

MINUTES OF SEMI-ANNUAL MEETING
PACIFIC AREA CIVIL WAR REENACTORS
AUGUST 11, 2007

The meeting was called to order by the Chair, Stu Howe at 12.44, at which time an adjournment of the General meeting was called for the purpose of entering into an Executive Session.

The General Meeting was reconvened and called to order by the Parliamentarian, Kevin Miller at 12.59

Introduction of those present was called for by the Parliamentarian and afterwards the meeting was turned over to the Chair, Stu Howe, who asked if there is a quorum present. The Parliamentarian informed the Chair a quorum is present and the meeting proceeded.

The organizations represented at the meeting were: NCWA, WBSHA, ACWA, ACWS, CHAS, AND CCWR. A total of six (6) organizations.

Paul DeNubilo (ACWS) moved to accept the minutes from the previous meeting as amended, and the motion died for lack of a second.

Will Entriken (ACWA) moved to accept the minutes of prior meeting with dispensing of their reading as presented. The motion was seconded by Ted Stahr (aka Ted 1) (NCWA).

The vote was 5/1/0 to accept the minutes. The motion carried.

The Chair made the following comments:

The Chair thanked Kevin Miller for hosting this meeting at his home.

The Chair reported the Duncans Mills event held in July was an excellent event for both spectators and reenactors alike.

There is a provision sponsored by the federal OSHA that would have an adverse affect on reenactors with regard to handling and shipping black powder. The NRA lobbied hard against this provision and forced OSHA's recommendation to be withdrawn.

The Internal Revenue Service has issued regulations regarding the "transparency" of financing not for profit organizations and their expenses. All donations of \$2,500 or more must be scheduled in detail on the exempt organizations tax returns.

The Equine test has been tabled.

Mission of PACWR has not been submitted by the committee as of the opening of this meeting. (Recorder's note: Mission statement has been written and approved subsequent to this point being raised. The Statement is included below.)

Committee Reports:

Norm Rogers made a presentation regarding new Language necessary to be included in the organizations' release form in light of a recent liability court case in which the court has ruled language used in the release form is too broad. Norm presented a copy of a release form using his recommended language.

Artillery Group reports (Ted) started to send out all the rules and new tests will be generated after all information has been agreed to by the committee members. Paul DeNubilo volunteered to chair the committee. The members of the committee are: Paul DeNubilo, Ted M, and Izabella.

Motion made by Entrekin & 2nd by Mike to accept the committees reports.

Vote 6/0/0 to approve and accept the report.

Unfinished Business:

Status of acceptance of membership in PACWR by the individual Boards of member organizations:

ACWA

ACWS adopted and approved

CCWR not present at this meeting

CHAS adopted and approved

Comstock adopted and approved

NCWA adopted and approved

RCWA not present at this meeting

WBSHA adopted and approved.

Verification of membership status in PACWR must be provided prior to next PACWR meeting if the organizations wish to remain members of PACWR.

Kevin so moved & Entriken 2nd that organizations who have not done so provide data prior to next meeting indicating their acceptance and approval of membership in PACWR.

Vote 6/0/0 Motion passed.

Entriken so moved & DeNubilo 2nd to prepare and accept a schedule covering events presented by PACWR member organization for publication.

Vote 6/0/0 Motion passed.

Unfinished agenda item d & e are tabled due to lack of reports from the committees until next meeting.

Meeting recessed at 14.10

Meeting reconvened at 14.21

Application for membership has be submitted by Gary Fradella of Southern California Civil War Association. The data provided was deficient in that there is no determination letter from the IRS granting the organization status as a 501 (c) (3). The application to the IRS was filed on 7/16/07.

Gary Fradella made a presentation to the members regarding his organization.

Point of Order raised by Ted 2 since Fradella does not have all the material necessary to consider for membership, do the members continue to consider membership or return the application to Fradella.

Ruling by Parliamentarian membership may not be entertained because application is incomplete.

Enriken so moved and Ted 1 2nd to accept the documents and table the consideration for membership until all applications have been completed.

Discussion by Paul is to recommend the documents be withdrawn and resubmitted when the filing process has been completed since there may be changes.

Enriken withdrew his motion.

Enriken so moved & Mike 2nd to reject the application of Southern California Civil War Association on the grounds of presenting an incomplete set of documents.

Vote 6/0/0 motion to reject carried.

Provisions of the Covenant were discussed.

What happens if scheduled event of one organization is on top of another organization's event within 200 miles? What happens if an organization does not follow PACWR safety rules or liability waivers? It is desirable to have a mission statement to build on top of these two concerns. This will lead toward creating by-laws for PACWR.

Enriken wants a written set of guidelines to be followed by PACWR members. No more "handshake" agreements since we are now operating at and striving for higher levels of organization.

Enriken so moves & Mike 2nd to have a covenant agreement of an unincorporated association of corporations conducting business of civil war reenactments knows as "PACWR" to define relationships, obligations, and duties of present and any future member organizations.

No discussion was offered.

Vote 6/0/0 motion carries.

The following is the proposed language of the covenant of agreement:

All members are independent corporations and control their own autonomous activities.

All member corporations agree and covenant themselves to:

1. Agree to current PACWR safety rules and test governing reenactment events.
2. Agree to use PACWR's waiver of liability forms.
3. Agree to use best efforts not to establish competing events on the same weekend another member organization is holding its event.
4. Maintain all membership qualifications as outlined in the minutes of March 24, 2007.

Failure to abide by this covenant will result in the offending corporation losing its reciprocal privileges of membership in PACWR.

EntriKen so moves & Ted 1 (Stahr) 2nd to accept the language of the covenant agreement and to present the agreement to the individual boards for their approval and to report back to PACWR of the individual boards' approval or disapproval at the next PACWR meeting.

No discussion was offered.

Vote 6/0/0 motion carries.

Norm Rogers provided modification to the release form language based on CA Superior Court of Santa Barbara decision against the City of Santa Barbara. Currently all waivers in CA are invalid unless changed in accordance with the new requirements addressing the issue of scant blatant disregard of liability. Language of the release is adequate (as proposed) and the print size must be a minimum of 9 points as being acceptable by courts as minimum legible size.

Ted 1 so moves individual clubs adopt the language and it be in 9 point type and list the parent club. The motion was withdrawn.

Ted 2 so moved & EntriKen 2nd the wording from the Revised Inter Organization Agreement to include a signature line for Minors on the release form in 9 point type or better be adopted and approved by PACWR members.

No discussion offered.

Vote 6/0/0 motion carries.

Safety tests will be revisited by Stu Howe who will clean-up the tests and make them a multiple choice examination, and report back to the testing committee by 9/30/07 for their consideration and recommendation. Upon review and approval by the test committee, the test will be submitted to the representative organizations of PACWR for their approval.

Enriken so moved & Mike 2nd to have Stu work on modifying the test and report back to the committee and board.

No discussion offered.

Vote 6/0/0 motion passed.

Insurance

Paul stated it may be a bad idea to have all organizations covered under one general liability policy.

A suggestion has been made to form a “marketing group” to shop insurance carriers and having all organizations purchase their individual coverage from one source. This may allow for potential reduction in agent commissions or service fees.

Ted 1 so moves & Phil G 2nd that Ted 2 form a committee to investigate the possibility to acquire common insurance and that all members provide in writing within 30 days

- 1) Copy of their current policy
- 2) Number of members
- 3) Number of events
- 4) Loss runs for past 5 years

No discussion offered.

Vote 6/0/0 motion carries.

The subject of mission statement was raised, however it died for lack of a motion.

A draft of the mission statement will be formed by committee and be e-mailed to all participants for their comments, recommendations, and revisions by 8/15/07 with responses and comments due 8/31/07.

Ted 1 so moved & Enriken 2nd that a committee be formed to draft a mission statement and presented to members for their comments.

No discussion offered.

Vote 6/0/0 motion carries.

Mike so moved & 2nd by Entriken that a general rule addition be made to wit: Engagement area is under the command and control of the respective military commanders. Everyone will abide by the Federal and Confederate commander's direction.

No discussion offered.

Vote 6/0/0 motion carried

Next meeting of PACWR will be on 1/26/08 at 13.00, and the meeting will be chaired by WBSHA.

Kevin Miller's home will be the meeting site.

The meeting adjourned at 17.51