

# **BY-LAWS OF THE MIDDLETON DEMOCRATIC TOWN COMMITTEE**

## **Article I – NAME**

This organization shall be known as the Middleton Democratic Town Committee (MDTC), hereinafter called the Committee.

## **Article II - PURPOSES**

This committee is organized and constituted under authority of and in accordance with the provisions of the General Laws of the Commonwealth, and shall have as its purposes the following: to foster and advance the ideals and aims of the Democratic Party; to work and organize for the success of the Democratic candidates of the District, County, State and Nation; to do all things necessary and incidental to the building and strengthening of the Democratic Party in Massachusetts and within the First Essex and Middlesex Senatorial District, the Thirteenth Essex (Precinct 2) and Twentieth Middlesex (Precincts 1, 2A, and 3) State Representative Districts, and the Sixth Congressional District (Essex County).

## **Article III – MEMBERSHIP**

- A. The Middleton Democratic Town Committee shall consist of up to thirty-five (35) [or number designated and reported to the Massachusetts Secretary of State prior to Presidential Primary elections] registered Democrats in Middleton who shall have been elected at the Presidential Primary for a period of 4 years together with those elected to membership by the members of said Committee, in conformance with the provisions of law.
- B. With respect to current numbers of the town committee who served as such for 20 or more years, said member's elected position on the town committee shall be vacated after the member has served over twenty years and they become a voting member of the town committee, per the Massachusetts Democratic Party Charter.
- C. Members of the Democratic State Committee, residing in Middleton shall be voting members of the Committee, per the Massachusetts Democratic Party Charter.
- D. The Committee, following the election of its members, shall meet and organize, choose a Chairperson, Vice Chairperson, Secretary, Treasurer, Affirmative Action and Outreach Advisor, and such other officers as it may decide to elect. At such a meeting the Committee may add to its elected members provided it does not exceed the total allowed by law as found on file with the Secretary of State's Office.
- E. The Committee may, by vote at any meeting, authorize the appointment of associate members. Associate members shall not have the right to vote, unless otherwise specified by the Massachusetts Democratic Party, but shall have such other powers and duties as the Committee may determine. Associate members will have the option to be next in line by seniority to become voting members when openings become available. Associate members will have all the rights and privileges of voting members except for the right to vote.
- F. Any duly elected member of the Committee who ceases to be a registered Democrat in Middleton shall cease to be a member of the Committee at that time.
- G. Vacancies shall be filled by vote of the Committee. Eligible Associate members, if any, shall be the candidates first considered for filling the vacancies, per the Massachusetts Democratic Party Charter.
- H. Members may be removed in conformity with Section II of the Charter of the Democratic Party of the Commonwealth of Massachusetts, as further explained in Article XVI of these By-laws.

## **Article IV – OFFICERS**

- A. The officers of this organization shall consist of a Chairperson (or co-Chairs), Vice Chairperson (one or more), Secretary, Treasurer and Affirmative Action and Outreach Advisor, and such other officers as it may decide to elect. Officers shall be elected every two years at the local committee's organizational meeting, which shall be held no later than April 15th in non-presidential years and as defined in state law in presidential election years.
- B. There shall be an Executive Committee consisting of the officers of the Committee and others elected.
- C. In the event of death, resignation or the permanent removal from the Town Committee of any of the above-named officers, their places shall be declared vacant and be filled at the next regular meeting of the Committee. A statement of such changes in the officers of the Committee shall be sent immediately by the Secretary of the Committee to the Secretary of the Commonwealth, to the Secretary of the Democratic State Committee and to the town clerk. In the event of the death of the Treasurer, Office of Campaign and Political Finance regulations on the timing of filling such vacancy shall take precedence.

## **Article V – CHAIRPERSON**

The Chairperson shall, in addition to the duties required by law, preside at all meetings of the Committee and shall have general charge and supervision of all Committee activities. The Chair shall have the power to appoint all standing committees and such other special committees as are created from time to time. The Chair shall have the power to call all special meetings of the Town Committee and all regular meetings at such time or times as may seem to be advisable, subject only to the vote of the Committee in fixing the number of regular meetings to be held during the course of the year.

## **Article VI - VICE CHAIRPERSON**

The Vice Chairperson shall preside at all meetings of the Town Committee in the absence of the Chairperson. The Vice Chairperson shall perform all duties and have the powers of the Chairperson in the case of the Chair's temporary absence.

## **Article VII - SECRETARY**

The Secretary shall keep a record of all proceedings of the Town Committee and shall issue notice by email to each member of each meeting of the Committee at least seven days prior to the date of the meeting. The Secretary shall, within ten days after the organization of the Committee, file with the Secretary of the Commonwealth, the Secretary of the Democratic State Committee and the Town Clerk, a list of the officers and members of the Committee; and shall immediately file with the same officials a statement of the changes in the organization or membership of the Committee thereafter.

## **Article VIII - TREASURER**

The Treasurer shall have the custody of all funds belonging to the Committee and shall pay all orders subject to the approval of the Chairperson and shall procure and file vouchers for all such payment. No expenditures of funds of the Committee shall be made by the Treasurer outside the regular activities or expense thereof except upon the approval of a majority of the Committee at a special or regular meeting. The Treasurer shall submit a report of the financial condition and transactions of the Committee at all regular meetings. A detailed report shall be provided at least annually. Additionally, the Treasurer will file reports with the appropriate state and local offices with regard to fundraising.

## **Article IX - AFFIRMATIVE ACTION AND OUTREACH ADVISOR**

The Affirmative Action and Outreach Advisor shall be responsible for developing strategies and activities to expand participation in the Committee of the Party's Affirmative Action target groups.

## **Article X - CALLING A MEETING WITHOUT CONSENT OF CHAIRPERSON**

- A. In the event of a refusal of the Chairperson of the Committee to call a meeting of the Committee, a majority of the executive committee may, in writing, order the Secretary of said Committee to call a meeting of the Committee.
- B. Said executive committee shall have the power to act upon all matters pertaining to the Committee arising between the meetings of said Committee.
- C. Seven members of the Committee can request a meeting by a petition in writing to the Secretary and the Secretary shall call such a meeting within two weeks.

## **Article XI - QUORUM**

One third of the members of the Committee shall constitute a quorum for the transaction of business.

## **Article XII – BY-LAWS COMMITTEE**

There shall be a By-Laws Committee appointed by the Chairperson from the duly elected members. The Chairperson shall designate the Chairperson of the By-Laws Committee.

## **Article XIII - CHANGES IN THE BY-LAWS**

- A. These By-Laws may be amended or repealed at any regularly called meeting of the elected members of the Committee, provided such proposed change is in writing and is signed by the elected member proposing it and is in the hands of the Chairperson before the call of the next meeting, at which such proposal is to be acted upon. The proposed by-law change shall be sent to all members with the announcement of the meeting and must be notified at least 30 days in advance. By-laws can be changed by majority vote of the committee.
- B. Such proposed changes in the By-Laws shall be referred forthwith by the Chairperson to the By-Laws Committee which shall make a report with its recommendations at the same meeting, if possible, but no later than the following meeting. A majority of the elected members present and voting shall be necessary to overturn the report of the By-Laws Committee or to approve the change in the By-Law. By-Law change proposals which contradict the provisions of the Massachusetts Democratic State Party Charter cannot be considered.
- C. Unless and until amended or repealed by the elected members, these By-Laws shall continue in effect from year-to-year and no formal motion shall be necessary at any meeting of the Committee in order that they continue in force.

## **Article XIV - ORDER OF BUSINESS**

The order of business at meetings shall be as follows:

- 1. Calling the roll of officers and voting members and announcement of quorum (sign-in sheets may be used in lieu of roll call)
- 2. Review and approval of minutes of the previous meeting
- 3. Treasurer's Report
- 4. Reports of officers and committees
- 5. Communications addressed to the Committee
- 6. Old or unfinished business
- 7. New business

8. State Committee Reports
9. Speaker
10. Upcoming Meetings and Events
11. Adjournment

The order of business may be waived by a two-thirds vote of the elected members present and voting.

### **Article XV - MEETINGS**

Regular meetings of the Committee shall be held at least four times in non-election years and six times in election years, at least once each quarter.

### **Article XVI - REMOVAL OF LOCAL MEMBERS**

Members and officers pledge themselves by accepting office to perform diligently and honorably their duties or resign. Members of town and ward committees may be removed by procedures guaranteeing adequate notice and due process and by a 2/3 vote of those present and voting, a quorum being present, for:

- a. Failure to attend at least half of the regularly scheduled committee meetings during any calendar year.
- b. Publicly endorsing or supporting any candidate whose announced intention is to oppose the nominee of the Democratic Party when such nominee publicly supports the majority of the platform of the Democratic Party as adopted at the most recent state and national Democratic conventions. A member for whom a long and deeply held belief would be violated by support of the nominee shall not be removed under this section.
- c. Unauthorized use of the Party name or resources
- d. Conviction after appeals are exhausted of a criminal offense other than a misdemeanor.

A member must be given an opportunity to resign before notice of the hearing on the question of removal is given to the membership of the committee.

A member removed under this section shall have 30 days to appeal to the Judicial Council (State Committee), and the vacancy may not be filled in such a case until the final decision of the Judicial council is made.