

ARTICLE VIII ADVISORY BOARD - **CURRENT**

1. All ex-trustees who have completed 3 consecutive terms as trustee (with total of 9 years) are eligible to be member of the ITA Advisory Board, as long as they are currently not a trustee.
2. Advisory Board consists of a designated Chairman and eligible members who have agreed to be the member of the said Advisory Board.
3. The Advisory Board Chairman coordinates meetings and communicates between Advisory Board members and the Executive Board as needed.
4. The ITA President is an ex-officio member of the Advisory Board.
5. Advisory Board will review, discuss and make recommendations related to bank accounts, cash flows, expenses, investments, purchase and sale of property, safe keeping of important documents or any such items important to temple organizations and the community being served.
6. Advisory Board will review, discuss and make recommendations to any other specific items requested by the President or the Executive Committee.

ARTICLE VIII ADVISORY BOARD - AMENDED

Here is a amended article of the by-laws:

Whereas Article VIII (B) of the ITA constitution empowers the Board of Trustees to amend the By-laws.

Whereas the trustees have designated an ad-hoc committee to review and update the ITA constitution and By-laws consisting of Parliamentarian Dahyabhai Patel, Co- GS Rakesh Kohli, Advisory Board member Kiran Desai, Legal counsel Swati Kothari and Ex-officio member President Rina Patel.

Whereas the Ad-hoc Committee has co-opted Nikhita Kothari, an associate at the legal offices of Swati Kothari to help them formulate the above mentioned document

Whereas the Ad-hoc committee is continuing to deliberate on various provisions, it has come to its attention that the Board of Trustees may need to confer with the Advisory Board on various issues

Now therefor the committee is recommending that the Board of Trustees adopt an interim amendment of the By-laws dealing with the structure of the Advisory Board to facilitate the said purpose:

Article VIII of the By-laws is hereby amended to read in its entirety as follows:

“Article VIII Advisory Board

1. Purpose:

- a. The Advisory Board is to be formulated to consist of trustees who have served for at least nine years on the ITA Board of trustees (BOT), and who are not currently a member of the BOT
- b. The Advisory Board is there to render its advice to the board as requested. The Advisory Board can act as a “watchdog” and bring up matters at their meeting as per item 4(c) and render its opinion which should be discussed by BOT and recorded as outlined in item 3(b) without affecting item 1(c). This may include, but is not limited to discussion of purchase and sale of property, safe keeping of important documents, or any such items important to temple organizations and the community being served.
Explanation: This recognizes that BOT is the governing body and that the AB has no voting rights. But it draws attention to the fact that the function of AB is to bring up and discuss certain important matters (as provided in item 4(c)) even if the BOT has not asked for that review. The BOT does not have to approve the AB recommendation but it has to make a note of it in its records.
- c. The Advisory Board has no voting rights on the matters before the Board of Trustees.
- d. The Board of Trustees is the governing body of the ITA and their rights are no way diminished by the discussions, recommendations, and advice of the Advisory Board.

2. Interaction with the Board of Trustees:

- a. BOT may maintain an electronically created group site administered by the BOT for communications with the Advisory Board.
- b. BOT shall furnish annually, preferably soon after the annual General Body meeting, a list of newly eligible members to join the Advisory Board with their phone numbers and e-addresses.
- c. BOT shall request, electronically (through a group site administered by the BOT), or otherwise, those newly qualified members to express their desire to join the Advisory Board or decline participation.
- d. BOT shall furnish the Advisory Board a complete list of members that constitute the Advisory Board that year (those eligible and willing to participate, along with those who were in Advisory Board prior thereto and who have not resigned.) The president of the BOT is ex-officio member of the Advisory Board.
- e. The list, so furnished, shall be considered the official list of the members constituting the Advisory Board
- f. A member of the Advisory Board may resign the membership of the Advisory Board by writing to the chairperson of the Advisory Board and to the BOT.
- g. The AB shall nominate a chair person and BOT shall confirm such nomination.

3. Responsibility of the BOT:

- a. The BOT shall furnish annually the financial report of the ITA to the Advisory Board for their review and discussion.
- b. The BOT shall entertain recommendations and review of the Advisory Board on the financial matters, discuss them at their trustee meeting, and put them on record in their minutes.
- c. The BOT shall consult the Advisory Board on matters of vital interest to the ITA to seek their opinion and advice. The matter of what is "vital" shall be determined by items in the constitution that requires two thirds majority. This includes the sale of immoveable property referred to in BL Article II (13)(d), removal of a member referred to in BL Article (X)(8), or any item deemed "vital" by the BOT.

- d. BOT is requested to consider the opinion of AB when an item not specifically covered in the By-Laws comes up, as referred to in BL Article X (9)”
4. Functioning of the Advisory Board (AB):
- a. The AB shall appoint a vice-chair person, and a secretary to coordinate their efforts.
 - b. The AB shall meet at least once a year and discuss all matters before them, including but not limited to, recognizing the AB membership for that year, the financial report provided by the ITA, and any other matters of interest furnished by the BOT or brought up by the members of the AB.
 - c. The Chairperson may designate individual members, or a committee, to deal with any concerns brought to its attention by the BOT or by AB members.
 - d. The Chairperson coordinates communications with the BOT as needed. The chairperson shall designate a person to attend the BOT meetings whenever feasible.
 - e. The AB may decide to hold some or all of its meeting through group tele-communication or electronic media.
 - f. The AB shall review, discuss, analyze the matters brought before it, and formulate a report of their findings and discussions and communicate the same to the BOT.