

**BRONX COMMUNITY BOARD 8
COMMITTEE ON LAW, RULES & ETHICS**

Minutes of the Meeting of September 22, 2011

PRESENT

AFFILIATION

Irving I. Ladimer, Esq., Chair	CB8
Sergio Marquez, Esq., Vice Chair	CB8
Ari Adam Spett, Esq., Secretary	CB8
Andrew Cohen	CB8
Robert Press	CB8
Daniel Padernacht, Esq.	CB8
Rosemary Ginty, Esq.	CB8
Joyce Pilsner	CB8
Martin Wolpoff	CB8
Maria Khury	CB8
Sergio Villaverde, Esq.	CB8
<i>Karen Green¹</i>	

Place: The Office of Bronx Community Board 8.

Chairman Ladimer called the meeting to order at 7:30pm.

Chairman Ladimer welcomed all of the members of the Committee, reviewed the Agenda for this meeting and distributed copies of the United States Constitution. The first discussion dealt with the operation of the Board's Nominating Committee. It was then explained that the qualities sought in a member of the Nominating Committee are as follows: 1. Experience; 2. Diversity; 3. Location; and, 4. A demonstrated interest in the community, the Community Board and the Nominating Committee. The Bylaws state that the Nominating Committee may have 3 or 5 members.

The Committee discussed what may constitute a conflict of interest for a member of the Nominating Committee. Mr. Villaverde suggested that a conflict of interest occurs only when one benefits from the arrangement. Chairman Ladimer responded that we use the term "conflict of interest" in a broader sense and that, according to the Conflict of Interest Board, the determination of the operations of the Nominating Committee is entirely up to the Board, as the City Charter is silent on the

¹ Karen Green was a guest of Mr. Press. Mr. Press brought her to the Law Committee meeting with the purported purpose of having her disseminate information with regard to civic education. Ms. Pilsner objected on the grounds that the Law Committee is only for appointed members of the Board, (See: VI Bylaws §7(D)). Ms. Pilsner suggested that Karen Green wait in another room until the conclusion of the Law Committee meeting. Mr. Wolpoff suggested that all committee meetings are open to the public, unless the committee meets in executive session. Chairman Ladimer allowed Karen Green to be present, but admonished her not to participate in the proceedings of the Committee.

issue. Ms. Khury commented that the Nominating Committee has a duty of confidentiality.

The issue arose as to whether a person who would run for a committee chairmanship or Board office should be present during the deliberations, if that person is also on the Nominating Committee. Chairman Ladimer concluded that such person shall not be present for the discussion of that particular position.

Mr. Padernacht suggested the following language for adoption by the Law Committee:

“No person on the Nominating Committee shall be nominated for an officer position by the Nominating Committee.”

A vote by the raising of hands was taken: **10 Yeas** **1 Nay** **0 Abstentions.**

Yea: A. Cohen, R. Ginty, M. Khury, I. Ladimer, S. Marquez, D. Padernacht, J. Pilsner, R. Press, A. Spett, M. Wolpoff.

Nay: S. Villaverde

The Yeas being in the majority, the language was adopted.

The Committee agreed to continue discussion on this issue, the issue of voting rights on each committee and the issue of civic education at the next meeting.

The meeting was adjourned at 9:20pm.

Reviewed by:
Irving I. Ladimer, Esq., Chair

Respectfully Submitted,
Ari Adam Spett, Esq., Secretary