

ARTICLE II. ADVISORY BOARD

Section 1. Membership. Voting members of the MART Advisory Board shall be composed of the chief elected official of each of the member municipalities of MART, or a representative of the chief elected official who has been appointed as a designee on an annual basis. The designee may also be assigned on temporary basis as determined by the municipality. Within two weeks of qualification for office, all members must complete a Certificate of Receipt of Open Meeting Law Materials provided by MART stating that they understand the Open Meeting Law and consequences for violating it. The certification will be retained at MART office.

Section 2. Vote. Each member city or town shall have one vote on the Advisory Board plus additional votes and fractions thereof determined by multiplying one and one half times the total number of members in the Authority by a fraction of which the numerator shall be the total amount of all assessments made by the state treasurer to such member under this chapter and the denominator shall be the total amount of all such assessments made by the state treasurer to such members, in accordance with Chapter 161B of Mass. General Laws. This establishes a majority weighted vote per municipality.

The total vote of each member shall each year be determined by the Authority thirty days after the state treasurer has sent assessments to the members of the Authority. The determination of votes shall be based upon the most recent annual assessment. In the event a member municipality does not have an assessment, that municipality will have one vote.

Section 3. Ex-Officio Members. The Authority shall have the power by majority weighted vote to elect ex-officio members without the right to vote. As per Section 5 of Chapter 161B, a disabled non-voting member shall be appointed by the Mayors or Board of Selectmen from a MART member municipality. The term shall be for one-year on a rotating basis of municipalities listed on MART's letterhead.

Section 4. Powers, Duties and Responsibilities. The Advisory Board shall have further powers, duties and responsibilities necessary to effectuate the goals and purposes of the Authority and which are not inconsistent with Chapter 161B of the Mass. General Laws. These may include, but are not limited to, the following:

- A. From time to time to make and change orders and resolutions, not inconsistent with law or these bylaws, for the proper operation of the affairs of the Advisory Board.
- B. To create standings or special committees and delegate such power, duty and responsibility thereto as is deemed necessary and proper for the performance of functions and obligations.
- C. To approve, or to subject to such itemized reductions as deemed appropriate, an annual budget for the ensuing fiscal year, where such a budget is to provide a reasonable estimate of the net cost of service for the Authority for the period under consideration, as determined by the Act.
- D. To approve any substantial change in mass transportation service in the region constituting the Authority, where notice for change shall have been issued to the Advisory Board at least 30 days prior to date of such change, and affected municipalities approval is given through the Advisory Board's deliberation.
- E. To approve change in fares for mass transportation service in the region constituting the Authority.
- F. To approve awards of any concessions in or lease of property for the term of more than one year and which may be related to mass transportation in the region constituting the Authority.

- G. To receive notice of sale of real estate, where such notice shall be given to the Advisory Board at least thirty days prior to the date of such sale.
- H. To review and adopt, or amend and adopt, a report of the operations of the Authority on or before October first of each year for the preceding fiscal year period.
- I. To approve any construction, extension, modification or improvement of mass transportation facilities and equipment that is to be provided by the Authority in the area constituting the Authority, unless otherwise specified and authorized by legislation.

Section 5. Administrator. The affairs of the Authority shall be managed by an Administrator who shall be the chief executive officer of the Authority. The Administrator shall be appointed by and serve at the pleasure of the Advisory Board and shall receive such annual salary as shall be determined by the Advisory Board.