

BYLAWS
OF THE BAY ST. LOUIS HARBOR COMMISSION
OF BAY ST. LOUIS, MISSISSIPPI

ARTICLE I

Name

The name of this organization as stated in the enacting legislation, Bay St. Louis Municipal Ordinance #547, shall be known as the Bay St. Louis Harbor Commission. Herein referred to as “the commission” for the purposes of these bylaws.

ARTICLE II

Object

The object of the Bay St. Louis Harbor Commission as stated in Municipal ordinance#547 shall be: Upon and with the approval of the governing authorities of the municipality: responsible for the management of the Bay St. Louis Municipal Harbor Including but not limited to: authority to regulate boats in the harbor, the use of the harbor to allocate docking space, fix rental rates and fees, lease space for such periods as it may deem proper for businesses, furnishing fuel and other goods and services useful or needed by boat owners. The Commission will be responsible for making recommendations for hiring harbor master/harbor management.

ARTICLE III

Members

That the Bay St. Louis Harbor Commission, be, and the same is hereby created to be composed of seven (7) members. The posts will serve staggered terms as follows: Post # 1, 2, and 3 will serve for a period of one (1) year. Post #4 and 5 will serve for two (2) years. Post #6 and 7 will serve for three (3) years. All terms after initial appointment shall be for three (3) year terms.

The commission should consist of residents of the City of Bay St. Louis who have significant experience or interest in the Harbor activities or business development. However, other qualified, prospective members may be nominated by Mayor and confirmed by the City Council. The term of each member shall be for three (3) years and the members will serve without compensation.

The Mayor shall nominate all appointments and the City Council shall confirm or deny such appointments. Should the City Council deny a suggested appointment, the Mayor shall submit new nominees for consideration by the City Council until the nominee is approved by the City Council. Thereafter, successors shall be appointed in the manner provided hereinabove. All shall serve until his or her successor is appointed upon the expiration of their term. All vacancies existing for any reason shall be appointed in the manner provided above for the remainder of the term.

ARTICLE IV

Termination

- 1) Residency
- 2) Attendance
- 3) Conflicts of Interest

Section 1. In the event a member appointed by the mayor relocates his or her legal residence outside the legally established boundaries of the municipality, that member shall submit a letter of resignation from the commission: to the Mayor, within thirty (30) days of the occurrence. If the letter is not forthcoming, the Mayor shall act accordingly to remove said appointee from the commission. Members serving as commissioners on the date these bylaws are adopted and approved by the board of alderman shall be exempt from removal of office under the terms of this section.

Section 2. If a member fails to attend three (3), consecutive, regularly scheduled meetings; or six (6) regularly scheduled meetings of the commission within a twelve (12) month period: that information shall be conveyed to the Mayor. Upon notification, the Mayor shall take under consideration the removal of said member from the commission.

Section 3. A member of the commission shall not have any commercial interests in the harbor. A member of the commission holding membership in a non-profit organization that is a current lessee in the harbor shall recuse himself or herself from voting on any and all matters concerning that non-profit organization.

ARTICLE – V

Officers

Section 1. The officers for the commission shall be a **Chairman** and a **Vice Chairman**. The city will provide the commission with adequate clerical staff to serve as the commission's Secretary. These officers shall perform the duties prescribed by **Municipal Resolution #____**, these bylaws, and by the parliamentary authority adopted by the Harbor Commission.

Section 2. At the regular meeting held on the **3rd Tuesday of February**, members shall place the names of the current commission members into nomination for the aforementioned officers. Upon

nomination and a second to the nomination, the member gaining the greatest number of votes for the individual office shall be elected.

Section 3. The officers shall be elected by **written ballot or voice vote** to serve for one year or until their successors are elected, and their term of office shall begin at the close of the meeting at which they are elected.

Section 4. No member shall hold more than one office at a time.

Section 5. Each member present at a meeting shall be entitled to vote on any and all matters relating to commission business, provided a proper motion and a second to the motion is made from the commission members in attendance.

ARTICLE – VI

Meetings

Section 1. The regular meeting of the port commission shall be held on the **Third Tuesday following the first Monday of each month.**

Section 2. The regular meeting held on the **Third Tuesday in February** shall be known as the annual meeting and shall be for the election of officers and any other business that may arise.

Section 3. Special meetings may be called by the **President** for matters in which time is of the essence all special meetings shall be properly advertised and all members notified in advance. Special meetings advertisements and ~~port~~ commissioner notification shall be carried out as required by the laws of the municipality.

Section 4. **Four (4) physically present** members of the commission, which shall include at least one of the currently elected officers of the commission to act as the chair person, shall constitute a quorum. **However, If due to weather or other issues preventing in person meetings, the Chairman or a majority of the board can approve meetings being held telephonically or electronically.**

ARTICLE – VII

Committees

Committees, standing or special, shall be appointed by the **Chairman** whenever the port commission shall from time to time, deem necessary to carry on the work of the Harbor Commission. The President shall be an ex officio member of all committees dealing with Harbor business.

ARTICLE – VIII

Parliamentary Authority

The rules contained in the current edition of Robert's Rules of Order Newly Revised shall govern the commission in all cases to which they are applicable and in which they are not inconsistent with these bylaws and any laws governing the municipality.

ARTICLE – IX

Amendment of Bylaws

These bylaws may be amended at any regular meeting of the commission by a two-thirds vote, provided that the amendment has been submitted in writing to each member.