

Josh Martin

Posted November 12



Members
13,878 posts
Location: Minneapolis, MN

On 11/11/2019 at 10:12 PM, Andrew Mowery said:

I think the other thing you are missing is that the board positions aren't all equal. Each has a 3-year term, but they are rotating. So, for instance, 2 of the 5 seats that were being re-filled expire in November. So, there's a distinct difference between Seats #1-5. One goes to 2021, 2 to 2020, and 2 expire tomorrow

I greatly appreciate this clarification. I still personally do not think the seats should have been voted on "one at a time." Instead, the one seat which expired in 2021 should have been voted on individually, the seats which expired in 2020 should have been voted on together, and the two seats which expired this year should have been voted on together. would note that I don't really understand how these staggered terms work when the number of seats on the board is variable, but I suppose that has no bearing on the present question.

Upon further review, however, I do not think that RONR actually prohibits electing multiple, identical positions on separate ballots, it is just rather strange. Additionally, it appears that on each of these ballots, members were free to vote for a person of their choice. As a result, although I may not personally agree with the method used, I do not think it violates any rule in RONR.

On 11/11/2019 at 10:12 PM, Andrew Mowery said:

Meanwhile, the very fact that Irve came here and misrepresented your advice gives rise to an even more important question: Do we, as a community, have a right to bar dishonest persons from participation?

RONR gives a society the right to discipline its own members, up to and including expulsion, for behavior "tending to injure the good name of the organization, disturb its well-being, or hamper it in its work." There is a lengthy process to follow, discussed in Ch. XX of RONR. If your bylaws or applicable law have their own rules on this subject (which seems to be the case), those rules take precedence.

On 11/11/2019 at 10:12 PM, Andrew Mowery said:

So, why should the community make room for people WHO DO THESE THINGS AS A PATTERN OF BEHAVIOR just because the upper end of the range for directors is 9?

And, why should we have a cross-country race where they can attain a board position by taking 9th place in the race?

No one (other than Mr. Denenberg) is saying the board must elect nine board members.

+ Quote

Even when this is not specifically noted, all answers should be assumed to include the caveat "unless your organization's rules or applicable law provide otherwise."