

# ARROWHEAD ATV CLUB



## AMENDED AND RESTATED BYLAWS

### effective September 13, 2007

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These Bylaws, voted by the Board of Directors and submitted for approval to the members, now precede any past Bylaws or Amendments and are considered in effect as of September 13, 2007.

#### ARTICLE I

##### Name and Purpose

Section 1. The name of this club shall be "Arrowhead ATV Club, Inc." (hereinafter "AATV")

Section 2. The purposes of this club are.

- To perform education opportunities/safety for youth and active members of the club;
- To provide a medium for the exchange of ATVing information;
- To develop a fraternal spirit among local ATVers and other recreational interests;
- To defend such owners against discriminatory legislation, regulations, and burdensome taxation;
- To own or lease property for club uses;
- To perform all desirable and lawful functions for the successful operation of the club and in the general public interest;
- To serve the local communities with volunteer work to promote good will.



## ARTICLE 2

### Membership

Section 1. Membership in the club shall consist of the following class(es):

- a. Active members
- b. Associate/VIP and Honorary Members to include State/County Commissioners/DNR officers or Land Managers and can include past active members when nominated and accepted by the Board.

Section 2. Active membership is available to all ATV owners and enthusiasts without regard to sex, race or religious beliefs. Active membership shall extend to all members of a cohabiting family at one address.

Section 3. A person shall immediately become a member upon payment of the required dues.

Section 4. All new AATV Members must register as a member of the All-Terrain Vehicle Association of Minnesota (“ATVAM”) for the first year of membership with AATV. It is up to the Club to promote membership to ATVAM, but up to active member to renew his/her ATVAM membership after the first year of membership with AATV.

Section 5. A member may resign from the club at any time upon written notice to the Secretary with no refund of membership after 3 months of active membership.

Section 6. Membership in the club may be terminated by majority vote of the Board of Directors for cause or without cause. Termination of any member shall not release said member from obligation to pay all dues and other amounts owed to the period of membership.

Section 7. The Board of Directors may establish the qualifications and rights of Associate/VIP and Honorary Members.

## ARTICLE 3

### Dues

Section 1. The amount of dues, as well as, the time for their payment shall be determined from time to time by action of the Board of Directors.

## ARTICLE 4

### Fiscal Year

Section 1. The fiscal year of the club shall commence on the first day of January and end of the last day of December of each year.



## ARTICLE 5

### Management

Section 1. The management of the club is vested in the Board of Directors.

## ARTICLE 6

### Board of Directors

Section 1. The Board of Directors shall consist of 7 Directors, each of whom shall be an active member of the Club. Directors shall be elected at the Annual Meeting of the Membership which will be the second Thursday of January of each fiscal year with a nomination for any open position on the Board, if needed. Board of Directors shall include the President, Treasurer and one other Club Officer and 4 Club Members-Elect, who cannot hold an officer position, and shall take office at the close of such Annual Meeting for a term of 3 years. Directors can serve more than two consecutive terms.

Section 2. If vacancies on the Board of Directors should occur by reason of death, resignation, or otherwise, the remaining Directors shall elect by majority vote, a successor for each unexpired term.

Section 3. Other meetings of the Board of Directors shall be held at such time and place as may be fixed from time to time by resolution of the Board of Directors, or by call of the President. Upon the written request of a quorum of Board members, the Secretary shall call a special meeting of the Board of Directors.

Section 4. A majority of the Board of Directors shall constitute a quorum for the transaction of Club business. Any formal action taken at any meeting of the Board of Directors shall require a majority vote of the Directors present. Each Director shall be entitled to one vote.

Section 5. The Board of Directors, by majority vote, has the power to remove the President for failure of duties or any such other issues brought to the Board's attention by stating such reasons in a letter to the Club Secretary.

Section 6. The Board of Directors may employ whatever personnel they deem necessary, and for which funds are available, to aid in the management and programs of the Club; and may authorize the expenditure of Club funds in any other manner, provided such actions are in the proper furtherance of the purposes of the Club.

## ARTICLE 7

### Officers

Section 1. The officers of this Club shall be: President, Vice-President, Treasurer, Secretary, and ATV Representative. The offices of Secretary and Treasurer may be held by the same person. The ATVAM Representative, Webmaster, Ride Coordinator, Safety Coordinator and Membership Coordinator, may also hold any other office.

Section 2. The officers shall be elected from the membership of the Board of Directors by majority vote of the members at the Annual Meeting held the second Thursday of January of



each fiscal year, as needed. Vacancies occurring between such elections shall be filled for the unexpired term by the Board of Directors at any Board meeting. Any officer may be removed from office by the affirmation vote of two-thirds of the whole of the Board of Directors.

Section 3. All officers shall take office immediately upon election and hold office for a term of 3 years or until their successors shall have been elected and qualified.

Section 4. The President shall preside at all meetings of the club and of its Board of Directors, shall oversee and coordinate such committees as are authorized by the Board of Directors; shall be a member ex-officio of all such committees; and shall carry out those other responsibilities assigned to him/her by these By-Laws and by the Board of Directors.

Section 5. The Vice-President, during the absence or temporary incapacity of the President, shall perform the duties and have the power of the President.

Section 6. The Secretary shall keep all club records except the financial records, including minutes of meeting, roster of members, lists of committees and their members; shall send out notices of meetings; receive applications for membership; and discharge all of the usual secretarial functions of the office required by these By-Laws or by the Board of Directors.

Section 7. The Treasurer shall keep all financial records of the club and have charge of its funds. The Treasurer shall disburse such funds of the club under the direction of the Board of Directors. A Treasurer's Report shall be prepared for each monthly meeting with an annual report prepared for the Annual Meeting held on the second Thursday of January for each fiscal year.

Section 8. The ATVAM Representative shall attend all meetings of the Board of Directors of the All-Terrain Vehicle Association of Minnesota and shall represent the interests of the club at those meetings.

Section 9. All officers shall have such other powers and duties as are required by law.

## **ARTICLE 8**

### **General Membership Meetings**

Section 1. The Annual Meeting of the members of the club shall be held on the second Thursday of January of each fiscal year with the time and place designated by the Board of Directors. The major business of this meeting shall be to discuss future activities of the club with the submission of the annual Treasurer's report and notice of any upcoming officer/board elections.

Section 2. 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 President or by the Board of Directors.

Section 3. Special meetings of the Club may be called by the Board of Directors, or by the President, or by any group of 5 active members by giving adequate notice (five business days) of the time, place, and purpose of such special meetings.



Section 4. Written notices of the time and place of the Annual Meeting and all other meetings of the membership shall be prepared and distributed to the membership by the Secretary.

Section 5. 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 those active members present. Each active member age 18 and older shall be entitled to one vote.

### ARTICLE 9

#### Election Procedures

Section 1. A "qualified member" is an active member age 18 or older whose dues are paid.

Section 2. Any qualified member may nominate themselves or any qualified member for any officer or Board position openings.

Section 3. A Notification will be sent to each member stating open positions, description of duties, deadlines for nominations and Monthly Meeting for determination of new officers one or more months prior to ballots being distributed. Once ballots are distributed to each member, nominations shall be required to be returned to the Secretary no later than the day prior to the Monthly Meeting for determination of new officers listed in the Notification.

Section 4. Majority of votes determines the next member seat in office and/or majority vote of current Officers, Board members or members at the Monthly Meeting designated in the Notifications as the meeting for determination of new officers.

### ARTICLE 10

#### Amendments

Section 1. These By-Laws may be amended by the affirmative vote of a majority of the active members of the Club at the Annual Meeting, or at any meeting of the Club, provided thirty (30) days notice of intent to amend is published.

The undersigned, Secretary of Arrowhead ATV Club, does hereby certify that the foregoing is a correct and complete copy of the Bylaws of Arrowhead ATV Club effective as of September 13, 2007.

\_\_\_\_\_  
Susan Romans, Secretary

Dated:

Affirmed and attested to:

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Mike Levig, President

Dated:

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Rick Kolenda, Vice President

Dated:

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