

DEER PARK SEALS SWIM TEAM

BYLAWS

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ARTICLE 1. NAME

The name of this organization is the Deer Park SEALS Swim Team, a nonprofit organization, hereinafter referred to as DPST and/or Seals.

ARTICLE 2. ARTICLES OF ORGANIZATION

The organization exists as a voluntary, unincorporated group of its members. These Bylaws, as from time to time amended, shall be deemed to be the articles of the organization. In conjunction with policies, procedures and guidelines set forth by Clear Creek Swim League (CCSL), they shall govern the DPST organization.

ARTICLE 3. OBJECTIVES AND PURPOSE

Section 1. DPST exists solely to field and support a competitive team for the promotion, growth, training, enjoyment, good sportsmanship, and participation of young women and men who wish to compete in CCSL through the DPST. Our purpose is to encourage the development of local aquatic skill through organization and operation of a swim team in accordance with Section 501(c)(3) of the Internal Revenue Code and the rules and regulations of CCSL, a nonprofit organization.

Section 2. DPST is organized exclusively for charitable purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code.

Section 3. Notwithstanding any other provisions of this document, the purposes of the organization will be limited exclusively to exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code or corresponding section of any future federal tax code.

ARTICLE 4. ADDRESS

The principle address of DPST shall be P.O. Box 1658, Deer Park, TX 77536-1658 or another address recommended and approved by the Executive Board.

ARTICLE 5. MEMBERSHIP

Section 1. Membership is limited to parents or guardians whose children are current members of DPST and is conditional upon abiding by the rules, regulations and etiquette of DPST. The Executive Board reserves the right to dismiss any member that does not abide by said rules, regulations and etiquette. All fees and obligations must be current to maintain membership.

Section 2. Membership in DPST implies a commitment to serve the team in a variety of capacities including, but not limited to, volunteering at competitions and events and serving on DPST committees.

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ARTICLE 6. EXECUTIVE BOARD AND THEIR ELECTION

Section 1. DPST management shall be vested in the Executive Board hereinafter referred to as the Board. The Board may consist of no more than fourteen (14) elected members.

Section 2. Under no circumstances shall any Board member(s) receive payment in any form from DPST for management services rendered. Any member of the Board involved in an activity that is determined by a majority vote from the Board members to be detrimental to DPST will be removed from the Board. The Board will select a replacement in accordance with these Bylaws.

Section 3. Six (6) members of the Board shall constitute a quorum. Majority vote of Board members present shall decide ordinary business and administrative measures of DPST. The President or acting President will be allowed 2 votes to break a tie, if necessary. All measures shall be deemed ordinary except those proposing an amendment to the Bylaws.

Section 4. The term of Board members shall be for two (2) year, commencing September 1 following election and ending August 31 of the following year. Terms will be staggered in order to provide continuity within the Board from year to year. Board members may run for any number of consecutive terms. There will be no limitations on the number of terms a member may serve on the board or hold a specific office; however, no board member shall hold the same office for more than two (2) successive years without a break in service. Following a break in service, a member may be reelected to a prior office.

Section 5. A husband and wife are acceptable on the Board. Each will hold separate positions and be allowed separate votes.

Section 6. A board designee will be responsible for sending out notification of upcoming elections, a minimum of 30 days prior to the annual meeting. DPST members interested in one of the Board positions should contact one of the board members to place their name in consideration. The designee will post the list of potential board members on the web and notify membership of the list 1 week prior to the annual meeting. The Board will approve the list prior to submission.

Section 7. Election of Board members shall be conducted at an annual meeting held in conjunction with end of year activities, by majority vote of the membership in attendance. Balloting shall be by secret ballot. A Board designee shall tally the results. The nominees receiving the greatest number of votes shall be declared elected.

Section 8. In the event of a vacancy on the Board for any reason whatsoever, such vacancy may be filled by action of the Board. Such an appointed member shall fill the unexpired term of the vacating active member.

Section 9. Each Board Member will be required to attend 80% of the regular Board meetings, be trained in at least one key area to support a meet (Official, Ref/Starter, Scorer, concessions, Clerk, or as decided by Board), and participate in normal required duties to host majority of home meets. Members who fail to meet these requirements will be asked to step down whether they have completed their two year term or not. The board may give some consideration for special circumstances.

ARTICLE 7. OFFICERS AND THEIR ELECTION

Section 1. The officers of this organization shall be a President, Vice President, Secretary and Treasurer. All officers shall be Board members in good standing with an active swimmer on the team.

Section 2. Officers shall be elected annually by the Board from within its own membership at a Board meeting following the conclusion of the Executive Board election and preceding the commencement of new terms on September 1. Newly elected officers shall be installed effective September 1.

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ARTICLE 8. DUTIES OF OFFICERS

Section 1. The President shall preside at all meetings of the organization and perform all duties pertaining to the office and control of DPST business affairs including acting on behalf of DPST in situations where a decision has to be made before the Board can meet. The President shall have the power to appoint members, with Board approval, to all standing and special committees. The President shall review financial records, report to DPST members and insure information and requirements identified by CDSL and DPST operating procedures are fulfilled.

Section 2. The Vice President shall aid the President with all duties pertaining to the office and, in the absence or disability of the President, shall assume and perform the duties of the President. The Vice President shall serve as chairperson of the Audit Committee, unless serving as the President, and furnish the Board and DPST members with the findings of said audit. The Vice President shall be an ex-officio member of all other committees.

Section 3. The Secretary shall keep and secure an accurate record of all the proceedings of DPST and shall furnish the President with copies of all minutes. The Secretary shall conduct correspondence of DPST as directed by the President, issue notices of all meetings, and read all communication directed to DPST at its scheduled meetings. In the situation where the Vice President is fulfilling the duties of President, the Secretary will serve as chairperson of the Audit Committee.

Section 4. The Treasurer shall keep and secure accurate records of DPST revenues, expenses, assets, liabilities and monies. The Treasurer shall deposit DPST funds, within a reasonable time after their receipt, in a financial institution whose deposits are insured by an agency of the federal government. The Treasurer shall establish procedures to authorize and control disbursements from the account held by DPST including, but not limited to, check processing and account reconciliation. The Treasurer shall prepare and file reports and financial statements with appropriate authorities. The Treasurer shall furnish the President with balance sheets on the organization's finances and report financial condition to the Board.

Section 5. No officer, agent or DPST member shall have unlimited authority to bind DPST to any contract or render it liable for any purpose or any amount. The Board may, however, authorize the President or designated person to enter into a specific contract or instrument on behalf of DPST.

ARTICLE 9. COMMITTEES

Section 1. DPST shall maintain the following standing committees:

Audit – Shall consist of three (3) members – the Vice President, if not serving as President, and two (2) active DPST members appointed by the President. The committee is responsible for reviewing the organization's revenues and expenditures at least annually and filing appropriate reports in accordance with DPST policies and procedures. The Vice President shall serve as chairperson and report findings to the Board and DPST membership. Neither the President nor the incumbent Treasurer shall serve on this committee. The newly elected Treasurer may serve in this capacity.

Section 2. The Board may also create and appoint special committees, as it deems necessary. Special committees will report to the Board or an officer designated by the Board.

ARTICLE 10. AMENDMENTS

Section 1. These Bylaws may be amended at any regular Board meeting of DPST, with at least eight (8) active members present, by majority vote of the membership in attendance, provided that the proposed amendment has been previously submitted in writing to the President and Board for study at least thirty (30) days prior to the scheduled meeting. Changes in the Bylaws will not go into effect until the beginning of the next swim year, beginning September 1st.

Section 2. Any circumstance not specifically covered in the above Bylaws shall be considered on its individual merits by the Board.

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ARTICLE 11. DISSOLUTION

Upon the dissolution of the organization, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future tax code, or shall be distributed to the federal government, for a public purpose. Any such assets not disposed of shall be disposed of by the Court of Common Pleas of the county in which the principal office of the organization is then located, exclusively for such purposes or to such organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.