

WEST VIRGINIA BAR FOUNDATION, INC.  
BOARD OF DIRECTORS MEETING  
STATE BAR CENTER - CHARLESTON  
FEBRUARY 6, 1992

M I N U T E S

The meeting of the Board of Directors of the West Virginia Bar Foundation was called to order by President Robert M. Steptoe, Jr., on February 6, 1992 at the State Bar Center in Charleston.

The members of the Board in attendance were John McClaugherty, Charles Loeb, Mote Thompson, David Daugherty, Robert Wallace and Grant Crandall. Participating by telephone conference call was R. Sue Core. Tom Tinder was also present.

The first item on the agenda was a review of the minutes of the last Board meeting on December 5, 1991. A motion was duly made, seconded and passed that the minutes be approved as presented.

The next item for discussion was a review of the finances of the Foundation. Mr. Tinder distributed some financial records and explained them. The Foundation had a positive cash flow through January 31, 1992 for the fiscal year of July, 1991 to June, 1992.

President Steptoe then requested that there be a report on the Interest on Lawyer Trust Accounts (IOLTA) program. In the absence of Board member William Richardson, Jr., the Chairperson of the IOLTA Advisory Committee, Mr. Tinder gave the report.

There is more than 80% of the lawyers in the state participating in the comprehensive IOLTA program. This is a major accomplishment since the program just became comprehensive on September 15, 1991.

Mr. Tinder explained that there was a small number of lawyers who were being placed in a position of having to use their own funds in order to have an IOLTA account because of minimum balance requirements and lack of other financial institutions in their area. Consequently, a motion was duly made, seconded and approved that exemptions to the IOLTA program can be granted based upon a specific set of criteria. This procedure must be approved by the Supreme Court.

After additional comments were made, a motion was duly made, seconded and passed to approve the amount of \$3,500 to the CASA program in Cabell County once approval has been provided by the Supreme Court. Mr. Thompson abstained from voting on this question.

Then, a motion was duly made, seconded and passed that the amount of \$279,000 which had been received by the IOLTA program for the first six months of the fiscal year be distributed with 80%

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being allocated to the four legal services programs in the state, based upon a per capita allocation, that 10% of the funds be set aside for special projects and that the remaining 10% be used for administrative costs.

The next item on the agenda was a report on the Burst the Balloon fund raising campaign. At the present time, the amount of \$7,000 has been contributed to this endeavor. It was agreed that a follow up letter will be sent to the members of the Bar from the chairpersons of the campaign, Mr. Loeb and Mr. McClaugherty.

President Steptoe then lead a discussion regarding activities at the 1992 Annual Meeting of The West Virginia State Bar. The Board set the date for the Annual Meeting of the Bar Foundation as being on Friday, April 24, 1992 at 5:00 p.m. at the Radisson Hotel in Huntington.

President Steptoe then appointed the members of the Nominating Committee - John Fisher as Chairperson and Bob Wallace and Larry Morhous as members of the Committee. It was agreed that a notice would be sent to all members of the Foundation and all Bar members concerning the Annual Meeting of the Foundation.

The next item for discussion was structural changes needed at the State Bar Center in order to meet the requirements of the Americans with Disabilities Act. Mr. Tinder provided the Board members with some recommendations which had been received from Paul Marshall, a local architect. The amount of funds necessary to make the modifications is approximately \$20,000.

After some comments were made, a motion was duly made, seconded and passed that Mr. Marshall should be given the responsibility of accomplishing these changes, but that three bids should be gotten for the work with the lowest, responsible bidder being given the job.

It was agreed that the next meeting of the Board would be called by the President.

There being no further business to transact, the meeting was adjourned.