

**California Grand Jurors' Association**  
**Board of Directors Regular Meeting – May 26, 2009**  
**MINUTES**

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**Call to Order & Roll Call:**

The roll was taken at 7:02 P.M. and the meeting began at 7:04 P.M.

Present: Bardell, Caranci, Chesny, Hern, D. Hoffman, W. Hofmann, Johnston,  
Landi, Lazenby, Lewi, Masini, McKown, Noce, Sitton, Wylie  
Absent: R. Hoffman  
Others: Linda Baker

**Agenda and Comments:**

B-1 Agenda Approval: Noce

A motion was made by Director W. Hofmann, seconded by Director Hern and passed by voice vote to approve the agenda.

B-2 Member Comment (maximum 10 minutes total)

None

**Consent Item**

C-1 Approval of minutes of Board Meeting, April 28, 2009: Landi

C-4 Review and approve D&O insurance application: Noce

Director Bardell asked that Consent Items C-2 and C-3 be moved to the Action Agenda. A motion was made by Director W. Hofmann, seconded by Director Hern and passed by voice vote to approve Consent Items C-1 and C-4.

**Officer and Committee Chair Reports:** Any minutes submitted by a committee were in the meeting packet.

D-1 Legislative (LAC)-Lazenby: The Committee agreed that they will not have regularly scheduled meetings since they deal with inquiries as they are received. Discussed putting the compendium on a CD and offering for a \$10 fee. The Training Committee would like the compendium to be provided in hard copy and be available on CD for \$20. The LAC is now reluctant about producing a CD of the compendium since it could be easily copied; needs further consideration. This matter will be referred to the Publications Committee to bring recommendations to the Board.

D-2 Public Relations Committee (4/29/09 minutes)-Lewi: The Journal deadline is tomorrow; could use more content. Director Lewi will be gone for a week and Director Masini will be responsible for finalizing the Journal. It was reported that the Osher course at UCLA is complete.

D-3 Membership Relations Committee-Mainland: The President reported that the Committee is working on membership renewals.

D-4 Training Committee (3/16/09 minutes)-Avera: Director Caranci reported that the Committee is in training mode since the seminar season is fast approaching. There are two new on-sites this year; one in Sonoma County and another in Humboldt County. That makes a total of seven on-sites in addition to the regional seminars. Director Lazenby asked any and all directors who are close to a regional seminar to volunteer to lend a hand. Please let Director Lazenby or Chesny know if you can be available for any of the seminars. Director Masini pointed out that the attendees like to mingle with and talk to people and directors from CGJA. Director D. Hoffman suggested that a director try to attend the seminar where their county grand jury will be training.

D-5 Nominations-Election Committee-Hern: The Committee will begin preparing the ballot information after June 1<sup>st</sup>.

D-6 2009 Annual Conference Ad Hoc Work Group-Lewi: Director Lewi has received some good ideas for speakers from Sacramento Chapter President Joe Maloney. The registration form will be in the Journal and on the website.

D-7 Publications Work Group-Sitton: Discussed adding additional items available for purchase, i.e., pens, caps, tote bags, etc. They are checking into availability and cost. We need to print approximately 1,000 copies of the CGJA brochure so that one may be included in each trainee's binder. Director Bardell asked if the Committee was planning to update any publications. Director Sitton said they are not creating documents, that is up to the specific committee.

D-8 Review Committee-McKown: No report.

D-9 Angelo Rolando Ad Hoc Committee-Mason: Director D. Hoffman reported that the Committee has four members and they are looking for a fifth member. The Committee has not yet met. Director Masini will place a notice in the Journal calling for nominations.

D-10 Daye Index Work Group (4/1/09 report)-Baker: Linda Baker reported that she has completed 2003-2004 so there are now 5 completed years.

D-11 Archive Work Group-Noce: No report

D-12 Bylaws Review Ad Hoc Committee-Noce: Director W. Hofmann said the Committee met on May 21<sup>st</sup>. They are collecting previous bylaws, the 2005 draft, etc. All members will review and discuss the documents at their next meeting on June 11<sup>th</sup>. They are planning on 1-3 days of intense work in August.

D-13 Excellence in Reporting Work Group-Noce: Nothing to report. We need to place a notice on the website.

D-14 2010 Annual Conference-Avery: The President will be recommending a Chair at the next meeting.

D-15 Central Information Ad Hoc Committee-Masini: Director Masini is going to meet with Director Wylie to get some of our documents stored on the website so that we have a permanent place for documents like tax returns, publications, etc.

D-16 Executive Committee: No report.

D-17 Steering Committee (5/15/09 draft minutes)-Noce: The President commented that this Committee has been very helpful to him.

D-18 CGJA President (letter to LA Chapter re joint project)-Noce: Mentioned his letter to the LA Chapter regarding their participation in the UCLA Osher Program. He said that there are a few other chapters undertaking projects and they will be sent a letter of recognition.

D-19 CGJA Vice President-McKown: No report.

D-20 CGJA Secretary-Landi: Advised the Board that we have received an email from Earl Heal requesting a membership list or labels. This matter is continued to the end of the Action Agenda.

D-21 Interim Treasurer-Mainland: No report.

## **Action Agenda**

E-1 Request for budget increase for Administration

*President Noce*

**Recommended Action:** The Steering Committee recommends that the CGJA Board approve increasing the Administration/Bookkeeping Services budget from the original amount of \$1,065 to \$2,520 for 2009.

Prior to this evening's meeting, Director Lazenby was advised by the CPA that an invoice for \$1,100 for the preparation of the tax returns is forthcoming. There are also 10 additional hours of work for May that have not yet been billed. Work on inputting data for 2009 has not yet begun

Director Lazenby moved to amend the motion to allocate an additional \$1,000 for bookkeeping services to be charged to Training since much of the data input is related to training receipts and expenditures. Director W. Hofmann seconded the amendment. Director Caranci said that when adding up what we have paid and what we know we have outstanding, there doesn't seem to be enough to cover services through 2009. There was some confusion and it was decided that we need clarification before proceeding. A motion was made by Director W. Hofmann, seconded by Director McKown and passed by voice vote to return this item back to committee.

E-2 Request for increase in 2009 Conference budget

*Director Jerry Lewi, Chair 2009 Conference Committee*

**Recommended Action:** Approve revised budget.

This has no impact on the budget since the Conference is a revenue neutral activity. Director D. Hoffman seconded the motion which passed by voice vote.

C-2 Ratify President's appointment of CGJA Treasurer: Noce

**Recommended Action:** Ratify the CGJA's President's appointment of CGJA Director Judi Lazenby as CGJA Treasurer and the release of CGJA Member John Mainland as CGJA Interim Treasurer.

The President remarked that he is glad that Director Lazenby is willing to step up and serve as Treasurer and added that he doesn't believe there is anyone else who has her knowledge given the time she has spent recently in getting CGJA in good standing relative to current and missing filings. Director Bardell said that Director Lazenby's resignation from the Bar Association was not accepted because of some unresolved issues and she feels it is part of our due diligence to consider the possible risks that might have—a risk to our 501(c)3 status, the D&O insurance, future bonding or negative PR to CGJA. Director Wylie believes this discussion is inappropriate—it is conjecture, hearsay, a personal attack and has nothing to do with the function of educating grand jurors in California. Director Lewi asked if the appointment is to fill the balance of the term which ends October, 2010; that is correct. Director Lazenby said she volunteered to be Treasurer until the end of the year but will try to serve out the entire term. She has a number of other commitments which she will need to shed. Director Sitton said that Director Lazenby is the only person on the Board who has personal knowledge of what we need and has been doing a lot of the Treasurer and tax work already and has gotten us back in good stead. Director Hern called for the question. Director W. Hofmann seconded the call for the question. Director McKown thanked Director Lazenby for volunteering. The vote to call for the question passed by voice vote. The main motion passed by voice vote; Director Bardell voted no.

C-3 Ratify Banking Resolution: Noce

**Recommended Action:** CGJA Board of Directors adopt the Banking Resolution to be used to provide banking institutions with the documentation they require.

The President provided a little background about the signatories and why this action is necessary. Director Bardell said she asked that this item be moved to the Action Agenda because this item was really dependent upon another action being approved. She believes this item should have had a disclaimer that it was pending ratification of C-2. Director Bardell withdrew her objection. The motion passed by the following roll call vote:

Ayes: Bardell, Caranci, Chesny, Hern, D. Hoffman, W. Hofmann, Johnston, Landi, Lazenby, Lewi, Masini, McKown, Sitton, Wylie  
Noes: None  
Abstentions: None

During a brief lull before beginning the next item of business, Director Wylie announced that anyone who would like to receive her blog should notify her and she will place them on the email recipient list.

D-20 CGJA Secretary-Landi: The email request was reread and discussion followed.

## **Executive Session:**

Director Wylie made a motion to open the Executive Session. The motion was seconded by Director Lazenby and passed by voice vote. Directors Landi and Sitton voted no; Director Lewi abstained.

A motion was made, seconded and passed to reactivate the Litigation Committee for the purpose of talking to Counsel Cheever to be able to properly respond to Earl Heal's request; cost not to exceed \$300.00. Director Lewi voted no and Director Bardell abstained.

A motion was made and seconded that due to the sensitivity of this matter, the Secretary be directed not to include the preliminary discussion and report only the action taken. The motion passed by voice vote; Director Bardell voted no.

Director D. Hoffman made a motion to close the Executive Session. The motion was seconded by Director Lazenby and passed by voice vote. Director Bardell abstained.

## **Director Comments**

- Director McKown said that the Marin County Chapter had its annual reunion meeting last week. President Noce and Directors Lazenby and Landi attended.
- Director Caranci thanked Director Lazenby for taking on the Treasurer's duties and also thanks to Director Wylie for setting up the blog.
- Director Lazenby thanked Director Wylie for the blog and for trying to cleanup the CGJA mail forwarding feature.
- In regard to H-8 and H-9, we are all caught up and in compliance with filing requirements.

## **Adjournment**

A motion was made by Director Lazenby, seconded by Director Wylie and passed to adjourn the meeting at 8:58 P.M. The next regular meeting is June 23, 2009.

## **Information Items Submitted Directly by Sponsor**

- H-1 Committee List: Mainland
- H-2 Heal vs. CGJA court record: Noce
- H-3 Question re criminal complaint vs. civil complaint/response: Bardell
- H-4 CGJA critical dates reminder for May/June, 2009: Noce
- H-5 Letter to Postmaster re Bulk Mailing Permit: Lewi
- H-6 Response to Kern County: Noce
- H-7 Dennis Campbell engagement letter: Noce
- H-8 CGJA 2008, 990EZ + Schedule A: Lazenby/Campbell
- H-9 Attorney General letter dated May 15, 2009: Noce

Submitted by Joann Landi