American Legion Post #49

Board Meeting Minutes- September 24, 2015

Members Present: Rebecca Howell, Kevin Ferguson, Steve Hamilton, Jed Fall, Patrick Sullivan, Billie Coone, Bobby Heavin, Tom Dryer, Ben Newton, Stan Wakild, Michael Kinney

Meeting called to order at 19:11 hours with roll call taken and enough members for a quorum.

Rebecca Howell asked Mr. Dyer if he knew who signed James Bartels name to the previous meetings sign in sheet as it was a forged signature.

Before the actual meeting began, Mr. Dryer was informed that he was not actually a board member because he was not voted onto the board he was appointed by Chuck. Mr. Dryer was more than willing to step aside as he was just going off information he was given by Mr. Chuck Aubrey. He then chose to stay for the meeting but just as a member.

There was extensive discussion on the issue of Kevin Ferguson and weather or not he was actually the chairman of the board. Mr. Ferguson explained the bi-laws as he saw them mainly speaking to Mr. Dryer.

Stan Wakild again asked Mr. Dryer who told him he was on the board at which time Mr. Dryer again stated that Chuck Aubrey told him that because of recent events, Mr. Dryer was now on the board having moved up to replace whoever was in the spot before him. Mr. Wakild explained why that could not be possible and again Mr. Dryer stated he was fine with that and would step aside.

At this point Mr. Dryer got up to leave and Mr. Kevin Ferguson asked him to please stay and after the meeting he will be furnished with a copy of the current bi-laws.

Mr. Mike Kinney at this time asked Rebecca Howell to conduct the meeting.

Rebecca Howell stated that she was asked by Mr. Chuck Aubrey to state at the beginning of the meeting that it was not of official capacity and no decisions made or voted on at this meeting would be valid. All members present disagreed and the meeting was continued.

Rebecca Howell stated that there would be an audio recording of this meeting and asked if anyone opposed and all were in favor.

At this time Mr. Kevin Ferguson asked for clarification on what Mr. Aubrey said.

Mr. Jed Fall Stated that in his extensive experience with the American Legion, to his knowledge the Commander may call a meeting at any time and it would be legal.

Mr. Ferguson stated that he was never informed of meetings in the past.

Rebecca Howell stated that as far as she was concerned, as adjutant, that this meeting was official and notes would be taken.

Rebecca also stated that at the last Board meeting, there was not enough people to hold a quorum, and she at this time believes that Jim Bartel's name had been forged as he was not even present in the building at the time of the meeting. She stated that committing fraud on official documents was against what the American Legion is all about.

There was discussion of the fact that Mr. Kevin Ferguson was never given, in writing, a letter that suspended his rights to use the club but not his rights to attend meetings. Rebecca Howell then talked about how the Chairman of the Board position was taken over by the commander in Mr. Ferguson's absence but was then taken over by Mr. Chuck Aubrey because it was thought that there was too much for Mr. Kinney to handle as commander. It was stated that many people, Mr. Kinney Included, that this was done in some attempt at a hostile take over by Mr. Aubrey. Rebecca stated that while it was voted on, this went against the Legion bi-laws and was therefore null and void.

Mr. Bobby Heavin stated that Kevin Ferguson never resigned as Chairman and it was also not the Commander's place to resign either.

Mr. Heavin also stated the Mr. Ferguson has never not been a member in good standing and that the bar portion of this club is not recognized at the state level so discipline in bar situation would not be covered by our Bi-Laws. Rebecca stated that after contacting people at the state and district level, she strongly believed that Mr. Ferguson was still the Chairman of the Board and that it was against the bi-laws to remove him from this position in the first place.

After some discussion, it was agreed by all members present that indeed Kevin Ferguson was still the Chairman of the Board. Commander Michael Kinney was asked by Mr. Ferguson if a vote by members present at this meeting could take place on the matter and all were in favor of reinstating Mr. Ferguson to his post.

Mr. Ferguson at this point asked if all present would be willing to change the time of all future Board meetings from 7pm to 6pm. There was no opposition to this request and the meeting time was changed.

At this time, Mr. Ferguson, acting as Chairman asked if there were any problems that had come up in his absence that he could help with and asked that we all pull together as a family and work towards the good of the Legion. As there was no more discussion, the meeting was adjourned at 20:34 minutes.