



WMFO Constitution (as of 1/14/09)

Preamble:

WMFO is an FM broadcast station operating under the license of the Federal Communications Commission. The station is owned by the Trustees of Tufts University, who have delegated the authority of operation of the station to the general staff of WMFO, within the boundaries of the by-laws of Tufts University. In order to provide a permanent base for operations of WMFO, as a student and community organization, a business concern and a federal licensee, this constitution is hereby established.

I. Organization and Delegation of Authority:

A. The General Staff

1. The general staff is the body that the Trustees of Tufts University has delegated authority over the operations of the radio station. The general staff shall exercise this authority at the request of any of its members or by request of the Executive Board. In lieu of such requests, the general staff delegates its authority to the Executive Board.
2. The general staff shall be made up of any member of the Tufts Community or any resident of the local community who performs duties for WMFO on a regularly scheduled basis. Fulfilling these criteria is at the discretion of the Executive Board.
3. The general staff must meet at least once per semester. Further meetings may be held at the request of any member of the general staff (subject to the review of the Executive Board) or by order of the Executive Board.
4. All decisions of the general staff shall be valid and binding only under the following circumstances:
 - a. Public notice of the meeting shall have been posted at least one week prior to the meeting. Public notice shall be constituted by conspicuous written notice of the meeting in a commonly used and easily accessible place within the radio station for the entire week and/or by an email one-week prior.
 - b. Half of the general staff will constitute a station meeting. Simple majority shall be the criterion of judgment in all general staff decisions, except where otherwise noted within this constitution.

B. The Executive Board

1. The Executive Board has the authority to oversee and control all operations of the station, subject to the review of the general staff. The Executive Board shall delegate its authority to the General Manager, whose decisions are subject to the review of the Executive Board at the request of any five general staff members.
2. The Executive Board shall consist of the following members: The General Manager, Assistant General Manager, Program Director, Music Director, Operations Director, Publicity Director, Training Coordinator, Volunteering Coordinator, Event Coordinator, and Tickets Coordinator. The General Manager shall preside over meetings of the Executive Board and shall have full voting privileges.
3. The Executive Board must meet at least once every two weeks during the semester. Further meetings may be held at the request of any member of the general staff of WMFO, subject to review by the General Manager.
4. All Board decisions shall be made by a simple majority vote, except where

indicated otherwise in this constitution, during which at least two-thirds of the Executive Board is present in person or by proxy to the General Manager. All decisions shall be valid and binding subject to the review of the general staff at the request of any five staff members within two weeks of the decision of the Executive Board.

5. The Executive Board will report all policy decisions by email to the general staff or at the regularly scheduled meeting.

C. Administration:

1. The Chief Operating Officer shall be in charge of maintaining WMFO's compliance with FCC regulations. This person may or may not be a member of the Tufts Student Body. The Chief Operating Officer has the right to attend and vote at all Executive Board meetings.

2. The General Manager shall be an undergraduate student of Tufts University who has the authority to oversee and control all operations of the station, subject to the review of the Executive Board at the request of any five members of the general staff.

a. The General Manager has the responsibility to manage the station budget and allocate funds as needed.

b. The General Manager must be able to present an up-to-date budget status and expenditures description to any member of the general staff provided two-week's notice.

c. The General Manager is to prepare the yearly budget subject to the preliminary approval of the Executive Board and final approval of the Tufts Community Union Senate as amended.

d. The General Manager shall be the head representative of the station in its dealings with all individuals and organizations not affiliated with WMFO. The General Manager may delegate this authority to other members of the Executive Board as they see fit.

3. In order to facilitate station operation, the General Manager shall delegate specific duties to the various Executive Board members as follows:

a. The Assistant General Manager shall be an undergraduate student of Tufts University who shall assist all other Executive Board members. The Assistant General Manager will handle special projects and assignments at the request of the General Manager. The Assistant General Manager will also be in charge of fundraising for the station and will be responsible for maintaining a record of the show attendance of all members of general staff.

b. The Program Director shall be an undergraduate student of Tufts University who shall oversee the scheduling process at the outset of each semester. The Program Director shall be in charge of maintaining and updating the studio access lists and maintaining online schedules.

c. The Music Director shall be an undergraduate student of Tufts University who shall oversee and coordinate the acquisition of new music for our library. The Music Director will also be responsible for the maintenance of said library and may appoint Genre Directors to help with his/her duties.

d. The Operations Director shall be an undergraduate student of Tufts University and shall oversee the day-to-day functioning of the station equipment and should be the primary keeper of the station's equipment. They shall set the policies in regards to equipment use, subject to the review of the Executive Board.

e. The Publicity Director shall be a student of Tufts University who shall be charged with the promotion of the station both on and off campus.

f. The Training Coordinator shall be in charge of the training program for new members.

- f. The Volunteering Coordinator shall arrange and promote volunteering activities at WMFO. They shall also be in charge of tracking volunteering hours. Subject to the approval of the Executive Board, the Volunteer Coordinator may institute a mandatory number of volunteering hours required for a general staff member to maintain his/her status at WMFO.
 - g. The Events Coordinator shall be in charge of booking artists to perform both on air and around campus. They shall be the primary person of contact for anyone interested in organizing a WMFO event on campus and shall oversee the organization of said events.
 - h. The Tickets Agent shall be in charge of procuring tickets from local venues for use of both listeners and members.
4. All Executive Board members have the ability to form and create staffs to assist in their duties as they see fit. The Executive Board members shall be responsible for the procurement and oversight of their respective staffs. All Executive Board members may, without review, create and fill positions in order to further delegate authority.
 5. The General Manager may create new positions on the Executive Board as he/she sees fit. The new positions, however, must then be considered for elections in the following election cycle.
 6. Upon the approval of the Executive Board, any of the positions on the Executive Board may be made of a committee consisting of no more than three people with all individuals having one vote on the Executive Board. The only exception to this is the position of General Manager, in which case there can only be one.
 7. All Executive Board members shall be responsible for matters within their defined areas. They shall advise the General Manager on matters pertaining to those areas. Their decisions shall be subject to the review of the General Manager and the Executive Board.
 8. In the absence of the General Manager, the Assistant General Manager shall have the full authority of the General Manager. In the absence of both of these people, the Programming Director shall have the authority to act as such. In the unlikely event that all of these individuals are absent, the remainder of the Executive Board shall jointly act as the General Manager. All decisions made under such circumstances shall be subject to the later review by the General Manager. Any use, by an Executive Board member, of the authority of the General Manager that later is deemed to be inappropriate by the Executive Board, may constitute grounds for removal of the Executive Board member in question.

II. Elections, Dismissals, and Suspensions:

A. Elections

1. Elections shall occur during the Spring Semester Staff Meeting in January. All undergraduate student members of WMFO are eligible to run for any of the Executive Board positions. Only members of WMFO who have served one year on the Executive Board may run for the position of General Manager.
2. Any member of the general staff shall have voting privileges in Executive Board elections. Ratification shall be by a simple majority of the staff.
3. The current General Manager shall be in charge of organizing and running elections.
4. Board members shall serve for the following academic year. Their predecessors shall train the newly elected Executive Board members during the spring semester prior.
5. Offices left vacant in mid-year shall be filled by the Executive Board, subject to the approval of the general staff at their next scheduled meeting.

B. Removal of Executive Board members:

1. The Executive Board and the general staff shall have the right to remove any of the Executive Board members during their term in office. To remove an Executive Board member, the Executive Board must vote to do so and jointly draft a letter explaining the reason for the removal of the Executive Board member in question. The Executive Board member must be given notification that such a meeting will take place and must be given the right to attend the Executive Board meeting, speak and vote in their defense. A two-thirds majority of the Executive Board must vote in order to remove an Executive Board member. Once removed, the Executive Board member in question may appeal to the general staff, but must do so within two weeks of removal by the Executive Board. The general staff shall either affirm the decision of the Executive Board or it may overturn it by a simple majority vote. The removed Executive Board member must be given notice that such a meeting will take place and be allowed to attend, speak, and vote in their defense.

2. At the written request of any five staff members, the Executive Board must meet and act within two weeks on the call for a removal of an Executive Board member. Should the Executive Board decide that removal is necessary, part 1 above applies. Should the Executive Board decide that removal is not necessary, the five staff people may request in writing for a general staff meeting to consider the issue at the next general staff meeting. A two-thirds majority of the present general staff is needed to remove an Executive Board member against the will of the Executive Board.

3. An Executive Board member may only be removed on the grounds of dereliction of duty, or when grounds for dismissal from the general staff exist.

4. Removal from office shall not constitute dismissal from the general staff. An Executive Board member may not be dismissed without first being removed from office.

C. Suspension.

1. Full Suspension

a. The General Manager may suspend, subject to the review of the Executive Board, any member of the general staff from the station for a period of no longer than thirty days during any one semester

b. Full suspension means that the staff member in question is barred from entering the station, being on air or participating in any WMFO event during the term of the suspension.

2. Air Suspension

a. Either the General Manager or the Program Director may suspend, subject to the review of the Executive Board, any member of the general staff from being on the air for a period of no longer than thirty days during any one semester.

b. Air suspension means that the staff member in question is barred from entering the on-air studio or being on air during the suspension.

3. Equipment Suspension

a. The Operations Director may suspend, subject to the review of the Executive Board, any member of the general staff from using the station's equipment for a period of no longer than thirty days during any one semester.

b. Equipment suspension means that the staff member in question is barred from using the equipment in the equipment room, equipment closet, or entering the production studio during the term of suspension.

4. Violations of any of the conditions set forth by the suspensions can lead to dismissal from the station.

D. Dismissal.

1. The Executive Board may dismiss any member of the general staff from participation at WMFO. Such an action shall require a vote by simple majority of the

Executive Board. The staff member must be informed of the Executive Board's intent before a meeting to dismiss.

2. Dismissal may be used only in the case of a staff member who has threatened or impeded the operation of the station, or in the case of violation of WMFO's strict alcohol and drug use policies.

3. Following an Executive Board decision to dismiss, the dismissed staff member may request a general staff vote to overturn the decision at the next general staff meeting. The staff member in question will have the right to speak on his/her behalf, and the general staff may overturn the decision of the Executive Board with a three quarters voting margin.

4. Any dismissed staff member may petition the Executive Board for reinstatement after one semester of non-participation and in all subsequent semesters. At that time, the Executive Board may decide to continue with the dismissal or reinstate the staff member.

5. Any dismissed staff person is barred from entering the station, being on air, or participating in any WMFO event without the express written consent of the Executive Board. Violating this can result in a permanent ban from the station.

6. Any dismissed staff person awaiting appeal shall be treated as if undergoing a full 30-day suspension.

7. A violation of the station's alcohol or drug policy will result in an automatic dismissal. The current policy stands that no DJ or DJ's guest in the station may be consuming alcohol or using drugs anywhere in the station. A dismissal due to alcohol or drug violations will be treated like any other dismissal in terms of the appeals process.

III. Amendment and Ratification:

A. Amendment to this constitution shall require approval of two-thirds of the general staff present and voting at any meeting of the general staff with prior public notice that an amendment will be considered at that meeting. Once an amendment has been ratified by WMFO it requires the approval of the Tufts Community Union Judiciary (TCUJ).

B. No Amendment of by-law may conflict with the by-laws of the Trustees of Tufts University, the laws of the Commonwealth of Massachusetts, or the laws of the United States. Any sections of this constitution in conflict with the laws of those governing bodies shall be null and void.

WMFO fully supports the Tufts University Equal Opportunity and Non-Discrimination policies. WMFO does not discriminate on the basis of race/ethnicity, color, religion, sex, including marital status, nation of origin, ancestry, age, sexual orientation, disability, or veteran status and will not tolerate any forms of harassment on the basis of these criteria. Violations may lead to disciplinary action including suspension or dismissal as well as criminal prosecution.