

CENTRAL MICHIGAN ASSOCIATION OF CHIEFS OF POLICE

BY- LAWS 01/19/2022

ARTICLE I

Organization

Section 1. NAME: This organization shall be known as Central Michigan Association of Chiefs of Police, hereinafter referred to as the "Association".

Section 2. PURPOSE: The objective of this Association shall be to foster police cooperation, unity of action and exchange of information and experience among Police Officers of Central Michigan; to bring about the recruitment and training in the police profession of qualified persons and to encourage adherence of all police officers to high professional standards of conduct. Further it will be the objective of this Association to monitor and provide input to any legislation affecting law enforcement.

ARTICLE II

Board of Trustees

Section 1. Number and terms of trustees. The business, property and affairs of this Association shall be managed by a Board of Trustees composed of seven (7) persons consisting of a President, Vice President, Secretary/Treasurer, Immediate Past President and three (3) Trustees who shall be elected at the annual meeting, from the membership of the Association having Active-Voting status. Each trustee shall hold office for the term for which he/she is elected and until his/her successor is elected and qualified. Officers must maintain "active voting status" for the duration of the elected term.

Section 2. Vacancies. Vacancies in the Board of Trustees shall be filled by appointment made by the remaining trustees. Each person appointed to fill a vacancy shall remain a trustee until his/her successor has been elected by the members, who may make such election at their next annual meeting or at any special meeting duly called for that purpose and held prior thereto.

Section 3. Power to appoint other officers and agents. The Board of Trustees shall be vested with the power to appoint such other officers and agents as the Board may deem necessary for the transaction of the business of the Association.

Section 4. Removal of officers and agents. Any officer or agent may be removed by a majority vote of the membership present at any regular, annual, or special meeting of the members called for the purpose, whenever in the judgement of the Board, the business interests of the Association will be better served thereby. If the Board proposes such action, notice of such shall be sent to the membership at least 15 days

47 prior to the meeting.

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49 Section 5. Delegation of powers. For any reason deemed sufficient by the Board of
50 Trustees, whether occasioned by absence or otherwise, the board may delegate all or
51 any powers and duties of any officer or trustee, but no officer or trustee shall execute,
52 acknowledge or verify any instrument in more than one capacity.

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54 Section 6. Power to appoint executive committee. The Board of Trustees shall have
55 the power to appoint an executive committee composed of two or more members of
56 active voting status, as directed and shall have and exercise the authority of the Board
57 of Trustees in the management of the business of the Association between meetings of
58 the board.

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60 Section 7. CMACP Representation. As part of the normal course of business the
61 CMACP Board of Trustees or the CMACP President are required to make appointments
62 of individuals to represent the CMACP on a variety of boards and committees and to
63 cast necessary votes on behalf of the CMACP and its members. Upon accepting such
64 appointment the individual should be aware of the expectations of the Board of Trustees
65 in carrying out their duties and responsibilities.

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67 Upon accepting appointment to serve as the official representative of the CMACP on
68 any board, committee or other formal decision-making entity, the appointee is expected
69 to put forward the official position of the CMACP Board of Trustees and vote in
70 accordance with the official position of the CMACP Board of Trustees.

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72 Further, it is recognized that from time to time that an appointee for personal,
73 philosophical or political reasons may find himself or herself in conflict with the official
74 position of the CMACP Board of Trustees. While these occasions should be rare, it is
75 recognized that an appointee may require a means by which to remove themselves
76 from a particular vote. Should this occur, the following avenues of relief are available;

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78 • Resign from the board or commission.
79 • Request the CMACP President to appoint a replacement to carry forward the
80 CMACP position on that particular vote.
81 • Abstain from voting.
82 1. Abstaining would usually only be an option if an issue requires a vote
83 unexpectedly and puts the appointee in a precarious position. In the event
84 this happens the appointee is required to submit a written explanation to
85 the Board of Trustees. Most agenda items are sent out in advance and if
86 the appointee finds them self in conflict with the CMACP's position it is
87 expected they request an appointment replacement instead of abstaining.

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90 While it is the intent of the Board of Trustees that the remedies listed above would be
91 used infrequently; should an appointee cast a vote contrary to the position of the
92 CMACP, he or she will be held accountable by the CMACP Board of Trustees. If

warranted, the appointee may be sanctioned by the Board of Trustees and may face removal from that particular board or commission appointment.

Section 8. Power to require bond. The Board of Trustees may require any officer or agent to file with the Association a satisfactory bond conditioned for faithful performance of his/her duties.

Section 9. Association Endorsements. As part of the normal course of business the Central Michigan Association Chiefs of Police may be requested to endorse "proposals" such as millages, ordinances, statutes or candidates for political office.

Proposals: The decision for the Association to publically endorse a proposal will be made at a regular monthly meeting following the normal business protocol: motion, support, discussion, and majority vote. The Association will then appoint a spokesperson for the Association, through whom information can be released. In the event, the Association elects not to endorse the proposal, the member still has the option to individually endorse the proposal if the member sees fit.

Candidates for public political office: The Central Michigan Association Chiefs of Police will not endorse specific political candidates who aspire to run for "public" office outside of the Michigan Association of Chiefs of Police. This does not prevent individual members from personally endorsing candidates. If an individual member decides to support a political candidate, the member should make efforts to identify who the member is representing.

ARTICLE III

Officers

Section 1. President. The President shall be elected by and from the membership of the Association. He/She shall be a Chief of Police with "Active Voting" status as defined by Article V Section 1.A., Subsection 1 and 6. (1) The chief law enforcement officer of a Township, Village or City, of the State of Michigan. (6) Police Chief or Director of Public Safety of any duly organized police department, of a learning institution vested with the authority to enforce the statutes of the State of Michigan). The President shall normally hold office for 2 years and shall hold the office of Vice President before holding the office of President. The membership by majority vote can elect to extend this two year period at the Annual, Monthly or a Special Meeting if mitigating circumstances exist. After the President has served as President he/she shall serve as a Trustee as the fourth Trustee position which is reserved for the "Immediate Past President". While serving as President he/she shall be the chief executive officer of the Association. He/she shall preside over all meetings of the Board of Trustees and of the members. He/she shall have general and active management of the business of the Association and shall see that all orders and resolutions of the board are carried into effect. He/she shall be an ex officio member of all standing committees and shall have the general powers and duties of supervision and management usually vested in the office of president of a corporation.

Section 2. Vice President. A Vice President shall be elected by and from the membership of the Association. He/She shall be a Chief of Police with "Active Voting" status as defined by Article V Section 1.A., Subsection 1 and 6. The Vice President shall normally hold office for 2 years and move into the President's position. The membership by majority vote can elect to extend this two-year period at the Annual, Monthly or a Special Meeting. The Vice President shall perform the duties and exercise the powers of the President during the absence or disability of the President.

Section 3. Secretary/Treasurer. A Secretary/Treasurer shall be elected by and from the membership of the Association. He/She shall be a Chief of Police with "Active Voting" status as defined by Article V Section 1.A., Subsection 1 and 6. The Secretary/Treasurer shall attend all meetings of the members, Board of Trustees and of the executive committees, and shall prepare and preserve true minutes of the proceedings of all such meetings. He/she shall give all notices required by statutes, bylaws, or resolutions. He/she shall have custody of all Association funds and securities and shall keep in books belonging to the Association full and accurate account of all receipts and disbursements; he/she shall deposit all moneys, securities and other valuable effects in the name of the Association at such depositories as may be designated for that purpose by the Board of Trustees. He/she shall disburse the funds of the Association as may be ordered by the Board, taking proper vouchers for such disbursements, and shall render to the President and Trustees at the regular meetings of the Board and whenever directed by them, an account of all transactions as Treasurer and of the financial condition of the Association. If required by the Board, he/she shall deliver to the President of the Association, and shall keep in force, a bond in form, amount and with a surety satisfaction to the Board, conditioned for faithful performance of the duties of his/her office, and for restoration to the Association in case of his/her death, resignation, retirement or removal from office, of all books, papers, vouchers, money and property of whatever kind in his/her possession or under his/her control belonging to the Association. He/she shall perform such other duties as may be delegated to him/her by the Board of Trustees.

Section 4. Trustees (4 Positions). There shall be three Trustees elected by and from the membership of the Association. The fourth Trustee shall be held by the "Immediate Past President" and will serve until being replaced by the next "Immediate Past President". He/She shall be a Chief of Police with "Active Voting" status as defined by Article V Section 1.A., Subsection 1 and 6. They shall, as members of the Board of Trustees, be directly involved in the decision making process, to insure the efficient operation and management of the Association and shall share voting powers equally with the other board members. In the absence of any of the other officers, a trustee may be called upon to serve temporarily in that officer's capacity. Additional duties may be imposed upon the trustees from time to time as directed by the Board.

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187 **ARTICLE IV**
188 Execution of Instruments
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190 Section 1. Checks, etc. All checks, drafts and orders for payment of money shall be
191 signed in the name of the Association, by the President, Vice President, or the
192 Secretary/ Treasurer.
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194 Section 2. Contracts, conveyances, etc. When the execution of any contract,
195 conveyance or other instrument has been authorized without specification of the
196 executing officers, the President, Vice President, or Secretary/Treasurer, may execute
197 the same in the name and behalf of this Association. The Board of Trustees shall have
198 the power to designate the officers and agents who shall have the authority to execute
199 any instruments on behalf of this Association.
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201 **ARTICLE V**
202 Membership and Dues
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204 Section 1: Application for membership: Any person satisfying the definition of a
205 "Voting" or Non-voting" listed below (Section 1 A or B), is eligible for membership
206 consideration. Steps for membership process are:
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- 208 (1) Application submittal. In order to begin the application process the
209 CMACP Application must be filled out and endorsed by a current Active
210 Voting" member of the Association.
211 (2) Application shall be submitted to the Secretary/ Treasurer for processing
212 (3) The Executive Committee shall review the application for completeness
213 (4) The Executive Committee shall conduct a background investigation. Specific
214 areas to be identified are:
215 a. Does the candidate meet the qualifications
216 b. Does the organization the candidate represents meet qualifications
217 c. This will include contacting the professional references listed on the
218 application
219 d. Has the candidate participated in any action which may bring
220 discredit to the profession using the Law Enforcement Code of Ethics
221 as a benchmark.
222 (i.). This in itself may be grounds for membership denial.
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224 Section 2. Active Membership.
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226 A. Active Voting

227 Any person may request and be eligible to be elected to be an Active-Voting member in
228 this Association who is:
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- 230 (1) The chief law enforcement officer of a Township, Village or City, of the State

- 231 of Michigan.
- 232 (2) Any Michigan County Sheriff.
- 233 (3) Any Michigan State Police District Commander
- 234 (4) Any Michigan State Police Post Commander.
- 235 (5) Any Michigan State Police Section Commander
- 236 (6) Police Chief or Director of Public Safety of any duly organized police
- 237 department, of a learning institution vested with the authority to enforce the
- 238 statutes of the State of Michigan.

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240 B. Active Non-Voting

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242 Any person may request and be eligible to be elected to be an Active Non-voting

243 member in this Association who is:

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- 245 (1) The Director of a County Central Dispatch.
- 246 (2) The Director of the Regional State Police Forensic Science Laboratory.
- 247 (3) The Resident Agent in Charge of:
- 248 (a) Federal Bureau of Investigation
- 249 (b) Bureau of Alcohol Firearms and Tobacco
- 250 (c) United States Secret Service
- 251 (d) Bureau of Drug Enforcement Agency
- 252 (4) A County Prosecutor
- 253 (5) A Director of Emergency Management
- 254 (6) The District Officer of the Department of Natural Resources.
- 255 (7) The Michigan representative for Federal Government's Regional
- 256 Intelligence Sharing System (RISS). MAGLOCLIN is a component of the
- 257 Bureau of Justice Assistance's Regional Information Sharing System
- 258 (RISS).
- 259 (8) The Director of any recognized Law Enforcement training facility/ program
- 260 within our Region. Example: Directors at Colleges or Universities.
- 261 (9) The coordinator of the Law Enforcement Action Forum (LEAF) from the
- 262 Michigan Municipal League (MML) or the equivalent from any liability
- 263 carrier.
- 264 (10) Voting Members with departments of 30 or more sworn full-time officers can
- 265 name one person whom holds the designated rank just below the
- 266 Chief/Sheriff to be a member. This person may have voting rights as a
- 267 stand-in only as provided in Section 2.
- 268 (11) The Assistant Post Commander of any State Police Post within our region
- 269 may be a member. The Assistant Post Commander may have voting rights
- 270 as a stand-in only as provided in Section 2.
- 271 (12) Federal Agents in charge of local Field Offices which serve the CMACP
- 272 Region.
- 273 (13) The Assistant District Commander of the Michigan State Police which
- 274 serves the CMACP Region.
- 275 (14) Any individual falling outside the above outlined definitions who the
- 276 Association deems eligible. This member must be sponsored by a current

member of the association and voted on at any regular meeting.

Section 2. Stand-ins. Stand-ins are only allowed if the member meets the following criteria.

- A. An Active Non-Voting Member who holds the designated rank just below the Chief/Sheriff in a department of 30 or more sworn full-time officers or who is the Assistant Post Commander of any State Police Post can act as a stand-in and can vote in the absence of their respective Active-Voting member.
- B. Active Non-Voting Members, Life Members and Retired Members may be assigned to committees deemed appropriate by the Chair of said committee.

Section 3. Life Membership. Any member, in good standing as of the end of the preceding calendar year, with more than ten (10) years of continuous membership, may be elected a Life Member at the business session of any annual meeting of the Association, by a two-thirds vote of the members present and voting: Provided,

- (A) Said member shall have been honorably retired from police service.
- (B) Said members, unless honorably retired from the police service, shall have attained the age of sixty (60) years of age.
- (C) Said members have been recommended by the Board of Trustees.
- (D) All Past Presidents of this Association who have been honorably retired from the police profession shall be granted a Life Membership in this Association.

Life Members shall have all the rights and privileges, held at the time of election to Life Membership, except that no Life Member shall hold office nor shall a Life Member have voting rights.

Section 4. Retired Membership. Any member, not eligible for Life Membership, who is honorably retired from police service may be elected as a "retired member". Retired members shall pay annually to the Secretary/ Treasurer ten dollars (\$10.00) as dues to the Association. Yearly invoices will be sent out in October billing for the following year. A retired member shall not hold office or have voting rights.

Section 5. Election to membership in this Association requires a majority vote of the voting members present at any regular, special, or annual meeting.

Section 6. Dues. Every member of the Association, except Life Members and Retired Members, shall pay annually to the Secretary/Treasurer twenty five dollars (\$25.00) as dues to the Association, which shall be due and payable January first each year in advance. Members elected to membership during mid-year will be charged a "pro-rated" amount based on a quarterly basis at date of acceptance. Yearly invoices will be

sent out in October billing for the following year.

Section 7. Suspension. Any member in default (90 days after invoice sent October 1st) in payment of dues shall be suspended from all privileges of membership, and if, after notice, such default not remedied within a period of ninety (90) days, the membership of such member shall automatically cease and terminate.

Section 8. Removal. Any member may be removed from membership by a majority vote of the members present at any regular, annual, or special meeting of the members called for the purpose, provided, that such member shall have first been served written notice (land mail) of the accusations against him/her, and shall have been given an opportunity to produce his/her witnesses, if any, and to be heard, at the meeting where such vote is taken.

ARTICLE VI

Meetings

Section 1. Place of meeting. Any or all meetings of the members, and of the Board of Trustees, of this Association may be held at any place designated, by the Board of Trustees, on the third Wednesday of each month, at eleven-thirty a.m. In the event the meeting scheduled for the third Wednesday cannot be held on that day, members will be notified of a rescheduled meeting.

Section 2. Annual meeting of the members. An annual meeting of the members shall be held in each year on the third Wednesday in January at eleven-thirty a.m., one of the purposes of which shall be the election of a Board of Trustees.

Section 3. Notice of annual meeting. At least fifteen (15) days prior to the date fixed by Section 2 of this article for the purpose of holding the annual meeting of the members, written notice of the time and place of such meeting shall be delivered to each member entitled to vote at such meeting. Notice of the meeting may be made by electronic means.

Section 4. Delayed annual meeting. If, for any reason, the annual meeting of the members shall not be held on the day designated, such meeting may be called and held as a special meeting, and the same proceedings may be held as an annual meeting, provided however, that the notice of such meeting shall be the same as required for the annual meeting.

Section 5. Order of business at annual meeting. The order of business at the annual meeting of the members shall be as follows:

- (a) Call to Order
- (b) Roll call
- (c) Approval of the minutes
- (d) Secretary/ Treasurer's Report

- (e) Election of Officers
- (f) Presentations
- (g) New Business
- (h) Unfinished Business
- (i) Adjournment,

Provided that, in the absence of any objection, the presiding officer may vary the order of business.

Section 6. Special meetings of the members. A special meeting of the members may be called at any time by the President, or by a majority of the Board of Trustees. The method by which such meeting may be called is as follows: Upon receipt of a specification in writing setting forth the date and objects of such proposed special meeting, signed by the President, or by a majority of the Board of Trustees, the Secretary/Treasurer shall prepare, sign and mail by land or electronically the notices of such meeting. Such notice may be signed by stamp, typewritten or printed signature of the Secretary/Treasurer.

ARTICLE VII

Voting, elections and proxies

Section 1. Who is entitled to vote. Except as the articles, or amendments thereto otherwise provide, each Active-Voting member shall, at every meeting of the members, be entitled to one vote in person upon each subject properly submitted to vote.

Section 2. Elections. All candidates nominated for election shall be voted upon by secret ballot unless there is only one candidate nominated for the office to be filled. The candidate receiving the majority of the number of votes cast shall be declared elected for the term specified in these by-laws until his successor has been qualified and elected.

Section 3. Inspectors. Whenever any person entitled to vote at a meeting of the members shall request the appointment of inspectors, a majority of the members present at such meetings and entitled to vote shall appoint not more than three inspectors, who need not be members. If the right to vote at such meeting shall be challenged, the inspectors shall determine such right. The inspectors shall receive and count the votes either upon an election or for the decision of any question and shall determine the result. Their certificate of any vote shall be prima facie evidence thereof.

ARTICLE VIII

Parliamentary practices

Except as otherwise specifically provided in these bylaws, all questions of order or procedure with respect to any meeting or action of this Association, its Board of Trustees or any committee appointed hereunder shall be determined in accordance with Robert's Rules of Order Newly Revised, and as revised from time to time.

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ARTICLE IX
Amendments of Bylaws

Section 1. Amendments, how effected. These bylaws may be amended, altered, changed, added to or repealed by the affirmative vote of a majority of Active-Voting members entitled to vote at any regular, special or annual meeting of the members if notice of the proposed amendment has been contained in the meeting notice. Unless otherwise noted the amendment, alteration and or change will be in effect immediately.

ARTICLE X
Dissolution

In the event of dissolution of the Association, its assets shall be distributed by the general membership to one or more appropriate nonprofit organizations whose purpose in the opinion of the general membership or a majority thereof are most nearly comparable to those of the Association.

ARTICLE XI

Repeal

All bylaws heretofore adopted by the affirmative vote of a majority of the Board of Trustees and the membership of the Central Michigan Chiefs of Police Association, in conflict with these bylaws are hereby repealed.

Adopted by the affirmative vote of a majority of the Board of Trustees and the voting membership at a scheduled meeting held on the 19th. day of January, 2022.

Attest:

Date: 01.19.2022

President
Chief Dave Duffett

Vice President
Chief Robert Battinkoff

Trustee
David Simon

Secretary/ Treasurer
Chief Donald Mawer

Trustee
Chief Bryan Benchley

Trustee
Chief Louis Cook

Trustee/ Immediate Past President
Chief Brian Newcomb