

SEWER AUTHORITY MID-COASTSIDE
Staff Report

Subject / Title

Receive Report From and Provide Direction to SAM General Counsel on JPA Amendment

Staff Recommendation:

Receive Report From and Provide Direction to SAM General Counsel on JPA Amendment

Fiscal Impact:

None. This is an informational item only.

Discussion/Report:

At the board meeting of January 25, 2010, the SAM Board directed Counsel Copeland to review the practice of appointing an officer of the Board as Secretary / Treasurer and to report to the Board on a possible JPA amendment addressing a change to that practice. Counsel Copeland will provide an oral report at the meeting.

Below is an excerpt from SAM's JPA Agreement, addressing officers:

H. Officers. The Authority shall have three officers: Chairman, Vice Chairman and Secretary. The directors of the Board shall select from the Board these three officers who shall hold office for a period of one year, commencing January 1 of each year; provided, however, that the current officers appointed shall hold office until December 31, 2003, and provided further that, in the event that a member agency removes from the Board a director serving as an officer, the Board shall appoint another director to fill the vacant office for the remainder of that fiscal year.

- 1. The Chairman shall preside at the meetings of the Board. The Chairman's duties shall be to call meetings to order, adjourn meetings, announce the business before the Board in the order in which it is to be acted upon, recognize directors and non-directors entitled to the floor, put to vote all questions moved and seconded, announce results of votes, maintain the rules of order, execute documents on behalf of the Board when duly approved for action, and carry out other duties set forth in the bylaws. The Chairman shall be entitled to exercise his full voting rights on all questions before the Board and need not relinquish the chair to discuss a question before the Board.*
- 2. A Vice Chairman shall be selected and hold office in the same manner as the Chairman and in the absence of the Chairman shall preside and hold the same powers as if he were the Chairman.*
- 3. A Secretary shall also be selected from the Board.*
- 4. The Board shall also appoint one of its officers to be the Treasurer.*