

## NCBBA Bylaws Review

These recommendations are submitted to the NCBBA Officers and Directors on 6/24/2023 based on review by Woodie Kitchen, Al Adam, Carol Mowers, and Janice Regan.

The changes below were approved by the BOD at the September 2023 BOD Meeting.

*The items to be changed are in Red font and recommended changes are also in red under the word **Recommendation** in each section.*

### **Cover Page**

#### **Recommendation:**

- Change Phone number to (252) 473-1886.
- Change Revision date on cover
- Change Revision date in document
- Add Mission Statement to cover.

### **Article 1, Section 2** Purposes

The purposes of the NCBBA will be as follows:

- (1) to unite, in a non-profit organization, all persons interested in the natural beach resources of the Outer Banks of North Carolina and elsewhere,
- (2) to maintain a code of ethics for beach behavior to which each member must subscribe to uphold,
- (3) to publicize the principles of the NCBBA and request general acceptance of our aims,
- (4) to engage in conservation of natural resources, including but not limited to the dunes, the beaches, the wildlife (including fish and fowl), and the vegetation,
- (5) to join with other conservation groups – local, state national and other compatible organizations, to ensure regulations and their enforcement are consistent with the general aims of the NCBBA,
- (6) to support and cooperate with local, state and federal officials in preserving the natural resources of the coastal areas and natural beaches of North Carolina.

#### **Recommendation:**

- Correct spelling of the word request, remove colon and add commas.

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(4) to engage in conservation of natural resources, including but not limited to the dunes, the beaches, the wildlife (including fish and fowl), and the vegetation,  
(5) to join with other conservation groups – local, state, national and other compatible organizations, to ensure regulations and their enforcement are consistent with the general aims of the NCBBA,  
(7) to support and cooperate with local, state, and federal officials in preserving the natural resources of the coastal areas and natural beaches of North Carolina.

**Article 2, Section 2, C.** Life Membership: Any person of any age who pays a lifetime membership fee as established by the Board of Directors.

**Recommendation:**

- Add “Life Membership is not transferrable. See G below for reinstating an expired membership number.”

**Reason:** Clarifies Life membership

**Article 2, Section 2, D.** Senior Life Membership: Any person sixty (60) years of age or older, who pays a senior life membership fee as established by the Board of Directors.

**Recommendation:**

- Add “Senior Life Membership is not transferrable. See G below for reinstating an expired membership number.”

**Reason:** Clarifies Senior Life membership

**Article 2, Section 2**

**Recommendation:**

- Add a new “G” paragraph. “Reinstating an old number can be done by a family member. The cost of a new membership, Adult or Life is required, and the number issued will be the original number of the previous family member if still available. The Board of Directors shall have the authority to create special circumstances for the reinstating an older number.”

**Reason:** Clarifies membership plate requirements

**Article 5, Section 2, C.** The Board of Directors has the authority to appoint non-voting members as Director Emeritus.

**Recommendation:**

- Change to: “The Board of Directors may appoint past officers and directors as Director Emeritus. A Director Emeritus shall not have a voting status.”

**Reason:** Provides clarification

**Article 5, Section 2**

**Recommendation:**

- Add a new “D” paragraph, “The Past President will serve a two-year term on the Board of Directors with voting rights. After this time, they will revert to general membership status but retain the “Past President” title. This two-year term allows for mentoring and support of the incoming President and the Board of Directors.”

**Reason:** Provides clarification for the past president duties which was not addressed at all in the bylaws.

**Article 5, Section 3.** Any member in good standing and with the approval of the board at the time of the elections will be eligible for nomination as an officer or director of the NCBBA, provided he is present at the time of the election or has signified in writing his acceptance of the position to which he has been nominated.

**Recommendation:**

- Change last section in red above to read “provided he is recommended by the nominating committee and approved by the Board of Directors.”

**Reason:** Provides clarification and aligns the organization with Robert’s Rules of Order

**Article 5, Section 5, A.** Nominations. “At least forty-five (45) days prior to the election, the President, with the concurrence of the Board of Directors, will appoint a member to serve as chairperson of the Nominating Committee.”

**Recommendation:**

- Change the words in red above to read “At the September Board of Directors meeting,”

**Reason:** The Chairman needs to be selected and the process started at the September meeting to allow time to have the candidates selected and their names printed in the winter newsletter and the ballots created online and in the newsletter for election results at the Annual Meeting.

**Article 5, Section 5, B.** Voting Ballot. After the acceptance of the slate of officers and directors, the Board of Directors will instruct the Nominating Committee Chairperson to prepare an official ballot, which will include a provision for members to vote by proxy. Electronic ballots will reflect the same information as provided on the hard copy ballots. Ballots shall be mailed and/or made available on the internet to each member at least thirty (30) days prior to the election. Write-in nominations and nominations from the floor by any member in good standing will be accepted. The tallying of votes for the officers and directors will include such nominations.

**Recommendations:**

- Change “mailed and/or made available on the internet to each member” to “published in the NCBBA newsletter”
- Delete last 2 sentences

**Reason:** This is to clean up and clarify our process by following Roberts Rules of Order. We nominate the candidates by committee, the board approves the slate, and a ballot is created. According to our current bylaws both ballots, Paper and Electronic, must be the same. Currently electronic ballots don't allow for write-ins. Since we nominate by committee and elect by ballot, we do not need nominations from the floor or write-in provisions. This process allows vetting of candidates and eliminates confusion if someone wants to run that the Board doesn't feel is qualified.

**Article 5, Section 5, C.** Voting

(1) A candidate for each office must receive a simple majority of the total votes cast to be elected. Should any candidate for an office fail to receive a majority, additional ballots will be conducted, limited to the nominees with the two highest number of votes.

(2) All available director positions will be filled by those candidates receiving the highest number of votes. Should a tie vote exist for the final director's position, the President will cast the deciding vote per Article V, Section 6, A (8).

**Recommendation:**

- Eliminate 1 and 2 in its entirety.
- Add: (1) A candidate must receive a simple majority of the votes cast to be elected. If there is a tie, the President will cast the deciding vote per Article V, Section 6, A (8).