

BYLAWS

DESERT VISTA HIGH SCHOOL BAND BOOSTER CLUB

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BYLAWS

Article I - Name and Address

Name

Desert Vista Band Boosters

School Address

16440 S. 32nd Street

Phoenix, AZ 85048

P.O. Box

3145 E. Chandler Blvd.

Suite 110, Box 606

Phoenix, AZ 85048

Article II – Purpose and Scope

PURPOSE

The purpose of the Desert Vista Band Boosters shall be to provide moral, financial, and physical support to all curricular and extracurricular band related activities, to enhance school spirit and to constantly strive to improve fellowship and student-teacher-parent-administration relationships in compliance with Arizona State law, school board regulations, school administration policy, Thunder Board policies, student council, and band council recommendations.

SCOPE

No part of the net earnings of Desert Vista Band Boosters shall inure to, or for the benefit of, or be paid to, its members, trustees, officers or other private persons, except that Desert Vista Band Boosters shall be empowered to pay reasonable compensation for the services rendered, and to make payments and distributions in furtherance of the exempt purpose for which it was formed.

Notwithstanding any other provisions of these articles, the Desert Vista Band Boosters shall not carry on other activities which are not permitted to be carried on by an association exempt from Federal Income Tax under Section 501, (C)(3) of the Internal Revenue Code (1954).

Article III - Membership

SECTION 1. Membership Classes

Regular Membership shall consist of all parents or guardians who have a student or students in the Desert Vista High School band program.

Honorary Membership may be granted to any firm or person, as determined by the Executive Committee and the DVHS band director.

SECTION 2. Meetings of the Membership

Regular members of the Desert Vista Band Boosters shall conduct no less than two (2) meetings per school year, one of which will include the annual meeting.

The Executive Committee of the Desert Vista Band Boosters shall conduct no less than three (3) meetings per school year.

Parliamentary Authority – Robert’s Rules of Order, newly revised will govern all membership and executive committee meetings in which they are applicable, and are not in conflict with these bylaws and Thunder Board bylaws.

SECTION 3. Annual Meeting of the Membership

The annual meeting will be conducted in the month of April or May. The election of Executive Committee officers will be conducted at this meeting or at a designated election meeting.

Article IV – Executive Committee

SECTION 1. Voting Members

The voting members of the Executive Committee are: President, Vice President, Secretary, and Treasurer. In the event of an Executive Committee tied vote the Past President shall be authorized to cast the tie breaking vote (Article V Section 5).

Executive Committee members, (Officers), shall begin their term of office at the conclusion of the annual May meeting and serve for a one year term. Officers may serve up to a maximum of three consecutive terms if re-elected to a position. Upon completion of three consecutive terms in any officer position, an eligible member must be out of office for one full year before being elected to another position.

In the event that Article IX, Section 1 is exercised, and if any regular member does not accept appointment by the previous year’s executive board, the election committee may ask that officer to remain in that position for no more than one year, as long as that officer maintains regular membership per Article III, Section 1.

In the event that Article IX, Section 2 is exercised, the appointee will fill out the balance of that officer’s term, and may be elected to a full term after filling the vacancy.

SECTION 3. Ex Officio Membership

The Desert Vista band director is an ex officio member. The director shall be invited to attend the regular, the annual and all Executive Committee meetings and inputs may be solicited from the band

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director, but he/she will not vote. Even though the band director is not a regular voting member of the Executive Committee, he/she does have ultimate responsibility for band activities and the well-being of band members.

Article V -Duties of Officers

SECTION 1. President

The President shall preside at all meetings of the Executive Committee and general membership, and shall have charge and control over the affairs of the organization, subject to the Executive Committee. See Article VII part 13.

SECTION 2. Vice President

The Vice President shall perform such duties as may be assigned him/her by the Executive Committee and/or the President. In case of disability or absence of the President, he/she shall perform and be vested with all power and duties of the President. The Vice President shall be responsible for coordination and oversight for the Sponsorship and Fundraising Committee activities. See Article VII part 13.

SECTION 3. Secretary

The secretary shall record accurately the proceedings of all membership and Executive Committee meetings, and shall give meeting notices as required. The Secretary shall have custody of all books, records and papers other than financial and membership. See Article VII part 13.

SECTION 4. Treasurer

The treasurer shall keep accounts of all money received or disbursed by the organization, and shall deposit all money and valuables in the name of and credit to the organization in such banks and depositories as the Executive Committee shall designate. See Article VII part 13.

SECTION 5. Past Band Booster President

The Past President shall perform such duties as may be assigned by the Executive Committee or the acting President for the purpose of supporting the smooth and successful transition of the newly elected President. The Past President is a non-voting member unless a tie amongst officers occurs, wherein the Past President may cast the tie breaking vote. The Past President may be an alumni parent, so that continuity and support is available for the new Executive Committee.

Article VI – Committees

Established committees shall carry out specific assignments for which they were formed. It shall be the responsibilities of these committees to plan and communicate with the Band Director and Executive Committee concerning their designated projects. All decisions regarding facility usage, agreements, commitment of funds and/or student body must receive prior approval from Executive Board and/or Band Director. Any monies raised shall be remitted to the band booster treasurer within ten business days of receipt. Booster activities and actions are guided by Thunder Board bylaws, policies and procedures. Student actions and school related activities are guided by TUHSD.

SECTION 1. Committee Chairperson

The Chair position of each committee is through volunteering. Committee chairpersons may volunteer for consecutive one year terms. In the event that a chair position is vacant, the President year shall have the power to appoint committee chairs with the approval of the Executive Committee.

The duties of a committee chairperson shall be to chair and coordinate the activities of that committee and communicate as needed with the Executive Committee for proper coordination of committee activities. Tenure of office for a committee chairperson shall cease upon the completion of the season or activity for which they may be responsible.

When Committee chairs are handling money from the sale of goods, through fund raising activities or for sanctioned travel activities, care should be taken to protect all parties involved. Where possible checks and electronic funds transfer should be used. Cash should be counted by an Executive Committee member and another responsible adult for verification purposes.

SECTION 2. Standing Committees and Their Roles

Fund Raising – These committees plan, coordinate and perform, on behalf of the band boosters, the various tasks necessary to raise additional funding through sponsorships and fund raising activities and events for band booster operations and for the benefit of the students.

Examples of committees that raise funds for the band program include: 50-50 Raffle, Arby's Cart, ASU Ushering, Car Wash, eScrip, Fry's Cards, Ironman Station, Music and Arts Nights, Poinsettias Sales, Table Sales and Tiles, Fundraising, and Sponsorships. See Thunder Board bylaws Article XI Sections 1 and 2.

Special Events – These committees plan, coordinate and execute the various special events that occur throughout the year. [Examples of Special Events committees include: Band Banquet, California Trip, Regionals Competition, Senior Night, and State Festival.]

Program Support – These committees coordinate and execute the annual volunteer recruitment for the various activities that support the band program. [Examples of Program Support committees include: Bus Chaperones, Color Guard, Concessions, First Aid, Fun, Mentoring, Sewing, Sound System, Team Pit, Uniforms (Marching and Concert), and Water.]

Hospitality – These committees plan and coordinate refreshments for concerts and other functions, along with program distribution/greeting before concerts. [Examples of Hospitality committees include: Concert Cookies, Concert Programs, and Meal Services.]

Communications/Publicity – These committees serve as the liaisons between the band director and the band booster membership. These committees coordinate the phone and email trees providing timely communications informing the booster organization of planned events. These committees are also responsible for the publicity of events in the local media such as the newspaper, television, web media and the distribution of flyers for additional publicity.

[Examples of Communications/Publicity Committees include: Recruitment, Video and Photos, Web Master, and Publicity.]

Band Camp – These committees plan and coordinate with the band director the details for the summer band camp. Examples of Band Camp committees include: Color Guard, Registration and Band Camp Chaperones and Planners.

Other committees and sub-committees may be allowed and implemented as needed.

Article VII -Finances

1. Prior to the May business meeting, the Executive Committee shall coordinate with the band director to create the next fiscal year's operating budget. This budget is to be presented at the annual meeting for approval by the voting members of the band booster club. The budget will be used to determine the amount of fees charged and establish the goal for the fund raising committee. The budget template to be used will be provided by Thunder Board.
2. All devices used for payment; checks, debit card, credit card, electronic funds transfer or purchase orders for goods and services must be supported by original invoices or sales receipt. In the event that an invoice or sales receipt cannot be produced, a printed copy of an email from the President with the name of who is to be paid, the dollar amount, the date, and what the purpose of the expense is for, shall suffice as a non-verbal record of direction for payment.
3. Payments for goods and services exceeding \$5000.00 (Five Thousand Dollars), must have written or electronic approval of any two members of the Executive Committee, President, Vice President, Secretary and Treasurer.
4. In the event that a budget line becomes overrun, any additional money to be dispersed against the overrun budget line requires a written or electronic approval from one of the Executive Committee members, President, Vice President or Secretary.
5. All checks for monies owed or donated to the organization should be made payable to Desert Vista Band Boosters ("DVBB" is also acceptable).
6. The Executive Committee, at their discretion, shall appoint an outside audit individual or audit organization to temporarily and briefly retain books and records for the purpose of auditing in June. The audit must be completed by the end of June.
7. The financial fiscal year shall be defined as July 1 thru June 30, matching the fiscal year of the Desert Vista High School Thunder Board Association.
8. A minimum of \$100.00 (One Hundred Dollars) must be in the account at the close of the financial year.
9. In the event that this association shall be dissolved at any time in the future, the bylaws, policies and procedures of the Desert Vista Thunder Board Association shall be followed.
10. No officer or other member shall be entitled to receive any salary or compensation for services performed by them as such officer or member of the organization.
11. It is the responsibility of the treasurer and the Executive Committee that all Federal and Internal Revenue Service laws, rules and guidelines are followed. The treasurer shall keep record of all monies

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paid out to individuals who have been paid for services rendered and report them to the Desert Vista Thunder Board Treasurer for the creation and disbursement of 1099's. The treasurer is also responsible for filing timely financial reports to the Thunder Board Treasurer to be reported to the IRS on form 990. This is to ensure compliance to maintain the charitable nonprofit organizations 501 C3 tax exempt status.

12. The band director is responsible to provide to the treasurer any information pertaining to any expenditures out of the bands state tax credit fund.

13. The President, Vice-President, Secretary and Treasurer shall be signatories on the Desert Vista Band Boosters bank account(s). To avoid conflict of interest, checks benefiting a particular student shall not be signed by an Officer who is directly associated with such student. No two members of the same household may be signatories at the same time.

Article VIII -Records

1. All records of this organization shall be maintained in such manner as to be orderly, legible and accessible. Pertinent records shall be neatly compiled for transfer to incoming officers. The band director is responsible for providing storage space for the appropriate retention of all booster records.

2. All financial records shall be maintained for minimal IRS requirements.

3. All minutes of the membership and Executive Committee shall be maintained for a period of no less than two (2) years. Minutes shall be made available upon request to the secretary.

4. Originals and dated revisions of bylaws shall be maintained for the life of the Desert Vista Band Boosters.

Article IX –Elections and Filling of Vacancies

SECTION 1- Annual Elections.

An election committee consisting of not less than five (5) eligible members shall be installed at the January business meeting. Composition is recommended to reflect representation from each grade level (freshman, sophomore, junior, senior). Four (4) members shall be selected by the current Executive Committee and one (1) member shall be selected by the band director. Sitting Executive Committee members are ineligible to serve on the election committee. It shall be the duty of the election committee to accept nominations from the membership in good standing a slate of eligible Executive Committee candidates who have a desire and consent to serve for the coming year, and to submit their list of candidates to the Executive Committee by April 1. Nominations for Executive Committee may also be accepted from the floor at a designated meeting prior to the May business meeting or at the May business meeting.

Annual elections shall be conducted no earlier than April 1 and no later than the regular scheduled May business meeting.

SECTION 2 – Permanent Absence.

In the event of permanent absence of the President, the Vice President shall ascend to the position of President.

In the event of permanent absence of any other officers, the President shall appoint a replacement with concurrence of the Executive Committee.

Article X – Bylaw Amendments

Bylaw changes need to be submitted to the Thunder Board Officers for review and approval prior to being submitted to the Boosters for approval.

Any and all proposed amendments to the Bylaws of the organization may be presented and voted upon at any regular meeting of the membership.

The Bylaws may be amended or repealed by vote of a two-thirds majority of those members present at the meeting of which members have been notified by the President.

In the event that there is a conflict between the Desert Vista High School Thunder Board Association bylaws and the Desert Vista High School Band Boosters bylaws, the bylaws of the Thunder Board Association shall take precedence.

REVISION HISTORY

| REVISION | | CHANGE DATE |
|----------|--|-------------|
| A | Article Nine (IX) – Elections and Filling of Vacancies: Change Section A, Paragraph two, ...”at the regular scheduled April business meeting.” To...”no earlier than the regular scheduled April Business meeting and no later than the regular scheduled May business meeting.” | 04/09/2002 |
| B | Bylaws revised and rewritten to reflect current business practices. | 05/01/2012 |
| C | Bylaws revised to reflect recommendations from and compliance to Desert Vista High School Thunder Board Association | 05/13/2013 |
| D | Revised to address a few phrasing and consistency issues. | 04/12/2016 |