



MILLERS FERRY FIRE & RESCUE BY-LAWS

ARTICLE ONE

Name of Corporation: The name of the corporation is Miller's Ferry Fire & Rescue, Incorporated, a non-profit organization under G.S. 55-A, and its purpose shall be the preservation and protection of life and property from and during such fires or other emergencies as may occur in the Miller's Ferry Fire & Rescue Protection District and vicinity; but it is specifically understood that this corporation shall not guarantee absolute fire protection but pledge its best efforts to the protection of property and life in its protection area.

ARTICE TWO

Registered Office: The principle and registered office of the corporation shall be Miller's Ferry Fire & Rescue, Inc., 2650 Long Ferry Rd, Salisbury, NC.

ARTICLE THREE

Fire Protection Area: All property and persons within the area of the attached map shall receive fire protection and emergency aid from this corporation. (Appendix A)

ARTICLE FOUR

Members of the Corporation

Qualifications: Every adult, age 18 and over and pays taxes on owned property for the above described fire protection area/district, real or personal property, shall be a member of the corporation.

ARTICLE FIVE

Annual Meetings: An annual meeting of the members of the corporation shall be held at

7:00pm the second Monday in May of each year, unless the board votes to change the date and time due to an unforeseen conflict. The annual meeting is to be held at station 64.

Notice of Annual Meetings: The notice of special and annual meetings shall be publicized for at least 7-10 days prior to the meeting. Publicized means either in the local paper, on the fire stations digital board, website or some other form of mass public notification.

Voting: Each member shall have one vote and may vote only when present at the annual meeting.

Quorum: A members' meeting may transact business at the annual meeting for the corporation when twenty or more members are present and any two directors are present.

ARTICLE SIX

Directors: The board of directors shall be elected at each annual meeting as follows:

- (a) President is elected every year
- (b) Vice –president is elected every year
- (c) Treasurer is elected every year
- (d) Secretary is elected every year
- (e) Any board member seat(s) which has come open for election

Duties: The president, vice-president, treasurer and secretary are granted limited powers through the by-laws. Duties are as follows:

President: The President of the Board of Directors shall preside at all meetings of the Board of Directors and ensure proper procedure of meetings. The President only votes in the event of a tie.

Vice-president: The Vice-president of the Board of Directors shall perform, in the case of the absence of or inability of the president to act, all of the duties of the President.

Secretary: The Secretary shall affirm the Minutes of all meetings of the Board of Directors, shall verify all contracts, obligations, undertakings, conveyances and other instruments when so authorized, may certify as to the validity and correctness of true copies of any and all records of the Department and Board, shall file all records required by law to be filed with the Board and shall call roll and certify a quorum for all meetings.

Treasurer: The Treasurer shall ensure all Financial Records of the Department and Board are properly kept.

Disqualifications: No fire department officer can serve as president, vice-president or treasurer or secretary to the board. They can serve as a board member.

Numbers & Terms: There shall be seven (7) directors elected from its members and all serve three (3) year period of staggered terms as follows:

Two Board members will be elected first year. The following year the second group of 2 (two) Board members will be elected. The third year, the final group of three (3) Board members will be elected. The next year, the cycle begins again with the first year elections.

In the event of a mid-term vacancy due to resignation, death, removal, or other unforeseen circumstance, an appointment by the Board will be made by picking the next person on the slate from the most recent election, the reasoning being that they have expressed an interest and been vetted by both the Board and the members in the general election. This proposes that the Board be required to offer vacant seats to those on the slate in order of votes so that the process is completely fair and transparent. If no candidates remain, then the Board shall have the option to appoint someone else from the membership. This appointment will expire the day of the next general election.

Powers: The board of directors shall manage the corporation.

Voting: Each board member has one vote. Board members may vote by proxy or by phone during the board meeting. If by phone, two board members must confirm the vote.

ARTICLE SEVEN

To maintain the highest level of qualified personnel serving Miller's Ferry Fire & Rescue district, it is not required for any firefighter, officer, or fire chief to live within the district.

Fire Chief: The Board of Directors shall appoint the fire chief and set his/her salary.

ARTICLE EIGHT

Firefighter Training & Benefits: Each active fire fighter shall have minimum training as set out under the laws of the State of North Carolina. All active fire fighters, auxiliary members, boards members, medical responders, fire commissioners and junior fire fighters are covered by the Worker's Compensation Insurance; all active fire fighters shall be members of the NC Firemen's Association and are covered by the Firemen's Relief Fund; all active fire fighters are entitled to join the NC Firemen's Association Fraternal Insurance Program; all active fire fighters are

eligible to join the NC Firemen's Pension Fund. The above benefits are subject to the member meeting the requirements of the above policies of laws.

ARTICLE NINE

In the event of dissolution of the corporation, or if the corporation fails to carry out its purposes, all property assets of the corporation shall be disbursed to one or more like corporations or public bodies at the sole discretion of the Board of Directors; however, in no event shall any of the assets be dispersed to any board member or officer or any other person financially interested in said corporation provided the officers and Directors may direct the payment for just debts.

ARTICLE TEN

These by-laws may be revised or annulled and new by-laws adopted by no less than six out of seven of the Board of Directors.

Appendix A

