

MCALLEN SWIM CLUB

BY-LAWS

Philosophy

To develop and maintain a swim program that will (a) foster a desire in swimmers to develop themselves to their full potential; (b) encourage steady improvement in physical and mental health; and (c) instill self-discipline and an attitude of respect for oneself and for others.

ARTICLE I

Name of Organization The official name of the organization operating under bylaws is McAllen Swim Club, Inc. McAllen Swim Club, Inc., is an incorporated, non-profit, tax-exempt organization. McAllen Swim Club, Inc., is a member of United States Swimming and a member of South Texas Swimming. It is hereinafter referred to as “McAllen Swim Club.”

ARTICLE II

Object To encourage an interest in swimming as a sport and as a life-long habit.

ARTICLE III

Members Any person shall be eligible for membership in McAllen Swim Club regardless of race, sex, age, religion or place of residence.

Membership in McAllen Swim Club shall be voluntary and will be classified as follows:

Student and /or Competitive Members: Consisting of those persons engaged in aquatic training, in preparing for, or in participation in organized aquatic events under the auspices of the McAllen Swim Club, and who are current in their membership dues and fees.

Parent Members: Consisting of all parents, guardians or sponsors of competitive and student members.

Associate Members: Consisting of those persons who have been appointed by the McAllen Swim Club executive board upon recommendation of the school district, city commission, chamber of commerce, civic organizations or other organized group to represent that group in McAllen Swim Club activities.

Dues: Dues shall be established by the executive board and shall be determined by the current budget.

ARTICLE IV

Officers: The officers of this club – president, vice-president, secretary, and treasurer – shall be elected by ballot by a majority vote at the election meeting or annual meeting of the club. A swim director shall be appointed by the executive board.

President may order meetings of the executive board when and where he shall deem it necessary. The president shall preside at all meetings of the club and generally shall perform such other duties as pertain to the office of the president.

Vice-president shall act as aide to the president and shall perform the duties of the president in the absence or disability of that officer to act. The vice-president shall be in charge of fund raising projects selected by the membership.

Secretary shall record the minutes of all meetings of the club and of the executive board and shall perform such other duties as may be delegated to the position. The secretary shall also handle all correspondence and newsletters for the club.

Treasurer shall have custody of all of the funds of the club; shall keep a full and accurate account of receipts and expenditures; and shall make disbursements in accordance with the approved budget, or as authorized by the executive board. The treasurer shall present a financial report at every executive board meeting and at other times as requested by the executive board. The treasurer shall make a full report at the annual meeting. The treasurer's accounts shall be examined annually by an auditor or an auditing committee of not less than three members, who, satisfied that the treasurer's annual report is correct, shall sign a statement of that fact as the end of the report. The auditing committee shall be appointed by the executive board within one month following the annual meeting.

Swim Director shall be responsible for the swimming programs and their administration. He/she will be responsible for the development of a complete age group swim program for swimmers wishing to participate in local, state, regional, and national swimming meets. He/she will recommend assistant coaches to the Board to be hired by the Board for the swim program.

Assistant Coaches shall assist the Swim Director in conducting the swim program. They shall receive all directions and duties from the Swim Director and report to him/her in all matters.

Election of Officers

Prior to the annual meeting, the executive board will appoint a committee to prepare a slate of officers for nomination. Nominations may be made from the floor with approval of the nominee. These officers shall come from parent members.

Election of officers shall occur at the annual meeting, to be held in April of each year. Term of office shall be for two years. Election of officers shall be by a majority vote of the members present at the annual meeting. A delinquency in dues of 30 days or more shall be taken as a resignation. A resignation during a term of office shall be filled by executive board appointment.

Article V

Meetings The annual meeting of the parent and associate members shall be called each April at which time there shall be an election of officers to fill vacancies. All parents and associate members shall be notified by mail not less than seven days prior to this meeting or any special meeting.

The budget shall be approved by the membership at an announced meeting between the April meeting and June 1. The executive board shall meet monthly to carry out the management of the club. All members may attend these meetings.

Article VI

Executive Board The management of McAllen Swim Club shall be delegated to an executive board consisting of the president, vice-president, secretary, treasurer, swim director and the chairmen of standing committees. The executive board may request the assistance of any member of McAllen Swim Club in carrying out the management of the organization.

Article VII

Committees: The Swim Director and three members of the club appointed by the executive board shall compose the coaching committee. This committee shall be the liaison between the members and the swim director. Any action of the committee shall be subject to the approval of the executive board.

Article VIII

Parliamentary Authority The rules contained in Robert's Rules of Order, revised, shall govern the club in all cases to which they are applicable, and in which they are not inconsistent with the bylaws of the special rules of order of this club.

Article IX

Amending Bylaws These bylaws may be amended at the annual meeting of the club by a two-thirds vote of the members present and voting (a quorum must be present), provided that notice of the proposed amendment shall have been given in writing one week prior to the meeting.

Quorum Five parent and/or associate members shall constitute a quorum for any meeting of McAllen Swim Club.

Article X

Indemnification Each person who is or was a director, officer, or employee of the corporation (including the heirs, executors, administrators, or estate of such person) shall be indemnified by the corporation to the full extent permitted by the Nonprofit Corporation Law of the state of Texas against any liability cost or expense incurred in the capacity as director, officer, or employee, or arising out of the status as a director, officer, or employee (including serving at the request of the corporation as a director, officer, employee, or agent of another corporation).

The corporation may maintain insurance, at its expense, to protect itself and any such person against any such liability, cost, or expense.

Article XI

Handbook A handbook will be maintained and may be amended, altered, or changed at the discretion of the Executive Board.

The Duties of the Executive Board shall be:

1. To negotiate with other clubs to improve and encourage swimming activities.
2. To admit to membership amateur athletes that have been recommended by a member in good standing of the McAllen Swim Club and approved by the Swim Director.
3. To suspend or terminate the privilege of membership or participation in club functions for infractions of the handbook and, or the bylaws of the club.
4. To call regular and special meetings of the organization and to fix the time, place, and date for holding all meetings not fixed by the bylaws.
5. To explain, define, and interpret any provision of the bylaws and or handbook upon the request of a member.
6. To contract with all coaches, the swim director, and other persons required by the club and to set compensation rates.
7. To be responsible for the financial business of the club, which shall include preparing and approving in advance the annual budget.
8. To conduct an annual membership meeting in April. Special meetings of the membership may be called by the executive board.
9. To execute all contracts and documents and to do each and every act necessary in conducting and directing the business of the McAllen Swim Club.