

MINUTES OF ANNUAL MEETING OF
NEBRASKA BROADCASTERS ASSOCIATION

FRIDAY, MAY 16, 1958

SCOTTSBLUFF, NEBRASKA

11th to 24th meeting 1958-1972
The (twenty-fifth) annual meeting of the Nebraska Broadcasters Association convened at the Scottsbluff Country Club, Scottsbluff, Nebraska, at 9:30 a.m. on May 16, 1958.

The meeting was called to order by the President, Virgil Sharpe.

The minutes of the meeting of September 18, 1957, held at Grand Island, Nebraska, were read and approved.

President Virgil Sharpe appointed the following committees:

Resolutions Committee:	Harry Peck, Chairman Dave Young Roy Lenwell
------------------------	---

Nominating Committee:	Les Hilliard, Chairman Bob Thomas James Ebel
-----------------------	--

Bob Thomas reported on lottery analysis of business promotion issue and read a letter from Clarence S. Beck, deputy Attorney General to the State Senator David W. Tews, dated Dec. 17, 1957 and a letter from Clarence S. Beck to the Nebraska Legislature, dated Feb. 18, 1958, pertaining to the lottery issue. Bob Thomas suggested that the new president appoint a committee to follow through on the matter of clarifying the lottery law of the State of Nebraska regarding contests held on radio. Virgil Sharpe recommended securing the services of a Lincoln attorney to present a bill, as suggested in Mr. Beck's letters.

Mr. Thomas made the following motion:

RESOLVED, that the new president appoint a committee, with the Chairman of the committee a Lincoln resident, to pursue this matter and come up with

introduced in the Legislature and that all members of Nebraska Broadcasters Association get together with their Senators to give them some idea on what we are trying to do.

Motion seconded by Jack Gilbert. Carried by unanimous vote.

Virgil Sharpe called upon Les Hilliard for a report on the Sports Broadcasters Association. Mr. Hilliard's report was followed by a discussion wherein he explained some of the problems in broadcasting state tournaments and expressed the opinion that television and radio broadcasting should be handled as two distinct problems. A discussion was had regarding fees charged by the University for games broadcast. Virgil Sharpe stated that, at a meeting of Presidents of Broadcasting Associations held in Washington, D. C., 27 of 32 members present had determined that fees would have to be paid; however, most of these were from states of large populations. Mr. Hilliard suggested we should try to hold the line where it is, as many stations would be unable to carry games if a charge were made. It was agreed our problems in carrying games were mostly on a local level.

It was suggested that the incoming president appoint a committee to work with Virgil Sharpe, who will work on the problem and arrange to meet with the Nebraska High School Athletic Association.

Mr. Douglas Anello suggested that a resolution could be made asking to carry the games fee, but, in his opinion, a statement definitely stating we would not pay, could be construed as a violation of the anti-trust law.

Harry Peck made the following motion:

RESOLVED, that the incoming administration expedite the matter of arranging a meeting with the State Athletic Association as rapidly as possible.

Motion seconded by Les Hilliard. Carried by unanimous vote.

Dick Chapin was appointed chairman of the University of Nebraska committee.

Virgil Sharpe read a letter from Frank Fogarty of WOW, regarding the tendency of Journalism students at the University of Nebraska to consider only the newspaper branch of journalism. Dick Chapin reported on talks with the University about employment of University journalism students in radio.

Roy Lenwell made the following motion:

RESOLVED: that we furnish a Radio membership and a TV membership in the Nebraska Broadcasters Association to the University of Nebraska journalism class.

Motion seconded by Jack Gilbert. Carried by unanimous vote.

A discussion was had on the promotion of the Voice of Democracy contests held each year. Virgil Sharpe read a letter from the National headquarters of the program, stating they hoped for our continued endorsement of the program.

Dick Chapin made the following motion:

RESOLVED, that we approve the plan for promotion during the Voice of Democracy contests.

Motion seconded by Harry Peck. Carried by unanimous vote.

The financial report was given by Dick Chapin, as follows:

Balance on Hand, as of April 30, 1957		\$2527.26
Treasury Bonds (Maturity Value)	\$1900.00	
Network Bonds (transferred to Nebraska Broadcasters Assoc.)	<u>2000.00</u>	<u>3900.00</u>
TOTAL		\$6427.26

Mr. Chapin explained he had been advised by letter that the transfer of the above bonds could not be completed in time for this meeting but that the bonds should be in his hands shortly.

The associate members present, SESAC, Northwestern Bell Telephone Company, Associated Press and United Press and University of Nebraska were greeted by President Virgil Sharpe, extending the Association's thanks for their interest and attendance.

A discussion was had on the advisability of securing additional associate members, ie. honorary NBA members, and it was agreed that names of organizations that should be asked to join should be submitted and some definite action taken to obtain additional associate members.

A discussion was had on the Judge English matter and Canon 35. It was suggested that some action be taken to provide financial help for Judge English, if he so desired. Jim Ebel stated that Judge English had been advised by his attorneys not to accept the help of the Broadcasters. The matter of filing a petition as a friend of the court was discussed, to indicate our interest; also, the desirability of sending a strong resolution to the Supreme Court of Nebraska on the part of Radio and TV, regarding public rights of admission to the courts for any kind of established media of reporting. No action was taken at this time.

...the
... ..
... ..
... ..

... ..

... ..
... ..

... ..

... ..

... ..

... ..

... ..

... ..

... ..
... ..
... ..

... ..
... ..
... ..

... ..
... ..
... ..

... ..
... ..
... ..
... ..
... ..
... ..
... ..

... ..
... ..
... ..

FM
Nebraska, Inc.
Cavalieri
Wulf
haels
Morgan
pas
haels
Ohnson
133
100: 96.9
-th 56th, suite 205
-th NE 68504

Virgil Sharpe then introduced Mr. Douglas Anello, representative for the National Association of Broadcasters, the speaker of the day.

Mr. Anello stated that broadcasters have failed to follow up on the right to editorialize, which they fought for and obtained. He stated that radio competes with the newspapers on advertising - why not on editorializing.

He further stated that editorializing by radio stations is the hottest subject in Washington; that in regard to editorial broadcasting they ask only that you be fair. That stations should take a stand on issues.

He pointed out that Canon 35 is not a law, but a statement by the American Bar Association, promulgated immediately after the Hauptmann trial in 1933 which, in effect, states that courts be closed to all broadcast media. That Canon 35 is a very important subject in Washington. He suggested that broadcasters should show how unobtrusive broadcasting from a courtroom can be and that it might be advisable for each Judge to have control of the matter of whether or not broadcasting, etc., be allowed in his court.

He discussed music for broadcasting and advised ASCAP's contract will expire shortly.

He discussed the problem of lottery and stated that the act of listening is not a consideration.

He stated that Secretary Weeks had advised that they do not intend to include information concerning the number of radio receivers in the 1960 census. Mr. Anello suggested it might help if the broadcasters would pass a resolution asking that Congress specifically appropriate funds for making a radio and TV survey in connection with the 1960 census, and that unless funds are appropriated, he was certain we will not get any radio or TV information in the coming census.

On Section 315 regarding political advertising, he stated that if the court upholds the decision in the South Dakota case, we are protected.

In a question and answer session following Mr. Anello's address, it was brought out that in the matter of lottery determination, the ruling is entirely in the hands of the local county attorney.

Mr. Anello stated that members will be nominated to serve on the committee on the ASCAP contract meeting and that 17 would be members of the

permanent committee. It was suggested that there should be a representative from Nebraska on the committee and that we should work on this silently. It was suggested that the president meet with presidents of other state associations.

Owen Saddler reported on the meeting of the Nebraska Freedom of Information Committee on the Judge English matter, it being the opinion of the committee that Canon 35 should be rescinded as it is discriminatory; if one media of coverage is allowed, all established media should be allowed the privilege of coverage.

Jim Ebel made the following motion:

RESOLVED, that Virgil Sharpe and Owen Saddler participate on the Nebraska Freedom of Information committee.

Motion seconded by Jack Gilbert. Carried by unanimous vote.

Ed Morgan made the following motion:

RESOLVED that the Nebraska Broadcasters Association inform Owen Saddler and Virgil Sharpe that in participating on the committee of the Nebraska Freedom of Information Committee they act on behalf of the Association as they see fit.

Motion seconded by Dick Chapin. Carried by unanimous vote.

Roy Lenwell discussed the problem of interferences and after a discussion it was decided no action would be taken as a group, on interference matters, but that it be left on a local option basis.

Dick Chapin read a letter inviting a representative of the Nebraska Broadcasters Association to speak at the meeting of the Kansas Broadcasters Association at Topeka, Kansas, on May 24 and 25, 1958. After discussion it was agreed to accept the invitation and Dick Chapin made the following motion:

RESOLVED, that we send the incoming president as our representative to the meeting of the Kansas Broadcasters Association on May 24 and 25, 1958.

Motion seconded by Harry Peck. Carried by unanimous vote.

Meeting adjourned for luncheon.

Immediately following the luncheon, at which the ladies were guests, President Virgil Sharpe introduced William G. Walter, Mayor of the city

government committee. It was suggested that there should be a representative from Nebraska on the committee and that we should work on this jointly. It was suggested that the president meet with presidents of other state associations.

Owen Sadler reported on the meeting of the Nebraska Freedom of Information Committee on the Judge Ralston matter, it being the opinion of the committee that Canon 35 should be regarded as it is discriminating; if one month of coverage is allowed, all established media should be allowed the privilege of coverage.

Jim Ebel made the following motion:

RESOLVED, that Virgil Sharpe and Owen Sadler participate on the Nebraska Freedom of Information Committee.

Motion seconded by Jack Gilbert. Carried by unanimous vote.

Ed Morgan made the following motion:

RESOLVED, that the Nebraska Broadcasters Association inform Owen Sadler and Virgil Sharpe that in participating on the committee of the Nebraska Freedom of Information Committee they act on behalf of the Association as they see fit.

Motion seconded by Rick Chapin. Carried by unanimous vote.

Roy Lemwell discussed the problem of interference and after a discussion it was decided no action would be taken as a group, on interference matters, but that it be left on a local option basis.

A letter inviting a representative of the Nebraska Broadcasters Association to speak at the meeting of the Kansas Broadcasters Association, on May 24 and 25, 1968. After discussion to accept the invitation and Rick Chapin made the

and the incoming president as our representative Kansas Broadcasters Association on May 24 and

Carried by unanimous vote.

for Johnson.

Following the luncheon, at which the ladies were guests, Virgil Sharpe introduced William G. Webster, Mayor of the city

Box 218, McCook, NE 69001
8)345-1981
Contemporary/AOR
Kautz & John Cartwright
er: John Cartwright, Jr.
rs: Jim Cartwright

Frequency: 780
Box 789, Norfolk, NE 68701
2)371-0780

Owner - E.F. Huse Jr. &
Family
Owner & Executive V.P.-
ert E. "Bob" Thomas
bb Thomas
rk Smith
edman
emer
tmann
on
er

of Scottsbluff. Mayor Walter extended a welcome and greetings, on behalf of the city of Scottsbluff, to the broadcasters.

President Virgil Sharpe then introduced Mr. Henry Kosman, representative of the Ak-Sar-Ben Community Service Award Committee.

Mr. Kosman, on behalf of the Ak-Sar-Ben Community Service Award committee, presented the first annual awards for outstanding community service by Nebraska radio stations to the following:

Awards of Merit to: Radio Station KOGA, Ogallala, Nebraska
Radio Station WOW, Omaha, Nebraska

Cash Awards and Plaques to:

Radio Station KBRL, McCook, Nebraska, for
their project of raising \$1000.00 to purchase
an Isolette for their local hospital.

Radio Station WJAG, Norfolk, Nebr., for their
project of providing listeners in their area
with regular radio reports of administrative
and council proceedings.

Mr. Kosman presented the plaques and instructed the recipients to contact Ak-Sar-Ben regarding their project and a check for the cash award would be mailed to them.

The meeting reconvened at 1:30 p.m. and was called to order by President Virgil Sharpe.

A discussion was held on whether or not we should hold a legislative party again this year. It was generally decided not to have a legislative party this year, but no formal action was taken.

President Virgil Sharpe called upon Harry Peck for the report of the Resolution Committee.

Harry Peck, chairman of the Resolutions Committee, reported as follows:

WHEREAS Virgil Sharpe of KOWH, Omaha, has rendered outstanding service to the Association as its President and Dick Chapin, KFOR, Lincoln, for his service to the Association as Secretary-Treasurer and Director of the Placement Bureau, and;

WHEREAS the presence of Doug Anello of NAB added greatly to the deliberations for the annual meeting; and

WHEREAS KOLT, KNEB and KSTF have been gracious and hospitable hosts at the annual convention of the Association in Scottsbluff; and

WHEREAS Ken Keller of the University of Nebraska, for his presence at this meeting and his cordial greetings from the University at this annual meeting; and

WHEREAS this Association appreciates the presence and support of the associate members; and

WHEREAS His Honor the Mayor has attended all sessions;

BE IT RESOLVED that a sincere vote of thanks and appreciation be given to each of the above named parties and that the Association extend a warm round of applause as a token of its appreciation.

Harry Peck moved adoption of the above resolution. Seconded by Dick Chapin, Carried by unanimous vote.

WHEREAS the inclusion of information concerning the number of AM and FM radio receivers in households on a county-by-county basis is extremely important to the broadcasting and electronics manufacturing industries; and

WHEREAS the cost of obtaining this information by private industry is prohibitive; and

NOW, THEREFORE, BE IT RESOLVED, by the Nebraska Broadcasters Association, in convention assembled, that the Association ask that the Congress of the United States appropriate sufficient funds to the Bureau of the Census specifically for the purpose of securing this valuable information so that it may be included in the 1960 Census; and

BE IT FURTHER RESOLVED that a copy of this Resolution be sent to each United States Senator and each member of the Congressional delegation from the State of Nebraska.

Harry Peck moved for the adoption of the above resolution. Seconded by Dick Chapin. Carried by unanimous vote.

WHEREAS, the Supreme Court of the State of Nebraska has adopted Canon 35 of the American Bar Association; and

WHEREAS, the tools for reporting for media of mass communications have been developed greatly since the adoption of Canon 35;

NOW, THEREFORE, BE IT RESOLVED that the Supreme Court of the State of Nebraska and the Nebraska Bar Association be petitioned to allow a demonstration of modern techniques of electronic reporting by the Nebraska Broadcasters Association.

Harry Peck moved the above resolution be adopted. Seconded by Newell Eastman. Carried by unanimous vote.

WHEREAS, licenses are granted to television stations to serve their communities and their associated areas; and

WHEREAS allocations have been established to define the service area of a given television station; and

WHEREAS a television station serving a sparsely populated rural area cannot exist in competition with programs piped into community antenna systems from heavily populated metropolitan areas; and

WHEREAS, the allocation of frequencies for microwave systems did not contemplate their use to destroy the service possibilities of local television stations;

NOW, THEREFORE, BE IT RESOLVED, that the FCC set for hearing all applications for microwave circuits which would be used to pipe programs into areas currently being served by existing television stations, and that the television stations so affected should be made a party to the hearing.

Dick Chapin moved the above resolution be adopted. Seconded by Jack Gilbert. Carried by unanimous vote.

President Virgil Sharpe called for the report of the nominating committee, which offered the following candidates to serve the Nebraska Broadcasters Association for the 1958-59 term:

President: Dave Young
Vice President: Jack Gilbert
Secretary-Treasurer: Richard W. Chapin

Board of Directors: Paul Fry Radio
Harry Peck Radio
Tom Gleason Radio
Owen Saddler TV
Virgil Sharpe, NAB Representative

It was moved by L. L. Hilliard that the above named persons be elected to the offices shown opposite their names. Seconded by Newell Eastman. Carried by unanimous vote.

A discussion was had on the convention site for next year. Jim Ebel suggested Lincoln and Roy Lenwell proposed McCook.

Vote was taken by secret ballot. Lincoln, Nebraska, was given the majority of votes and was declared to be the site for the 1959 convention of the Nebraska Broadcasters Association.

Harry Peck suggested that our state meetings could be greatly expanded to cover several different facets of the industry which would benefit all of the broadcasters with their sales and programming problems.

In the general discussion that followed, the following suggestions were made for expanding the meetings:

Secure speakers from large advertising agencies.
Secure speakers on public service work, to see in
what areas it can be expanded in the future.
Secure speakers who are sales experts in various fields.

No definite action was taken on expanding the meetings in the future.

President Virgil Sharpe, in his closing remarks, reminded those present that this is the 25th annual meeting of the Nebraska Broadcasters Association, and that it is the second oldest organization of broadcasters in the United States.

President Virgil Sharpe called for a motion of adjournment if there was no further business.

Moved by Harry Peck that the meeting adjourn. Seconded by Dick Chapin. Meeting adjourned by unanimous vote.

Respectfully submitted,

/s/ Frances L. Martin
Acting Recording Secretary