

David Livingstone Parents’ Advisory Council

315 East 23rd Avenue, Vancouver, BC V5V 1X6

Constitution and Bylaws

October 16, 2019

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David Livingstone PAC

Constitution

Section I - Name

The name of the parents’ advisory council is the David Livingstone Parents’ Advisory Council (hereinafter referred to as the “PAC”).

The PAC shall operate as a non-profit organization with no personal financial benefit accruing to its members or executive.

The business of the PAC will be unbiased in respect of race, religion, gender, politics, sexual orientation, and physical or mental ability.

Section II - Purpose

The purposes of the PAC shall be:

- To advise school administration and staff on parents’ views on any matter relating to the school’s programs, policies, plans and activities;
- To assist parents in accessing the system and to facilitate advocacy support for individual children and their parents;
- To organize PAC volunteer activities and events which support the school;
- To contribute to the effectiveness of the school by promoting the involvement of parents and other community members;
- To work with the administration, staff, parents and community organizations to provide a healthy, safe and supportive environment;
- To provide a forum for the discussion of educational programs and services; and
- To promote a spirit of tolerance and cooperation within the school community.

Section III - Interpretation of Terms

“DPAC” or “District Parent Advisory Council” means the umbrella group of Parent Advisory Councils formed or to be formed in each local school of the Vancouver School District, which is recognized by the Board of Trustees of School District No. 39 in accordance to the School Act.

“SD” or “school district” means School District No. 39 (Vancouver School District).

“PAC” or “Parent Advisory Council” means the legally recognized organization consisting of parents of students registered in the school according to the School Act.

“parent” as defined in the School Act and means

- (a) a parent or other person who has legal guardianship or custody of the student or child, or
- (b) a person who usually has the care and control of the student or child.

“school” means David Livingstone Elementary School.

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Bylaws

Section IV - Membership

Voting members

1. All parents and guardians of students registered in the School shall be voting members of the PAC. Each parent/guardian shall have one (1) vote at a PAC General Meeting.

Non-voting members

2. Administrators and staff (teaching and non-teaching) of the School are invited to become non-voting members of the PAC.
3. At no time will the PAC have more non-voting than voting members.

Compliance with bylaws

4. Every member will uphold the Constitution and comply with these Bylaws.

Section V - Meetings

General meetings

1. General meetings shall be conducted with fairness to all members.
2. General meetings shall be held not less than five (5) times during the school year, with one of those meetings being the Annual General Meeting (hereinafter referred to as the AGM).
3. The AGM shall be held in May of each year for the purpose of the election of executives and approval of a budget.

Notice of meetings

4. The calendar of general meetings for the school year shall be approved at the first general meeting of the PAC in the school year, and shall be sent to all parents and the Principal.
5. The notice of general meetings contained in the school and/or PAC newsletter shall serve as notice to all members of all general meetings of the PAC.
6. The inadvertent omission to give notice of a general meeting or the failure to receive a notice by a parent does not invalidate proceedings at that meeting.

Conduct

7. At general meetings, members shall not discuss personal problems with individual school personnel, students, parents, or other individual members of the school community, and

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shall discuss matters pertaining to the functions of the PAC within the framework of this Constitution and Bylaws.

8. If procedural problems arise on an issue not covered by these Bylaws, Robert's Rules of Order shall be used to resolve the issue.

Executive Meetings

9. Executive meetings may be held anytime or place as deemed necessary. The purpose of executive meetings is to carry out business between general meetings.

Section VI - Quorum and Voting at General Meetings

Quorum

1. The quorum for any general meeting shall be six (6) voting members with a minimum of two (2) executives present. Since notices of general meetings are issued as per Section V - Meetings, all general meetings are considered duly called.
2. A quorum for executive meetings will be a majority (50% plus 1) of the members of the executive.
3. If at any time during a general meeting a quorum ceases to be present, business then in progress must be suspended until there is a quorum present or until the meeting is adjourned or terminated. The quorum cannot be waived or suspended, even by unanimous consent.

Voting

4. Except as provided elsewhere in these Bylaws, all matters requiring a vote shall be decided by a simple majority vote (50% plus 1).
5. In the event of a tie vote, the motion shall be defeated.
6. Members must vote in person on all matters. Voting by proxy shall not be permitted.
7. Except as provided elsewhere in these bylaws, voting is by a show of hands or, where requested by two voting members present, by secret ballot.
8. A vote will be taken to destroy the ballots after every election.

Section VII - Executive

Role of Executive

1. The Executive shall manage the PAC's affairs between general meetings.

Executive Defined

2. The Executive of the PAC shall include the following:

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- ● Chairperson or Co-Chairpersons,
- ● Vice-Chairperson – optional if there exists two (2) Co-Chairpersons,
- ● Treasurer or Co-Treasurers,
- ● Secretary or Co-Secretaries,
- Member(s) at Large – optional , up to two (2) members.
- ● DPAC Representative, and
- ● Immediate Past Chairperson (not elected).

Eligibility

3. Any voting member of the PAC shall be eligible to serve on the Executive, except employees or elected officials of the School District No. 39 (Vancouver School District) or the B.C. Ministry of Education.

Term of Office

4. The term of office shall commence immediately following election at the AGM and shall continue until the next AGM.
5. No person may hold the same executive position for more than two (2) consecutive years except by special resolution.
6. The term of office for the DPAC Representative shall be for one year.
7. No person may hold more than one elected executive position at any one time, with the exception of position for District Parent Advisory Council representative, where this position may be held concurrently with a position of PAC Executive.
8. The immediate past Chairperson shall hold that office for one year.

Vacancy

9. In the event of a vacancy of an Executive Officer during the year the PAC shall, at any general meeting, elect a new officer who shall hold office until the next annual general meeting.

Removal of Executive

10. If an executive or representative should fail to attend to the duties of the office, the members of the PAC may, by a majority of not less than 75% of the votes cast, remove an executive member before the expiration of their term of office, and may elect an eligible member to complete the term.
11. Notice of any meeting at which a motion shall be considered to remove an executive member shall be posted on the PAC Notice Board and distributed via the school and/or PAC newsletter at least fourteen days before the meeting.
12. The executive may appoint an interim officer or representative, and a replacement shall be elected by the members at the next General Meeting.

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Remuneration of Executive

13. No executive member may be remunerated for serving on the executive, but may be reimbursed for expenses reasonably and necessarily incurred while engaged in the PAC's affairs.

Section VIII - Duties of Executives and Representatives

1. The Chairperson or Co-Chairperson shall:
 - coordinate PAC affairs in cooperation with the Executive;
 - make a sincere effort to understand local conditions in the school and community, and maintain a spirit of cooperation and friendliness among the executive and general membership;
 - consult PAC members regularly;
 - preside at all general and executive meetings (If the Chairperson is unable to attend, the Co-Chairperson or Vice-Chairperson fills in.);
 - act as primary liaison with school principal and teachers, delegating the role when appropriate and needed;
 - be familiar with the constitution and bylaws of the PAC;
 - ensure that an agenda is prepared and presented;
 - appoint committees where authorized by the membership or the Executive;
 - be the official spokesperson for the PAC; and
 - be a signing officer.
2. The Vice-Chairperson shall:
 - assist and support the Chairperson in the performance of their duties;
 - reads and distributes all materials received, and discusses the information with committee;
 - assume the duties and responsibilities of the Chairperson in order to preside at meetings in their absence;
 - take the role of the Chairperson if they resign or are removed from office;
 - accept extra duties as required by the Chairperson and general membership; and
 - be a signing officer (optional).
- The Treasurer or Co-treasurers shall:
 - ensure all funds of the PAC are properly accounted for;
 - deposit all funds collected on behalf of the PAC in an account in the name of the PAC at a recognized financial institution approved by the PAC;
 - maintain proper, accurate and up-to-date financial records and books of all PAC accounts;
 - disburse funds according to the PAC Constitution and Bylaws, and as authorized by the Executive or Membership;
 - report on finances (all receipts and disbursements) at general and executive meetings;

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- ensure that another signing officer has access to the financial records and books of accounts in the event of the Treasurer's absence;
- with the assistance of the executive, draft a budget (all receipts and disbursements)
- establish and maintain a separate 'PAC Gaming Account' for receipt and disbursement of all gaming funds, in accordance with BC regulatory requirements;
- submit an annual "Gaming Account Summary Report" or other reports as required by the BC regulatory authorities;
- make financial records and books of account available to members upon request;
- have the financial records and books of account ready for inspection or audit annually;
- submit an annual financial report at the AGM.
- be a signing officer;
- The Secretary shall:
 - record and file the minutes of all meetings;
 - post minutes on PAC Notice Board and distribute via school and/or PAC website and/or newsletter;
 - keep a file of incoming correspondence and copies of outgoing correspondence;
 - prepare other documentation as requested by the membership or executive;
 - notify members of meetings;
 - keep an accurate and up-to-date copy of the Constitution and Bylaws and have copies available for members upon request;
 - ensure safekeeping of all records of the PAC; and
 - be a signing officer (optional).
- The DPAC Representative shall:
 - act as a liaison between the DPAC and PAC, and provide PAC with information about school district events, policies, and developments;
 - attend DPAC meetings to represent, speak, and vote on behalf of the PAC; and
 - receive, circulate, and post DPAC newsletters, brochures, and announcements.
- The Member(s) at Large shall:
 - serve in a capacity to be determined by the PAC at the time of election, and at other times as the PAC requires
- The Immediate Past Chairperson shall:
 - act as a consultant for the Chairperson;
 - advise and support the membership and executive of the PAC;
 - assist in the smooth the transition between the old and new Executive; and
 - provide information about resources, contacts, and other essential information to the PAC.

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Section IX - Election of Executive and DPAC Representative

Elections at the Annual General Meeting

1. The Executive and DPAC Representative shall be elected by majority vote from the voting members at the Annual General Meeting.
2. Call for nominations shall be made at least one meeting before the AGM.

DPAC Representative

3. One representative to the DPAC (Vancouver School District) shall be elected annually from among the voting members. [School Act, Section 8.4(3) and 8.4(4)].

Section X - Conduct of Executive and Representatives

Code of ethics

1. On election or appointment, every Executive and Representative must sign the “Code of Conduct” and agree to abide by the Constitution and Bylaws governing the PAC.

Representing the PAC

2. Every Executive and Representative must act solely in the interests of the parent membership of the PAC.

Privacy

3. Any information received in confidence by an Executive or Representative from school personnel, students, parents, or other members of the school community is privileged and must not be divulged without permission of the person giving the information.

Disclosure of interest

4. An executive member or representative who is interested, either directly or indirectly, in a proposed contract or transaction with the PAC must disclose fully and promptly the nature and extent of his or her interest to the membership and executive.
5. Such an Executive or Representative must avoid using his or her position on the PAC for personal gains.

Section XI - Committees

1. The membership and Executive may appoint committees to further the PAC’s purposes and carry on its affairs.

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2. The terms of reference of each committee will be specified by the membership or Executive at the time the committee is established.
3. Committees will report to the membership and executive as required.

Section XII - Finances

Financial year

1. The financial year of the PAC will be September 1st to August 31st of the following year.

Power to raise money

2. The PAC may raise and spend money to further its purposes.

Bank accounts

3. All funds of the PAC must be kept on deposit in the name of David Livingstone PAC in a bank or financial institution registered under the Bank Act.

Signing authority

4. The Executive will name at least three signing officers (including a Chairperson and Treasurer) for banking and legal documents.
5. Two signatures will be required on all banking and legal documents, including cheques.
6. No individual shall be a signatory on their own reimbursement cheque.

Financial procedure

7. Receipts for all purchases subject to reimbursement, or for which advance payment has been provided, must be submitted to the Treasurer within 30 days of the expenditure having been made, unless given prior approval.

Annual budget

8. The Executive will prepare a budget (including income and disbursements) and present it to the membership for approval at the Annual General Meeting in May. The approved budget covers the time of the next financial year. The approved budget provides the Executive the authority to make the transactions included in the budget without coming back to the general membership for approval. Budgets may be amended by the Executive as needed with the approval of the membership.

Non-budgeted expenditures

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9. The Executive will present all proposed expenditures not included in the current budget which exceed \$250 for approval at the next General Meeting.

Start-up Funds

10. Each Executive must leave the funds required to meet any outstanding obligations which remain unpaid.

Treasurer's report

11. A treasurer's report will be presented at each general meeting.

Auditor

12. Members at a general meeting may appoint an auditor.

Section XIII - Constitution & Bylaw Amendments

1. The members may, by a majority of not less than 75% of the votes cast, amend the PAC's Constitution and Bylaws.
2. Notice of any meeting at which a resolution shall be considered to amend the constitution and bylaws shall be posted on the PAC Notice board and distributed via the school and/or PAC newsletter at least fourteen days before the meeting.
3. The notice of the meeting shall include the proposed amendments.
4. Amended Constitution and Bylaws must be posted in a conspicuous place in the school or made accessible to all members.

Section XIV - Dissolution

1. The PAC shall be dissolved in the event that the school is permanently closed.
2. In the event of dissolution of the PAC and following payment of all outstanding debts and costs of dissolution, disbursement of remaining funds will be decided upon by the membership of the final PAC meeting.
3. After dissolution, all records of the organization shall be placed under the jurisdiction of School District No. 39 (Vancouver School District), British Columbia in the person of the Vice-Principal of the school.

Section XV - Property in Documents

1. All documents, records, passwords, minutes, correspondence or other papers kept by a member, executive member, or committee member in connection with the PAC shall be deemed to be property of the PAC, and shall be turned over to the Chairperson when

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the members, executive member or committee member ceases to perform the task to which the papers relate.

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Adopted by David Livingstone Parent Advisory Council at Vancouver, British Columbia, on October 16, 2019.

Signatures of Executive Members:

Chairperson: _____ Signature: _____

Vice-Chairperson: _____ Signature: _____

Treasurer: _____ Signature: _____

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David Livingstone PAC – Code of Conduct

A parent who accepts a position as a PAC Executive, Committee Member or Representative:

1. Upholds the Constitution and Bylaws, policies and procedures of the PAC.
2. Performs his or her duties with honesty and integrity.
3. Works to ensure that the well being of students is the primary focus of all decisions.
4. Respects the rights of all individuals.
5. Takes direction from the membership and executive.
6. Encourages and supports parents and students with individual concerns to act on their own behalf and provides information on the process for taking concerns forward.
7. Works to ensure that issues are resolved through due process.
8. Strives to be informed and only passes on information that is reliable and correct.
9. Respects all confidential information.
10. Supports public education.

Statement of Understanding

I, the undersigned, in accepting the position of

of David Livingstone PAC have read, understood, and agreed to abide by this Code of Conduct.

Name of the Executive Member, Committee Member, or Representative:

Signature: _____ Date: _____

Email: _____ Phone: _____