

# EAST VALLEY POPS ORCHESTRA BY-LAWS

## **Article I NAME**

The name of this organization shall be THE EAST VALLEY POPS ORCHESTRA, herein referred to as the ORCHESTRA.

## **Article II PURPOSE**

The purposes of the Orchestra shall be educational and charitable. It shall seek to provide an outlet for adult musical expression and education, to promote the advancement of live performance of symphony orchestra music and support instrumental music students in the public schools.

## **Article III HISTORY**

The Orchestra was established in December of 1982 at Mesa, Arizona as The Citrus Gardens Concert Orchestra. In 1998, the orchestra moved to the Silveridge RV Resort and became the Silveridge Pops Orchestra. In January 2015 the orchestra moved to St. Mark's Episcopal Church and became the East Valley Pops Orchestra. The Orchestra is a 501 (c)(3) non-profit organization, and as such, is considered to be perpetual in duration.

## **Article IV MEMBERSHIP**

Membership in the Orchestra shall be by audition with one of the conductors.

## **Article V GOVERNMENT**

The Orchestra shall be governed and administered by a Board of six Directors chosen from the orchestra membership and elected by a majority of the orchestra members at the annual meeting to be held in March of each year. The Conductor and the Associate Conductor (if any) of the Orchestra shall be a seventh (and eighth) member of the Board of Directors.

## **Article VI OFFICERS**

The Board of Directors shall consist of the President, Vice-President, Treasurer, Secretary, Musical Director-Conductor, Associate Conductor (if any) and two members-at-large. Each member of the Board and the Conductor(s) shall have one vote on all motions before the Board.

## **Article VII CONDUCTOR**

Sec. 1 CONDUCTOR A Musical Director-Conductor, previously and hereafter referred to as the Conductor, shall be selected by the Board to serve for a period mutually agreed upon by the Candidate and the Board.

Sec. 2 ASSOCIATE CONDUCTOR By mutual agreement of the Conductor and the Board, an Associate Conductor, when available, may be selected to serve the Orchestra. Assistant conductors may serve as needed.

Sec. 3 DUTIES OF THE CONDUCTORS In addition to their duties in leading the Orchestra, the Conductor and the Associate Conductor shall have full responsibility in selecting all music.

## **Article VIII ADMINISTRATION**

Sec. 1 Each elected Board member shall serve a two-year term. A slate of nominees will be presented to the orchestra membership by the Nominating Committee from which new board members shall be elected. At the end of a two-year term, the retiring board member(s) may be considered for renomination at the annual meeting. If re-elected, they may serve another two-year term. Board members may not serve for more than two consecutive two-year terms. They may stand for nomination or reelection after one year has elapsed. In special circumstances, the Board has the option of extending the term of officers with special expertise.

Sec. 2 The financial year of the Orchestra shall be from July 1 to June 30.

## **Article IX AGREEMENTS, REHEARSALS, MEETINGS & CONCERTS**

Sec. 1 AGREEMENTS As of this date and by agreement with the pastor and the bishop's committee of St. Mark's Church, the orchestra has use of the parish hall for rehearsals and space has been designated in the choir room for the music filing cabinets. The church will provide climate controlled storage for percussion instruments in the off-season and parking for the Orchestra trailer.

Sec. 2 REHEARSALS The Board will schedule weekly rehearsals of the Orchestra at a time and place agreeable to the Orchestra and to the church. These rehearsals are currently scheduled for Mondays from 1:00 p.m. to 3:00 p.m. in the parish hall mid-October through March. Special rehearsals of the orchestra, or sections thereof, may be called by the Conductor.

Sec. 3 BOARD MEETINGS The Board shall meet monthly October through March, either in person or virtually. In an emergency, additional Board meetings may be called by the President, conductor, or as requested by the Orchestra members.

Sec. 4 ANNUAL MEETING A general meeting of the Orchestra shall be held annually to present year-end reports and elect new Board Members. The Annual Meeting shall be held at a time and place chosen by the Board and agreed upon by the Orchestra members.

Sec. 5 SPECIAL MEETINGS Other meetings of the Orchestra may be held as called for by the Board.

Sec. 6 CONCERTS Public Concerts will be scheduled by the Board, or its authorized representative(s) at times and places agreeable to the Orchestra and Conductor. Concerts will normally be given only during the Orchestra Season.

#### **Article X SELECTION OF OFFICERS and MEMBERS-AT-LARGE**

As soon as practical after the Annual Meeting, the President of the outgoing Board shall call a meeting of the new Board members for completion of old business and selection of the following:

President, Vice-President, Secretary, Treasurer, 2 Members-at-large

The newly elected President will then take office and continue the meeting for any new business and adjournment of the meeting.

#### **Article XI DUTIES OF OFFICERS and Members-at-large**

The Board is empowered to conduct the business affairs of the Orchestra in a manner consistent with good business practice and the well-being of the Orchestra.

Sec. 1 PRESIDENT The President shall preside over all business meetings of the Board and Orchestra, assist the Conductor in administration of the Orchestra and its activities, appoint such chairpersons and committees deemed appropriate with approval by the Board, and appoint members to fill vacancies on the Board for unexpired terms.

Sec. 2 VICE-PRESIDENT The Vice-President shall assist the President in duties and responsibilities as delegated by the President and preside at meetings in the absence of the President.

Sec. 3 TREASURER The Treasurer shall receive, record, and deposit all monies received for the Orchestra, making disbursements only as directed by the President or Conductor. Disbursements of over one hundred dollars shall require Board approval. Treasurer's Reports shall be prepared for each Board Meeting and for the orchestra members. A summary of the year's financial activity shall be presented at the Annual Meeting. The treasurer shall also fill out an income tax return at the end of the season.

Sec. 4 SECRETARY The Secretary shall record the minutes of all meetings, conduct the correspondence of the Orchestra, and make approved minutes of the meetings available to the orchestra members on the Orchestra's website.

Sec. 5 MEMBERS-AT-LARGE Members-at-large and all board members represent the orchestra membership and have the responsibility, after due consideration and discussion, of supporting and helping the President and the board reach common goals, policies, action plans and related decisions.

## **Article XII REMUNERATION**

Board members serve without pay, except as noted below:

Sec. 1 HONORARIUM The Conductor(s) may be voted an annual honorarium by the Board. Additional honorariums may be determined and presented by the Board for extraordinary service to the orchestra.

## **Article XIII COMMITTEES**

Sec. 1 The President may appoint Board members and/or Orchestra members to chair such Standing Committees as follows:

Social      Publicity      Library      History      House & Transportation

Sec. 2 The President may appoint a Chairperson from the membership to chair the Nominating Committee before each Annual meeting. The Chairperson may select two or more assistants and will prepare a slate of nominees for the vacancies on the Board. All nominees selected should indicate a willingness to take an active role as members of the Board, if elected.

## **Article XIV ASSETS**

The assets of the Orchestra shall be used exclusively to further the purposes set forth herein. In the event of dissolution, liquidation, or abandonment, the assets of the Orchestra shall be distributed exclusively for 501(c)(3) qualified educational and charitable purposes. No part of the net earnings or properties of the Orchestra on dissolution or otherwise, shall inure to the benefit of, or be distributable to, its members, directors, officers or other private person or individual, except that the Orchestra shall be authorized and empowered to pay reasonable compensation for services rendered.

## **Article XV RULES OF ORDER**

Roberts Rules of Order, newly revised, shall govern the proceedings of the Orchestra in all cases not provided for in these By-laws.

## **Article XVI AMENDMENTS**

These By-Laws may be amended at any orchestra meeting called for that purpose, by a two-thirds vote of the members present, provided the proposed amendment(s) have been submitted to the Board of Directors not less than thirty days in advance of the called meeting.

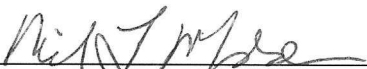
## **Article XVII ORCHESTRA MUSIC EQUIPMENT**

Sec. 1 Instruments may be purchased or accepted by the board for use in the orchestra. An up-to-date inventory of these instruments will be maintained by the treasurer.

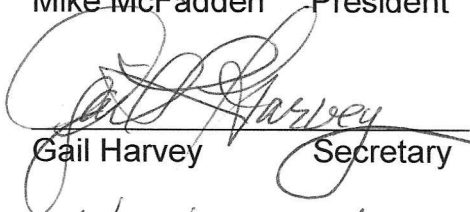
Sec. 2 No instruments or print music owned by the orchestra will be loaned to any individual or group without the consent of the Board of Directors and/or conductor.

These By-laws shall become effective upon approval by a two-thirds majority of the members of the orchestra present at a duly held meeting.

The above By-laws of the East Valley Pops Orchestra stated on pages one through five have been approved this date, January 13, 2023, by the present Board of Directors and confirmed by the following signatures:

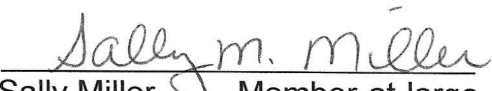
  
Mike McFadden President

  
Gail Dante Vice-President

  
Gail Harvey Secretary

  
Margie LaBarge Treasurer

  
Steven Vogel Member-at-large

  
Sally Miller Member-at-large

  
Julie Mahoney Conductor

  
Chris Perry Associate Conductor

These By-laws to be voted on at a special meeting of the orchestra 1/23/23 at 2:55 p.m.