

Submitted to the Board March 17th, 2015 by Bart McGlothlin.

This motion will be made at the April Members meeting and voted on at the May membership meeting, 2015.

Mr. President;

I move that the Club Constitution be revised to clarify the process for impeachment and expulsion.

The update of the Constitution and Bylaws of the club to move this item to the appropriate section and to read as follows:

ByLaws, Article I, Section 5 to be moved to Article II and revised:

ARTICLE II – IMPEACHMENT OR EXPULSION OF MEMBERS

Section 1 Impeachment

Any officer or director may be impeached. The impeachment procedure shall be as follows:

- a) A written complaint must be presented to the Board detailing the reasons why an individual should be impeached.
- b) The Board, excluding the officer or director in question, shall consider whether the complaint has sufficient merit to warrant action. The voting shall be by secret ballot and the subject individual shall not have a vote.
- c) If a majority of the Board feels the complaint has merit, the Board shall invite the complainant(s), the officer or director in question, and any witnesses either side wishes to present, to a meeting of the Board. Both sides may present their case, rebuttal and cross-examination if desired. A reasonable effort shall be made to schedule this meeting at a time convenient for all parties.
- d) After presentation of evidence, both parties and their witnesses shall be dismissed and the Board shall consider its action. The Board may impeach the officer or director in question by a two-thirds vote of Board members present and voting. The voting shall be by secret ballot and the subject individual shall not have a vote.
- e) If the officer or director is impeached, they shall have the right of appeal to the general membership. If such an appeal is made, it must be announced at the next monthly meeting and the appeal must be presented at the next monthly meeting following the announcement. The Secretary shall notify the membership at least ten days in advance of the presentation of the appeal in the same manner as outlined in Article IV Section 2 of the Constitution.
- f) The impeached officer or director shall not serve in office until after a successful appeal. The President shall, pursuant to Article III, Section 1, paragraph (a) of the Constitution, appoint a temporary replacement.
- g) The vote to overturn an impeachment shall be by secret ballot. The general membership shall be asked to "sustain" or "overturn" the impeachment and a simple majority vote shall determine the result. No further appeal of the impeachment shall be permitted.

Section 2 Expulsion

Any Member may be expelled from the Club. The expulsion procedure shall be as follows:

- a) A written complaint must be presented to the Board detailing the reasons why an individual should be expelled.
- b) The Board, excluding the individual in question, shall consider whether the complaint has sufficient merit to warrant action. The voting shall be by secret ballot and the subject individual shall not have a vote.
- c) If a majority of the Board feels the complaint has merit, the Board shall invite the complainant(s), the subject individual in question, and any witnesses either side wishes to present, to a meeting of the Board. Both sides may present their case, rebuttal and cross-examination if desired. A reasonable effort shall be made to schedule this meeting at a time convenient for all parties.
- d) After presentation of evidence, both parties and their witnesses shall be dismissed and the Board shall consider its action. The Board may expel the individual in question by a two-thirds

- vote of Board members present and voting. The voting shall be by secret ballot and the subject individual shall not have a vote.
- e) If the individual is expelled from the Club, they shall have the right of appeal to the general membership. If such an appeal is made, it must be announced at the next monthly meeting and the appeal must be presented at the next monthly meeting following the announcement. The Secretary shall notify the membership at least ten days in advance of the presentation of the appeal in the same manner as outlined in Article IV Section 2 of the Constitution.
 - f) The vote to overturn an expulsion shall be by secret ballot. The general membership shall be asked to "sustain" or "overturn" the expulsion and a simple majority vote shall determine the result. No further appeal of the expulsion shall be permitted.

Statements in support:

This change will clarify the processes they pertain to, and be able to provide proper guidance and usefulness of the ByLaws.

REFERENCE - Original Constitution wording (excerpts):

Section 5 Impeachment

Any officer or director may be impeached. The impeachment procedure shall be as follows:

- a) A written complaint must be presented to the Board detailing the reasons why an individual should be impeached.
- b) The Board shall consider whether the complaint has sufficient merit to warrant action. If a majority of the Board feels the complaint has merit, the Board shall invite the complainant(s), the officer or director in question, and any witnesses either side wishes to present, to a meeting of the Board. Both sides may present their case, rebuttal and cross-examination if desired. A reasonable effort shall be made to schedule this meeting at a time convenient for all parties.
- c) After presentation of evidence, both parties and their witnesses shall be dismissed and the Board shall consider its action. The Board may impeach the officer or director in question by a two-thirds vote of Board members present and voting. The voting shall be by secret ballot and the subject individual shall not have a vote.
- d) If the officer or director is successfully impeached, they shall have the right of appeal to the general membership. If such an appeal is made, it must be announced at the next monthly meeting and the appeal must be presented at the next monthly meeting following the announcement. The Secretary shall notify the membership at least ten days in advance of the presentation of the appeal.
- e) The impeached officer or director shall not serve in office until after a successful appeal. The President shall, pursuant to Article III, Section 1, paragraph (a) of the Constitution, appoint a temporary replacement.
- f) The vote to overturn an impeachment shall be by secret ballot, conducted in the manner as an election. The general membership shall be asked to "sustain" or "overturn" the impeachment and a simple majority vote shall determine the result. No further appeal of the impeachment shall be permitted.

ARTICLE II - EXPULSION OF MEMBERS

Any member may be expelled and the procedure is identical to the impeachment procedure detailed in Article 1, Section 5 of the Bylaws.