

DELAWARE COUNTY INTERACTIVE GAMING REVENUE AUTHORITY

BY-LAWS

ARTICLE ONE

PRINCIPAL OFFICE

1.01 The principal place for the transaction of the business of the Authority shall be within the County of Delaware, Pennsylvania. The Principal Office will be located at the Government Center Building, located at 201 West Front Street, Media, Pennsylvania.

ARTICLE TWO

PURPOSE AND POWERS

2.01 The Authority shall have the power to undertake any project for economic development, municipal police and emergency services and other purposes in the public interest, as contained in 4 Pa. C. S. Section 13B53 (a) and (b) (1) (iii) and as Amended from time to time, and as it is specifically authorized to undertake by Resolution or Ordinance of Delaware County Council.

ARTICLE THREE

SOURCE OF FUNDING

3.01 The Authority has been designated by Delaware County Council to receive the Local Share Assessment for Delaware County as provided in 4 Pa. C. S. Section 13B53 (b) (iii) as Amended from time to time. The Authority may seek and obtain other sources of funding also to be utilized in connection with its purposes and powers, provided, however, that it segregates any such funds so received, from those received from Local Share Assessments as referenced herein.

ARTICLE FOUR

MEETINGS OF THE AUTHORITY

PLACE OF MEETINGS

4.01 The meetings of the Authority shall be held at the Delaware County Council Public Meeting Room, located on the 1st Floor of the Government Center Building, located at 201 West Front Street, Media, Pennsylvania or at such places as designated from time to time by the Board, provided that proper Notice of any change in place is properly given to the Public as required by law. All Meetings of the Board shall be open to the public. However, nothing herein shall prevent the Board from holding executive sessions, as permitted by the Pennsylvania Sunshine Act (65 Pa. C. S. Sections 701 et seq.), to which the public is not admitted, but no formal action shall be taken at any such executive session.

4.02 TIME AND DATE OF ANNUAL AND REGULAR MEETINGS-BUSINESS
TRANSACTIONED

4.02 The Annual Meeting of the Board shall be held on the third Thursday of January each year at 2 PM or such other date and hour as properly advertised. At such Meeting the Board shall meet for the purposes of Re-organization, election of officers and transaction of other business. Regular Meetings of the Board shall be held Quarterly. In the last Meeting of the year the Board shall adopt a meeting schedule for the next year, and such next year Meeting schedule shall be subject to Public Notice as required and in the manner as contained in the Pennsylvania Sunshine Law (65 Pa. C. S. Sections 701 et seq.). (Amended October 21, 2021)

NOTICE OF MEETINGS

4.03 Notices of all Meetings of the Board shall be provided in the manner as required by the Pennsylvania Sunshine Act relating to required Notices of Meetings of Authorities and shall state the place, day and hour of the Meeting, as well as the general nature of Business to be transacted if it is a Special Meeting of the Board.

QUORUM OF THE BOARD

4.04 At all meetings of the Board, a majority of the Members of the Board, present in person or electronically, as permitted by law, shall constitute a quorum for the transaction of business, and the affirmative vote of a majority of the members so present, at which a quorum is present, shall be an act of the Board. The minutes of the meeting shall accurately reflect the vote of each member of the Board.

ARTICLE FIVE

MEMBERS OF THE BOARD

APPOINTMENT

5.01 The Members of the Board shall be appointed by the Delaware County Council.

NUMBER OF MEMBERS AND TERMS

5.02 The board shall consist of five (5) members. The term of members of the board shall be for five (5) years, except for the initial members, whose terms shall be as provided by law and as set forth in the Articles of Incorporation of the Authority. Members whose terms have expired shall hold office until their successors have been appointed and may be appointed to succeed themselves. Members may be removed if they fail to attend 3 consecutive meetings as provided in the Pennsylvania Municipal Authorities Act, 53 Pa. C.S. Sections 5601 et seq. as Amended.

POWERS OF THE BOARD

- 5.03 (1) The business of the Authority shall be conducted and managed by the Board.
- (2) All powers of the Authority are granted to and vested in the Board.
- (3) Each member of the Board shall have full access to all records, personnel, and information related to the Authority and any of its activities to insure full and informed participation at meetings.

ARTICLE SIX

OFFICERS

- 6.01 (1) The officers of the Authority shall be chosen by the Board and shall be Chairperson, Vice-Chairperson, Chairperson Pro Tem, Secretary and Treasurer. (Amended February 20, 2025)
- (2) Chairperson, Vice-Chairperson, Chairperson Pro Tem, Secretary and Treasurer shall be members of the Board. (Amended February 20, 2025)
- (3) The Board shall also choose such other officers, assistant officers, agents, and employees as the needs of the Authority may require.

TERM OF OFFICE

- 6.02 The officers of the Authority, shall be chosen annually by members of the Board at their annual meeting, and each shall hold his/her office from date of appointment until the next annual election of officers, unless otherwise decreed or changed by a proper action of a majority of a quorum of the board.

DUTIES OF OFFICERS

- 6.03 (1) Chairperson: The Chairperson shall conduct all meetings of the Board, shall jointly, with the Secretary, execute all contracts and shall jointly, with the Treasurer, sign all checks upon monies of the Authority, and shall have general and active management of the affairs of the Authority.
- (2) Vice-Chairperson: The Vice-Chairperson shall perform the duties of the Chairperson in the absence or incapacity of the Chairperson or the refusal of the Chairperson to act. In the event of a resignation or death of the Chairperson, the Vice-Chairperson shall perform such duties as are imposed on the Chairperson, until such time as the Board of the Authority shall elect a new Chairperson.
- (3) Chairperson Pro Tem: The Chairperson Pro Tem shall perform the duties of the Chairperson in the absence or incapacity of both the Chairperson and the Vice-Chairperson or the

refusal of both the Chairperson and the Vice-Chairperson to act. In the event of a resignation or death of both the Chairperson and the Vice-Chairperson, the Chairperson Pro Tem shall perform such duties as are imposed upon the Chairperson until such time as the Board of the Authority shall elect a new Chairperson. The Chairperson Pro Tem shall perform the duties of the Vice Chairperson in the absence or incapacity of the Vice Chairperson or the refusal of the Vice Chairperson to act. In the event of the resignation or death of the Vice-Chairperson, the Chairperson Pro Tem shall perform such duties as are imposed upon the the Vice-Chairperson. Until such time as the Board of the Authority shall elect a new Vice-Chairperson. (Amended February 20, 2025).

(4) Secretary: The Secretary shall act as clerk of all meetings of the Board, shall record all the proceedings of all meetings, shall record all voted, and shall have custody of all the books and records of the Authority, except those kept by the Treasurer, and shall jointly with the Chairperson, execute all contracts and perform all other duties as from time to time may be assigned to him/her.

(5) Treasurer: The Treasurer shall jointly with the Chairperson sign all checks upon monies of the Authority, and keep the financial records of the Authority, provide for the custody of the funds and other property of the Authority, and perform all other duties incident to his/her office.

(6) Executive Director: An Executive Director may be appointed who shall be in charge of the day to day operations of the Authority and the implementation of the policy of the Authority as determined by the Board. The Executive Director shall have the powers as shall expressly or impliedly be necessary to perform his/her duties and may hold one or more of the offices which may be held by a non-member.

(7) Other Officers: Such other officers as may from time to time be selected by the Board shall perform such duties as may be specifically assigned to them by the Board.

ARTICLE SEVEN

INDEMNIFICATION, AUDITS FISCAL YEAR, SEAL INDEMNIFICATION

7.01 The Authority shall indemnify its current and former members of the Board and officers to the extent permitted by law.

AUDITS

7.02 The accounts of the Authority shall be audited at least once each fiscal year by a certified public accountant selected by the Board. A copy of this audit shall be filed with the Department of Community and Economic Development and a concise financial statement shall be published, at least once a year in a newspaper of general circulation in Delaware County.

FISCAL YEAR

7.03 The fiscal year of the Authority shall end December 31st of each year.

7.04 The Authority Seal shall have inscribed thereon the words, "The Delaware County Interactive Gaming Revenue Authority, 2020" and the words, "Corporate Seal, Pennsylvania." Said Seal may be used by causing it or a facsimile thereof to be impressed or affixed or in any manner reproduced.

ARTICLE EIGHT

AMENDMENT OF BY-LAWS

ADOPTION, AMENDMENT, REPEAL OF BY-LAWS

8.01 By-laws may be altered, amended or repealed, and new by-laws may be adopted by the Board at any meeting after fifteen (15) days prior written notice of such an intention by the Secretary to each member of Board who does not waive such notice in writing.

SIGNATURE AND CERTIFICATION

I certify that the foregoing are the true and correct By-laws together with all amendments thereto of the Delaware County Interactive Gaming Revenue Authority.

Dated: 2/20/ 2025

By: 
Secretary