Council on Military Education in the South (COMETS)

BYLAWS

February 28, 2019



Bylaws Adopted: April 12, 2013
Bylaws Revision: June 25, 2017
Bylaws Amended: February 28, 2019

This Amendment modified four membership classes into 1 membership called Annual Membership, and defined that membership as having voting rights during Regular and Special Membership Meetings. Further defined Annual Membership as having a 12-month term, starting on the date of payment and expiring 12 months after the date of payment. Changed Committee name from Department of Defense Liaison to Government Relations Committee. Added Dissolution Article IX. Added item 4 under Article II to reflect affiliation with CCME.

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ARTICLE I - ORGANIZATION

NAME OF CORPORATION

The name of this organization shall be the Council on Military Education in the South (COMETS).

OFFICIAL LOGO

The official logo of the organization is displayed on the cover page of this document.

CHANGE OF NAME PROCEDURES

The name of the organization may be changed at any Regular or Special membership meeting of the organization by a vote of two thirds (2/3) of the members present and voting, provided that the proposed name change shall have been posted on the organization's website at least 45 days prior to the Regular Membership Meeting.

CHANGE OF LOGO PROCEDURES

The logo of the organization may be changed at any meeting of the general membership of the organization by a vote of two thirds (2/3) of the members present and voting, provided that first a proposed logo change shall have been posted on the organization's website at least 45 days prior to the Regular Membership Meeting.

FISCAL YEAR

1) The fiscal year of the organization shall begin on 1 January and end on 31 December of each year.

 2) The organization shall operate under a budget approved annually by the Board of Directors. The budget shall be available to any member.

ARTICLE II - PURPOSE

Organization is structured for the purpose of promoting and supporting quality education programs that are available to military personnel, their dependents, and Department of Defense (DoD) civilians stationed within the states of Arkansas, Louisiana, Oklahoma and Texas. Its purposes are:

- 1) Develop and maintain a close, effective working relationship among military, educators, and other professional organizations concerned with institutions of higher learning, and vocational education.
- 2) Identify, study, and seek solutions to issues that jointly affect institutions of higher learning and the educational benefits of DoD personnel and their family members. Submit findings to institutions, organizations, and governmental agencies concerned, in order to support the purposes of the organization.
- 3) Recognize the achievements of those persons and organizations that have contributed to the advancement of education opportunities for personnel in Arkansas, Louisiana, Oklahoma and Texas.
- 4) Shall be a co-equal affiliate educational partner with Council of College and Military Educators (CCME) as per the Memorandum of Agreement outlined in the CCME ByLaws.

CHANGE OF PURPOSED PROCEDURES

The purpose of the organization may be changed at any meeting of the general membership of the organization by a vote of two thirds (2/3) of the members present and voting, provided that first a proposed purpose change shall have been posted on the organization's website at least 45 days prior to the Regular Membership Meeting.

ARTICLE III - MEMBERSHIP AND VOTING RIGHTS

MEMBERSHIP TERM

- 1) Membership in this organization is contingent upon the payment of dues.
- 2) All Members, upon payment of dues, shall receive the rights and privileges of Membership as outlined in the COMETS Bylaws.
- 3) Members are eligible to vote during membership meetings.
- 4) Any member who shall be in arrears in the payment of any installment or dues shall not be in good standing and shall not be entitled to vote as a member.
- 5) Annual Memberships are effective upon payment, and expiring 12 months after that payment.

MEMBERSHIP CLASSES

ANNUAL MEMBERSHIP

An annual membership shall be extended to the following individual persons:

1) Representatives of universities and colleges offering programs for military personnel stationed in Arkansas, Louisiana, Oklahoma or Texas.

2) Military and civilian employees of the Federal Government involved in the delivery of education programs to personnel stationed in Arkansas, Louisiana, Oklahoma or Texas, including Reserve and National Guard components.

3) Representatives of State and U.S. Government education regulatory agencies.

4) Any other individual who actively supports providing quality education to the military community.

TERMINATION OF MEMBERSHIP

The membership of any member of any classification shall terminate upon occurrence of any of the following events:

1) The resignation of the member.

 2) Expiration of the period of membership, unless the member renews for a subsequent period at the renewal rate set by the Board of Directors.

3) Failure of a member to pay dues, fees or assessments as set by the Board of Directors, within ninety (90) days after they become due and payable.

4) The occurrence of any event, which renders such member ineligible for membership, or failure to satisfy membership qualifications.

 5) The expulsion of the member, based upon the good faith determination by the Board of Directors, or a committee authorized by the Board of Directors to make such a determination, that the member has failed in a material and serious degree to observe the rules of conduct of the organization, or has engaged in conduct materially and seriously prejudicial to the purposes and interests of the organization.

SUSPENSION OF MEMBERSHIP

1) A member may be suspended based on the good faith determination by the Board of Directors, or a committee

- authorized by the Board of Directors to make such a determination.
- Determination that the member has failed in a material and serious degree to observe the rules of conduct of the organization, or has engaged in conduct materially and seriously prejudicial to the purposes and interests of the organization, may be suspended.
- 3) A person whose membership is suspended shall not be a member during the period of suspension.

EXPULSION OF MEMBERSHIP

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If grounds appear to exist for expulsion or suspension of a member, the procedure set forth below shall be followed:

- The member shall be given 15 days prior notice of proposed expulsion or suspension and the reasons for the proposed expulsion or suspension. Notice shall be given by any method reasonably calculated to provide actual notice. Any notice given by mail shall be sent by first class mail to the member's last address as shown on the organization's records.
- 2) The member shall be given an opportunity to be heard, either orally or in writing, at least five days before the effective date of the proposed expulsion or The hearing shall be held or the written suspension. statement considered by the Board of Directors or by a committee authorized by the Board of Directors to determine whether the expulsion or suspension should take place.
- The Board of Directors or committee shall decide whether or not the member should be expelled or suspended.
- Any action challenging an expulsion, suspension or termination of membership, including a claim alleging defective notice, must be commenced within 90 calendar days after notification of expulsion, suspension or termination.
- The decision by the Board of Directors or committee 5) shall be final.

ARTICLE IV - DUES

DUES RATE

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The annual membership dues rate shall be recommended by the Membership Committee, voted upon by the Board of Directors

during the $4^{\rm th}$ quarter Board of Directors Meeting each year, and once passed, shall be published on the organization's website membership system.

ARTICLE V - BOARD OF DIRECTORS

The Board of Directors shall supervise, control and direct the affairs of the organization, pursue its purposes and determine its policies, except as otherwise provided in the charter of the organization or in these Bylaws. In the execution of the powers granted by the charter, the Board may:

- 1) Propose such operating rules and procedures as shall be deemed advisable to carry on day-to-day operations. The organization membership shall be informed within 45 days of any policies adopted by the Board since the last regular meeting.
- 2) These policies shall remain in effect unless the voting members elect to rescind them or the Board changes or rescinds them.
- 3) All officers shall be in good standing with the organization.
- 4) All officers shall be voting members of the organization.
- 5) Salaries shall not be paid to the officers of the organization.
- 6) No more than two Board of Director positions may be occupied at any time from those holding an Educator Membership class.
- 7) Salaries shall not be paid to the officers of the organization.
- 8) Personal liability of officers when acting on behalf of the organization is limited in accordance with the provisions of the non-profit corporation code.

BOARD OF DIRECTOR POSITIONS

The Board of Directors shall be comprised of the following positions:

- 1) President
- 2) Vice President
- 3) Secretary
- 4) Treasurer
- 5) Executive Director

6) Parliamentarian

PRESIDENT

The President shall be the principal officer of the organization and shall:

- 1) Preside at the annual meeting, the meetings of the Board and at special meetings.
- 2) Be an ex-officio member of all committees.
- 3) Appoint all standing and special committee chairs.
- 4) Ensure a program is developed and carried out to achieve the purposes of the organization.
- 5) Submit a proposed budget for the next fiscal year, to the Finance Committee fifteen (15) days before the $4^{\rm th}$ quarter Board of Directors Meeting of the current fiscal year, for consideration.
- 6) Ensure that all expenditures of the organization are properly authorized.
- 7) Appoint replacements for the offices of Vice President, Secretary, or Treasurer with the advice and consent of a majority of the Board, if any of the positions become vacant.
- 8) Serve as the liaison with the DoD constituency within the organization.
- 9) Perform other duties as assigned by the Board and/or membership.
- 10) Be one of the three officers authorized to sign organization checks.
- 11) The President is a voting member of the Board of Directors

VICE PRESIDENT

The Vice President shall:

the President.

- 2) Assume the office of the President if it becomes vacant.

3) Act in any capacity requested by the President and

Perform the duties of the president in the absence of

- consistent with these Bylaws.

 4) Be one of the three officers authorized to sign organization checks.

- 5) Ensure that the duties assigned to the Committees are 1 2 being carried out and report their progress at all 3 Board of Director Meetings. 4 6) The Vice President is a voting member on the Board of 5 Directors. 6 SECRETARY 7 8 9 The Secretary shall: 10 Keep or cause to be kept a record of the deliberations of the organization. 11 2) Maintain or cause to be maintained the correspondence 12 and history of the organization. 13 The Secretary is a voting member on the Board of 14 15 Directors. 16 17 TREASURER 18 19 The Treasurer shall: 20 21 22 23 conference financial activities. 24 25 organization's funds. 26 27 28 organization checks. 29 4) 30
 - 1) Maintain or cause to be maintained all monetary accounts of the organization, keeping accurate records of all transactions to include all annual
 - 2) Establish or cause to be established and maintained a checking account for the deposit of the
 - 3) Be one of the three officers authorized to sign
 - Reporting on the financial condition of the organization at all Membership and Board of Directors meetings and/or as required by the President and/or the Board of Directors.
 - 5) The Treasurer is a voting member on the Board of Directors.

EXECUTIVE DIRECTOR

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- The Executive Director is appointed by the Board of 1) Directors and the duties are outlined in the Executive Director Contract.
- The Executive Director Contract is reviewed and voted 2) upon by the Board of Directors. Approval of the Executive Director Contract is done through a majority vote of the Board of Directors.
- 3) The Executive Director shall receive such compensation and expenses as the Board of Directors shall determine.

4) The Executive Director is a non-voting member on the Board of Directors.

PARLAMENTARIAN

 The Parliamentarian shall:

- 1) Shall maintain a copy of the most recent Bylaws and Robert's Rules of Order, Newly Revised.
- 2) Expect as otherwise noted or stated in the Bylaws, all questions of order or procedure, with respect to any meeting or action of this organization, its Board of Directors, or any committee appointed hereunder, shall be determined by the Parliamentarian in accordance with the most current version of Robert's Rules of Order, whose ruling shall be binding unless overruled by a vote of two-thirds (2/3) of the members present and voting.
- 3) The Parliamentarian is a non-voting member on the Board of Directors.

ELECTION OF OFFICERS

NOMINATIONS AND ELECTIONS PROCESS

1) The President shall ensure that a Committee on Nominations meet for the purpose of organizing the

 2) The Committee on Nominations shall be chaired by a member of the Board of Directors (other than the President), and may contain an additional board member (other than the President) if the Board so desires.

election of officers for the organization.

3) The Committee on Nominations shall receive the nomination forms for each elected office, and ensure that the nominee is a member in good standing with

the organization at the time of the election.

4) The Committee on Nominations shall present eligible

nominations to the general membership during the Regular Membership Meeting for a vote.

5) Nominations may be made from the floor of the general membership meeting, but must be made prior to the final report of the Committee on Nominations.

6) Elections will take place after the final report of the Committee on Nominations, but before the adjournment of the Regular Membership Meeting.

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- 7) The positions shall be elected by ballot, and nominations shall be closed one at a time and voted upon before closing and voting on the next position.
- 8) The positions of President, Vice President, Secretary, and Treasurer shall be elected by plurality vote of a Regular Membership Meeting of the organization, meaning that regardless whether any one nominee receives a majority of all the votes cast, the nominee with the most votes after voting closes, wins the election.
- 9) If there is only one (1) nomination for a position, the nominee is elected by acclamation.

BOARD OF DIRECTORS TERMS OF OFFICE

- 1) All officers shall serve until their successors have been duly elected and assume office at the close of the meeting at which they are elected.
- 2) The term of office of the **President** shall be two years, and elected on odd numbered years.
- 3) The term of office of the **Vice President** shall be two years, and elected on odd numbered years.
- 4) The term of office of the **Secretary** shall be two years, and elected on even numbered years.
- 5) The term of office of the **Treasurer** shall be two years, and elected on even numbered years.
- 6) The **Parliamentarian** is an appointed position by the President, and is not an elected position of the Executive Board.
- 7) The **Executive Director** position is appointed by the President and approved by the Board of Directors, and is not an elected position of the Board of Directors.

BOARD OF DIRECTORS VACANCIES

- 1) A vacancy in any office because of death, resignation, removal or other causes may be filled by an appointment by the President, with the advice and consent of the Board.
- 2) The vacancy may also be filled during an off year election during a membership meeting, and in accordance with the election process outlined in the Bylaws.

REGULAR MEMBERSHIP MEETING (also known as Annual Conference)

An annual meeting of the organization shall be held each year.

SPECIAL MEMBERSHIP MEETING

Special meetings may be called by the President after a majority vote of the Board of Directors.

REGULAR BOARD OF DIRECTORS MEETING

- 1) The Board of Directors shall meet at least quarterly and at such additional times as shall be fixed by the Board of Directors.
- 2) Minutes of the meetings shall be kept and constitute a record of the business conducted by the organization.
- 3) Scheduled membership meeting dates shall be available to all members.

SPECIAL BOARD OF DIRECTORS MEETING

1) Special meetings of this ASSOCIATION may be called by the President, at his/her discretion, and shall be called by the President when requested by the Board of Directors, at a time and place determined by the person requesting same.

2) A majority of the Board of Directors may call a special meeting of the Board by verbal or written notice to all members of this Board.

BOARD OF DIRECTOR MEETINGS

1) The Board of Directors shall meet at least quarterly and at such additional times as shall be fixed by the Board of Directors.

2) The President is authorized to convene Board of Directors meetings by means of teleconference, video teleconference, web conference or other electronic means available, provided all members are able to conduct two-way communications during the meeting.

3) In person Meetings of the Board shall be held in locations designated by the Board.

4) Minutes of the meetings of the Board shall be kept and constitute a record of the business conducted by the Board.

5) Scheduled meeting dates shall be available to all 1 2 members. 3 4 5 6 QUORUM 7 A quorum for a Board of Directors meeting exists when a 8 9 majority of the Board Positions are present. 10 2) The number of members present for a membership meeting at the time of the vote shall constitute a quorum. 11 12 13 AUTHORITY 14 15 The officers of the organization shall have authority as attorney-in-fact to execute and acknowledge on behalf of 16 17 the organization, legal documents or other instruments in connection with the operation of the organization as 18 19 approved by the Board of Directors. 20 21 RESERVE AUTHORITY 22 The rules contained in the current Robert's Rules of Order, 23 24 Revised, shall govern the organization in all cases to 25 which they are applicable except where modified by: 26 27 The Bylaws of the organization. 28 Standing or Special Rules established by a Membership 2) or Board of Directors Meeting. 29 30 31 ORDER OF MEETINGS 32 33 The order of business at the Regular Membership Meeting of 34 the ASSOCIATION shall be as follows: 35 36 1) Meeting is called to order by the President 2) Posting of the Colors and the Pledge of Allegiance 37 38 3) Invocation 39 4) Roll Call Remarks/Report by the President 40 5) 41 6) Report of the Secretary a. Reading and Approval of the Minutes 42 b. Reading of Communications 43 44 7) Report of the Treasurer 8) Other Board of Director Reports 45 9) Report of the Committees 46

10) Unfinished Business

11) New Business 1 2 12) Election of Officers 3 13) Adjournment 4 The President may alter the agenda to meet exigencies. 5 6 7 8 ARTICLE VII - COMMITTEES 9 10 STANDING COMMITTEES 11 12 The Standing Committees of the organization shall be: Finance, Legislative, Public Relations, Government Relations, Membership, 13 Scholarship, Bylaws, and Conference. Duties shall be assigned 14 to each Committee by the Board of Directors as part of the 15 16 yearly program of work. 17 FINANCE COMMITTEE 18 19 The Finance Committee shall: 20 be chaired by the Treasurer and be comprised of the 21 Vice President and Executive Director. 22 23 2) Review and approve the financial activities of the organization including, but not limited to: 24 25 a. Preparing an annual budget. b. Recommend to the Board of Directors the annual 26 dues rate for the next calendar year. 27 28 c. Supervise all fiscal matters for the 29 organization. 3) Ensure that the funds of the organization are 30 deposited in such financial institutions as may be 31 32 approved by the Board of Directors, and such depositing authority may be delegated by them to the 33 Executive Director. 34 4) Ensure that the funds of the organization shall be 35 36 used only to support the purposes of the organization 37 as stated in Article II. Ensure that the funds of the organization do not 38 5) 39 inure to the personal or private benefit of any 40 member, officer or director of the organization. 41 6) Review the finances of the organization annually and report the results of such review at the Annual 42

LEGISLATIVE COMMITTEE

Business Meeting.

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The Legislative Committee shall consist of a Chairperson and a number of committee members determined by the President for the purpose of:

1) Study and report on any legislation which is relevant to education at the college level and the military involvement therein, and any legislation which otherwise affects the purposes on which the foundation of COMETS is based.

2) Make recommendations to the organization regarding legislation opportunities.

PUBLIC RELATIONS COMMITTEE

The Public Relations Committee shall consist of a Chairperson and a number of committee members determined by the President for the purpose of:

1) Maintain or cause to be maintained the web site for the organization to include appropriate links, organization information, and conference information when appropriate.

2) Be responsible for setting up media presentations and troubleshooting any media problems at the annual conference.

GOVERNMENT RELATIONS COMMITTEE

The Government Relations Committee shall consist of a Chairperson and a number of committee members determined by the President for the purpose of:

1) Serve as the liaison with the DoD constituency within the organization.

2) Serves as an advisor to the Legislative Committee.3) Advise the President and Board of Directors on issues

within the service branches and the Department of

Defense.

MEMBERSHIP COMMITTEE

 The Membership Committee shall consist of a Chairperson and a number of committee members determined by the President for the purpose of:

1) Promote Membership in the organization.

2) Be responsible for updating and maintaining Membership lists.

CONFERENCE COMMITTEE

The Conference Committee shall consist of a Chairperson and a number of committee members determined by the President for the purpose of:

- 1) Solicit exhibitors and sponsors for the annual conference.
- 2) Coordinate the space available for exhibits and events available for sponsorship.
- 3) Coordinate with site for setup of exhibits and receipt of materials.
- 4) Coordinate the development, editing, and printing of the Program for the annual conference.
- Coordinate the printing of signage, evaluations, ballots, and any other printed materials required for the annual conference.
- 6) Organize any awards program that is part of the Conference event.

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SCHOLARSHIP COMMITTEE

The Scholarship Committee shall consist of a Chairperson and a number of committee members determined by the President for the purpose of:

- 1) Maintain scholarship qualification criteria and submit suggested additions or changes to the Executive Board for consideration.
- 2) Consolidate and submit applications to the Executive Board for consideration and preside over the selection process.
 - 3) Notify recipients and coordinate with the treasurer for the award of the scholarships.
 - 4) Submit a report of the selection process, procedures, rubric applied and results of the selection process to the Secretary for inclusion in the organizational history and to the Treasurer to maintain fiduciary records.

BYLAWS COMMITTEE amendment. SPECIAL COMMITTEES

The Bylaws Committee shall consist of a Chairperson and a number of committee members determined by the President for the purpose of:

- 1) Reviewing the Bylaws and recommending areas for amendment.
- 2) Review Bylaws amendments submitted from the active membership and present those amendments for consideration at a Board of Directors Meeting.

The President may appoint such special committees as he/she deems necessary. The membership thereof shall consist of such members as the President determines will adequately represent the active membership.

ARTICLE VIII - AMENDMENT OF BYLAWS

BYLAWS AMENDMENT PROCESS

The following procedure shall govern the process:

- a) These Bylaws may be amended by a majority vote of the Board of Directors present and voting at any Board of Directors Meeting.
- b) Amendments to these Bylaws may also be proposed by any member of the organization.
- c) The notice and proposed changes must be provided to the Bylaws Committee Chairman at least thirty (30) days before the Board of Directors Meeting at which such amendment is to be considered.
- d) In the event that thirty (30) days' notice has not been given, the Bylaws may be amended only by unanimous vote of the Board of Directors.
- e) Amendments to the Bylaws shall be effective immediately upon adjournment of the meeting at which they are adopted.
- f) A copy of the amended Bylaws will be available to the membership through the organization's website within 30 days of the adoption of the change.

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TERMINATION OR DISSOLUTION

The Council of Military Educators in the South may be dissolved by written consent of no less than two-thirds of the members in good standing at a Regular or Special Membership Meeting. In the event of the dissolution of the organization, other than for purposes of reorganization, whether voluntarily, involuntarily, or by operation of law, after payment of the debts of the organization, its property and assets shall be:

- a) distributed to the Council of College and Military Educators (CCME).
- b) use by CCME for a charitable purpose which, at least generally, includes a purpose similar to the Council of Military Educators in the South.

I hereby certify that I am the duly elected and acting Secretary of the Council On Military Education in the South, and that the foregoing Bylaws constitute the Bylaws of said corporation as duly adopted, amended, and approved as of February 28, 2019.

In witness thereof, I have signed my name this $28^{\rm th}$ day of February, 2019.

Eva Hutchens

Board Secretary