

METROPOLITAN EXPOSITION-RECREATION COMMISSION

Resolution No. 02-11

For the Purpose of Amending the Metropolitan Exposition-Recreation Commission's By-Laws to Provide for Election of Officers in Accordance with Metro's Fiscal Year.

WHEREAS, the Commission has by-laws which govern, among other things, the election of the Commission's officers; and

WHEREAS, subsection 6 of Section Two of the Commission's by-laws currently provides as follows:

Subsection 6. Election of Officers: The Chairperson, Vice Chairperson and Secretary-Treasurer shall be elected annually by the Commissioners from among their members at the first regular meeting of the Commission in October of each year, and shall take office on the following January 15th, and shall hold office for one year, or until their successors are elected and qualified.; and

WHEREAS, Metro operates on a fiscal year that begins July 1, and ends June 30. The Commission's annual budget must be prepared and submitted in accordance with applicable provisions of the Metro Code. This requires that the Commission and its staff begin work on the following year's budget in late summer and early fall of each year. The supervision, preparation, and submission of its budget to Metro is one of the most important acts that the Commission takes on a recurring annual basis. Traditionally, the Commission appoints its Secretary-Treasurer as the Chair of its Budget Committee; and

WHEREAS, the Commission finds that electing its officers on a fiscal year basis consistent with Metro's fiscal year is desirable for the efficient conduct of the Commission's business and will ensure that the same set of officers are in place for the development of the Commission's budget through submission to the Metro Council; and

WHEREAS, notice of this by-law amendment was given to all Commissioners present at the April, 2002 regular Commission meeting, as required for by-law amendments by Section Six, Subsection 1 of the Commission's by-laws.

BE IT THEREFORE RESOLVED

1. Subsection 6 of Section Two of the Commission's by-laws is hereby amended to read as follows:

Subsection 6.

- A. Transition from Previous By-Law Provisions: The terms of the Chairperson, Vice Chairperson and Secretary-Treasurer holding office at the time that this by-law amendment is passed shall continue to hold their offices until June 30, 2003, or until their successors are elected and qualified.

- B. Election of Officers: The Chairperson, Vice Chairperson and Secretary-Treasurer shall be elected annually by the Commissioners from among their members not later than June 30 of each year, and shall take office on the following July 1, and shall hold office for one year, or until their successors are elected and qualified.

Passed by the Commission on June 19, 2002.



Chair



Secretary-Treasurer

Approved As To Form:



Daniel B. Cooper
General Counsel

MERC Staff Report

Agenda Item/Issue: For the purpose of amending the Commission's by-laws so as to provide for election of officers in accordance with Metro's fiscal year

Resolution No.: 02-11

Presented By: Mark B. Williams

Date: April 16, 2002

Background and Analysis: This amendment to the MERC by-laws has been prepared at the request of the MERC Chair, Vice Chair and Secretary-Treasurer.

MERC currently elects its officers in October for the following calendar year. MERC prepares its budget, however, on a fiscal year basis, as required by the Metro Code. Typically, MERC staff begin work on the budget in late summer. The MERC Chair appoints a budget committee which meets during the early and late fall, culminating in approval of the budget for the following fiscal year by the full commission late in the calendar year.

The budget is then submitted to Metro as required by the Metro Code. Typically, the Metro Council conducts budget reviews and hearings in the following calendar year, leading to adoption of the budget by the end of June.

Thus, MERC transitions from one set of officers to another in the middle of the Metro budget process. This amendment is intended to avoid that circumstance by changing the election of MERC's officers to a fiscal year basis. That way, the same set of officers will be in office during the formation, approval and submission of the budget to Metro, as well as during the Metro Council's consideration of the budget.

The by-law change also provides for a transition to the new election date by extending the terms of the current officers until June, 30, 2003.

Recommendation: The MERC Chair, Vice Chair and Secretary-Treasurer recommend that the Commission approve Resolution 02-11.