD 2018	ADMIN	BAR	REST	BANQUET	TOTAL REST/BAN	HALL	CUSTOD	MARINA	TOTAL
TOT INC	5,223	449,122	528,654	201,961	730,615	81,165		208,857	1,474,982
COGS		295,160	539,835	177,006	716,841				1,012,001
GROSS PROFIT	5,223	153,962	(11,181)	24,956	13,,744	81,195		208,857	462,981
EXPENSES	93,366	96,305	61,261	10,806	72,067	46,352	112,828	115,218	536,135
NET ORD INC	(88,143)	57,657	(72,442)	14,150	(58,292)	34,813	(112,828)	115,218	(73,154)
OTHER INC	281,741		1,500		1,500				283,241
OTHER EX									
NET INCOME	193,599	57,657	(70,942)	14,150	(56,792)	34,813	(112,828)	98,639	210,087
BANK BAL	1m269k		1.045m						
OPERATE ACCT	89k		176k						
MBRSHIP ACCT	146k		71k						
RESERVE ACCT	927k		695k						

**JUDGE ADVOCATE** – Speaking on the Post’s Constitution, Bylaws, and Rules and Regulations Robert Wright requested that he make his presentation during closed session.

**SERVICE OFFICER** – Speaking on the Post 291 veteran’s assistance programs. Jesse Garcia discussed the calls he gets from Veterans every day. Mentioned that a female veteran, mother of three, is in need of a car. She currently travels by bus approximately 6 hours a day to get to and from work.

**CHAPLAIN** – Speaking on the spiritual welfare of Post members. Ken Wilson was approved as the Post’s Chaplain, and nothing was reported this month.

**HISTORIAN** – Speaking on the pictorial history of the Post. Carmen Williams discussed the National Convention, and the cleanliness of Minneapolis.

**OTHER BUSINESS**

**M/S/C:** A motion was made and approved to purchase two more quad umbrellas, one this month and one next month, for a not to exceed \$26,000.00.

**M/S/C:** A motion was made and approved to contract with CPT to install (turnkey) an emergency backup electrical generator that is powered by diesel for a NTE \$109,479.00.

## **GOOD OF THE LEGION**

Rees Lloyd spoke about:

- The 100<sup>th</sup> National Convention and VAR (Veteran Affairs and Rehabilitation).
- Children and Youth and Boys State.
- General Pat Brady and the Flag Amendment.

## **WENT INTO CLOSED SESSION**

Discussed the Yacht Club. The following motions were approved

- **M/S/C:** A motion was made and approved that as regards previously taken actions by the E-Board made in the earlier motions, the E-Board authorizes the Commander to take whatever action he believes is necessary to carry out these motions at his own discretion.
- **M/S/C:** A motion was made and unanimously approved by the E-Board to freeze the activities of the Yacht Club until there is a final decision on the Yacht Club's abiding by the September 2018 Bylaws of the American Legion Yacht Club, Inc.
- **M/S/C:** A motion was made and unanimously approved by the E-Board to confirm that the American Legion Yacht Club, a program of American Legion Newport Harbor Post 291, who is in violation of the Five Rules of Subsidiary Corporations as adopted by the National American Legion organization, be suspended from all Yacht Club activities until they are in full compliance with those rules. Specifically, they are suspended from the use of all Post 291 properties and from holding all activities, including but not limited to, their Awards Banquet on September 23<sup>rd</sup>, and the Sail for Visually Impaired on October 6<sup>th</sup>.
- **M/S/C:** A motion was made and unanimously approved by the E-Board that the reciprocal agreements between the American Legion Yacht Club and all other Yacht Clubs be suspended until such time that the suspension of the American Legion Yacht Club is resolved by their coming into full compliance with the Five Rules of Subsidiary Corporations as adopted by the National American Legion organization, and that they are operating in accordance with September 2018 Bylaws of the American Legion Yacht Club, Inc.
- **M/S/C:** A motion was made and unanimously approved by the E-Board that the Yacht Club vacate this location in 30 days (October 6, 2018), including the removal of all their materials.
- **M/S/C:** A motion was made and unanimously approved by the E-Board that the September 2018 Bylaws of the American Legion Yacht Club, Inc. be approved by the E-Board subject to the E-Board reading the Bylaws and with the ability of the E-Board to suggest additions or changes to these Bylaws. Upon final E-Board approval of the September 2018 Bylaws of the American Legion Yacht Club, Inc. they become the Bylaws under which the Yacht Club shall operate.

## **RETURNED TO OPEN SESSION**

**ADJOURNED: 2154 hours.**