

SOUTHERN MARINETTE COUNTY ATV AND UTV CLUB BY-LAWS

ARTICLE I: NAME AND PURPOSE

SECTION 1: NAME

THE NAME OF THE CLUB SHALL BE THE SOUTHERN MARINETTE ATV AND UTV CLUB, HEREAFTER REFERRED TO AS "THE CLUB"

SECTION 2: PURPOSE

The purpose of which this Corporation is organized shall be to stimulate safe, recreational, personal, or business use of All Terrain Vehicles (ATVs/UTV) within Marinette County in the State of Wisconsin, in accordance with the particular purposes set forth in its Articles of Incorporation. In furtherance of its purpose, the Corporation shall do all those things permitted of corporations generally by virtue of the provisions of Chapter 181 of the Wisconsin Statutes also known as the Wisconsin Non-Profit Corporation Law, and Chapter 501(c)(3) of the Internal Revenue code as they may be enforced and effect.

In furtherance of the purpose of the Corporation The Club will:

1. Promote the general welfare and safety of ATV/UTV recreation.
2. Serve the interest of ATV/UTV owners.
3. Develop a fraternal spirit among local ATV/UTV owners and other recreational enthusiasts.
4. Provide a medium for the exchange of ATV/UTV information.
5. Perform all desirable and lawful functions for the successful operation of The Club and in the general public interest.
6. Assist Local, State, and National ATV/UTV organizations in research and development of training programs for youth, and persons new to the use of ATV/UTVs.
7. Provide research and development of new techniques and new technology to improve the safety and general welfare of persons engaged in the use of ATV/UTVs for any purpose allowed under applicable laws and ordinances.

ARTICLE II: MEMBERSHIP

SECTION I

Active membership is available to all ATV/UTV owners and enthusiasts without regard to sex, race, or religious beliefs.

SECTION 2

Applications for membership shall be made in writing on the appropriate form. By applying for membership, the applicant is agreeing to abide by the By-Laws of The Club. That person shall become a member upon payment of the required dues.

SECTION 3

An INDIVIDUAL MEMBERSHIP consists of any person at least 16 years of age that is not a member by merits of a FAMILY MEMBERSHIP. A FAMILY MEMBERSHIP consists of parents, legal guardians or domestic partners and their children under the age of 18 years.

SOUTHERN MARINETTE COUNTY ATV AND UTV CLUB BY-LAWS

SECTION 4

A member may resign from The Club at any time upon written notice to the Secretary.

SECTION 5

Membership of The Club may be terminated by majority vote of the Board of Directors in the event of non-payment of dues or for other reasons consistent with The Club's best interests.

ARTICLE III: DUES

SECTION 1

The amount of annual dues shall be determined at the November meeting or the first meeting thereafter and are due January 1st.

ARTICLE IV: FISCAL YEAR

SECTION 1

The fiscal year of The Club shall commence on the first day of January and end on the thirty-first day of December. The Treasurer shall keep all financial records of The Club and have charge of its funds. The Treasurer shall keep all the funds in a bank approved by The Club Officers and/or approved motions made at The Club meetings. The Treasurer may spend up to \$100.00 without prior permission per month in The Club's interest. If the Treasurer needs to spend more than \$100.00 in each month, the Treasurer must first get approval from the majority of the directors. The Treasurer's report shall be prepared and submitted at each regular meeting of The Club, but not more than monthly.

ARTICLE V: MANAGEMENT

SECTION 1

The management of The Club is vested in The Club Officers.

ARTICLE VI: CLUB OFFICERS:

1. The Club Officers shall consist of (1) President, (1) Vice President, (1) Treasurer, and (1) Secretary, at least eighteen (18) years of age, each of whom shall be an active member of The Club in good standing and has attended 60% of the regular meetings of the previous year.
2. The Club Officers must attend not less than 60% of The Club meetings each year, unless excused by the majority of the officers prior to each meeting to be missed, in order to retain their position as The Club Officer.

SECTION 2

Officers elected at the February meeting of the membership and shall take office at the close of such meeting for a term of two (2) years. The President and Secretary shall be elected on odd years. Vice President and Treasurer on even years. Only members in good standing that are in attendance may vote.

SOUTHERN MARINETTE COUNTY ATV AND UTV CLUB BY-LAWS

SECTION 3

If vacancies for The Club Officers should occur by reason of death, resignation, or otherwise, The Club membership shall elect, by majority vote, a successor for each unexpired term at the next Club meeting.

ARTICLE VII: OFFICERS

SECTION 1

The Officers of The Club shall be President, Vice President, Secretary and Treasurer, or the officers of Secretary and Treasurer can be combined into one office.

SECTION 2

The officers shall be nominated in January and elected from the full membership of The Club by plurality vote of the members at their regular February monthly meeting. Vacancies occurring between such elections shall be filled for the unexpired term by the members at any monthly meeting. Any Officer may be removed from the office by the affirmative vote of the majority of members voting at said meeting.

SECTION 3

The President shall preside at all meetings of The Club, shall oversee, and coordinate such committees, shall be a member ex-officiate of all such committees, and shall carry on those other responsibilities assigned to him/her by these By-Laws. The Vice President, during the absence or temporary incapacity of the President, shall perform the duties and have the powers of the President. The Secretary shall keep The Club records (except financial records) including minutes of meetings, roster of members, list of committees and their members; shall send out notices of meetings; receive applications for memberships; and shall discharge all of the usual secretarial functions of the office required by these By-Laws. The secretary shall take attendance at all meetings and shall keep a record of members' attendance at said meetings. The treasurer shall keep all financial records of The Club and have charge of its funds. The Treasurer shall keep all funds in a bank approved by the vote of the members and in the name of The Club. The Treasurer shall disburse such funds of the Club under the direction of the Officer and or approved motions made at The Club but not more than monthly. The office of the Secretary/Treasurer, if this office is filled by one person shall issue and duties and responsibilities of both officers combined. All Officers shall have such other powers and duties as are required by the By-Laws.

ARTICLE VIII: EXECUTIVE BOARD

SECTION 1

The Executive Board shall be composed of the elected officers and elected committee chairs representing City of Marinette, City of Peshtigo, Town of Peshtigo, Porterfield, Lake, and Grover.

SECTION 2

The duties of the Board of Directors shall be:

- A. To perform the essential organization activities that must be acted upon between meetings of the membership.

SOUTHERN MARINETTE COUNTY ATV AND UTV CLUB BY-LAWS

- B. To formulate and recommend programs and activities to the members of the organization for their consideration and approval.
- C. To identify and help formulate committees necessary to further the purposes and functions of the organization.
- D. Report to your local Town/City meetings of club activities.
- E. Report to monthly club meetings on relevant Town/City news.
- F. To carry such other business as may be delegated to it by the organization membership.

SECTION 3

The Board of Directors shall meet in sufficient time prior to regular meetings to formulate the agenda and have it printed for the meetings and on other occasions as called by the chair.

SECTION 4

A simple majority (51%) of the elected Board of Directors members must be present to constitute a quorum for the transacting of business.

ARTICLE IX: GENERAL MEMBERSHIP MEETINGS

SECTION 1

Regular meetings of the members of The Club shall be held monthly at the time and place fixed by resolution at the previous meeting or as designated by The Club Officers.

SECTION 2

Special meetings of The Club may be called by The Club Officers, or the President, or by any group of 25% active members by giving adequate notice of the time, place, and purpose of such special meeting.

SECTION 3

Notices of the time and place of all other meetings of the membership shall be prepared and distributed to the membership by the Secretary, or any other Officer assigned by the Secretary.

SECTION 4

The active members present at any duly called meeting shall constitute a quorum. Any formal action taken at any meeting of the membership shall require a majority vote of five or more members present. Each member, age 16 or older, shall be entitled to one (1) vote.

SECTION 5

Anyone in attendance at a meeting shall conduct themselves in an orderly fashion.

ARTICLE X: ELECTION PROCEDURES

SECTION 1

SOUTHERN MARINETTE COUNTY ATV AND UTV CLUB BY-LAWS

Nominations for The Club Officers may be made by any qualified club member starting one month prior to the voting meeting. If prior nominations were not made for a specific position, any qualified member present at the voting meeting may be nominated and such nominations must be seconded by a qualified member present. Any nomination may be declined. A tally committee of three (3) qualified members present shall be appointed to count the ballots and announce the names of those elected to the Positions for the various terms. All ties will be decided by run-off ballots and announce the names of those elected to the positions for the various terms. All ties will be decided by a run-off ballot.

ARTICLE XI: DEPOSITS, CHECKS, LOANS, CONTRACTS, ECT.

SECTION 1

DEPOSITS OF FUNDS: All funds of The Club not otherwise employed shall be deposited in such banks, trust companies or other reliable depositories as The Club Officers from time to time may determine.

SECTION 2

CHECKS, ECT: All checks, drafts, endorsements, notes and evidence of indebtedness of The Club shall be signed by at least two Officers, one of which must be the President or Vice President in the event of incapacity of the President.

SECTION 3

LOANS: No loans or advances shall be contracted on behalf of The Club, and no note or other evidence of indebtedness shall be issued in its name, unless and except as authorized by The Club Officers and motions passed at a club meeting. Any such authorization may be general or confined to specific instances, and may include authorization to pledge, as security for loans or advances so authorized all securities and other personal property at any time held by The Club.

SECTION 4

CONTRACTS: The President, Vice President, or any other Officer specifically authorized by motions passed at a club meeting, may, in the name of and on behalf of The Club, enter those contracts or execute and deliver those instruments that are specifically authorized. Without the express and specific authorization by approved motion of member vote, no officer or other agent of the Corporation may enter any contract or execute and deliver any instrument in the name of and on behalf of The Club.

SECTION 5

BONDING OF OFFICERS AND BOARD MEMBERS:

The Treasurer, such other Officers, and Board Members handling funds for the Corporation, may be bonded on such amounts as are determined by the Board of Directors at the expense of the Corporation.

SECTION 6

CONTRACT WITH DIRECTOR OR OFFICERS:

No Directors or Officers of the Corporation shall be interested, directly or indirectly, in any contract relating to the operations conducted by it, nor in any contract for furnishing services or supplies to it unless (a) such contract shall be authorized by a majority of Directors present and voting at a meeting at

SOUTHERN MARINETTE COUNTY ATV AND UTV CLUB BY-LAWS

which the presence of such Director is not necessary to constitute a quorum and the vote of such Director is not necessary for such authorization, and (b) the fact and nature of such interest shall have been fully disclosed or known to the members of the Board of Directors present at the meeting at which such contract is authorized.

ARTICLE XII: MISCELLANEOUS

SECTION 1

AMENDMENTS: The power to alter, amend or repeal the By-Laws or adopt new By-Laws shall be vested in The Club Officers, unless otherwise provided in the Articles of Incorporation of the By-Laws. Such action may be taken at a regular or special meeting for which notice of the purpose shall be given. The By-Laws may contain provisions for the regulation and management of the affairs of The Club not inconsistent with law or the Articles of Incorporation. A two-thirds majority in a duly constituted meeting may amend. These By-Laws may be amended by the affirmative vote of a majority of the qualified members at a monthly meeting of The Club provided twenty (20) days' notice of intent to amend is published.

SECTION 2

DISSOLUTION: In the event of dissolution, all holdings of The Club shall be disbursed to qualifying 501(c)(3) organizations by a majority vote of the membership provided that such organization will foster and continue such activities in conformance with all applicable provisions of the Internal Revenue Code of 1954 as amended and these By-Laws.

BY-LAWS first adopted the 1st day of September 2021

Vote for adoption: 21 ayes 0 nays

Amended: 1st day of March 2023

Vote for amendment: 30 ayes 0 nays

Amended: 12th day of July 2023

Vote for amendment: 18 ayes 0 nays

CERTIFICATE OF SECRETARY

I, the undersigned, do hereby certify that I am the duly elected and acting Secretary of the Southern Marinette County ATV and UTV Club, a State of Wisconsin non-profit organization, and that the foregoing By-Laws constitute the By-Laws of said Club as duly adopted in a meeting of the membership held on the 12th day of July 2023.

Mark Winters, President:



Melissa Haidle, Secretary:

