

Revised July, 2008

STEINER RANCH STARS AMENDED AND RESTATED BY-LAWS

ARTICLE I: NAME

The name of the corporation shall be the Steiner Ranch Stars Swim Team and shall herein be referred to as the Swim Team. The Swim Team draws its membership from the Steiner Ranch Community and the surrounding area. The Swim Team may join a Swim Circuit or Circuits, adhering to its by-laws. This Swim Team is a Texas non-profit corporation and is exempt from taxes under Internal Revenue Code (IRC) Section 501(c)(3).

ARTICLE II: OBJECTIVE

The objective of this Swim Team shall be to provide an enjoyable, affordable summer activity for young swimmers in the Steiner Ranch area and to help them develop physical fitness, self-discipline, self-confidence, proficiency in competitive swimming strokes, good sportsmanship, strong teamwork, and determination to do their best.

ARTICLE III: MEMBERSHIP

SECTION A: Parents/guardians of competitive team swimmers shall be deemed to hold membership with voting rights. Team swimmers will be non-voting members in the organization.

SECTION B: Swim Team membership shall be open to all interested children between the ages of five (5) and seventeen (17), or as may be prescribed by the Swim Circuit, as determined on May 1 of that season, and who meet minimal swimming requirements. Minimal swimming requirements will be reviewed by the Executive Committee and Coach(es) annually. The final decision on whether a child can join the Swim Team rests with the Executive Committee. The Executive Committee may set a membership cap on each age group, slots will be filled as they become available by those on the waiting list. If a membership cap is necessary at least 90% of the Swim Team members must reside in the Steiner Ranch community. Membership shall bind each member to the bylaws of this Swim Team.

SECTION C: An annual registration fee will be assessed and used for normal operating expenses which are incurred, associated with regular season activities. In addition, participation in Fund Raisers will be required as assessed annually by the Executive Committee. A portion of the registration fee pays for the Swim Circuit membership.

SECTION D: Team membership will begin on March 16th and run through March 15th of the following year. During this period all registered members will maintain all rights granted under these by-laws.

SECTION E: Fees shall be established by the Executive Committee. The Executive Committee shall attempt to limit fee increases to 5% each year.

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ARTICLE IV: TERMINATIONS OR SUSPENSIONS

A membership may be terminated or suspended by the Executive Committee for not abiding by the by-laws, rules of the Swim Team, and/or the Code of Conduct as may be prescribed by the Swim Circuit. In addition, any violation of civil or criminal laws can result in immediate termination.

ARTICLE V: FISCAL YEAR

The Fiscal Year will begin on September 1st and end on August 31st of the subsequent year.

ARTICLE VI: EXECUTIVE COMMITTEE AND THE BOARD OF DIRECTORS

SECTION A: Swim Team activities shall be conducted by or under the authority of the Board of Directors.

SECTION B: The Board of Directors shall consist of the Executive Committee and Competitive Team Representatives. None of the members of the Board of Directors shall be paid for their services. All members of the Board of Directors must be in good standing in the community.

SECTION C: The Executive Committee will consist of: President, Vice President, Secretary, Treasurer, Fundraising Chairperson, Team Building Chairperson and Equipment Manager. A quorum is reached when a 55% of the Executive Committee is present.

SECTION D: The Competitive Team Representatives will consist of first a Team Coordinator for each competitive team and second a Circuit Representative for each circuit that that the stars have a competitive team competing in. These representatives shall be appointed by the nominating committee.

SECTION E: The immediate past President shall act as an advisor to the Board of Directors.

SECTION F: Each member of the Board of Directors will have one vote, except the situation where two (2) people share one (1) position. Together, they have one (1) vote. A simple majority will solve all issues, unless otherwise specified in these by-laws.

ARTICLE VII: NOMINATING COMMITTEE

SECTION A: a Nominating Committee will be appointed by the President with at least one (1) and not more than two (2) current Board Members and must include a representative that is not already a member of the Board of Directors from each competitive team. The President is not a member of this committee. The Nominating Committee is responsible for filling all offices of the Board of Directors. The Nominating Committee will announce the proposed slate of officers at the Swim Team's annual meeting. Additional nominations may be made from the floor (with the proposed candidate's prior consent). If there are no nominations from the floor, the election may be conducted by upheld hands. If there are additional nominations, a paper ballot must be made.

SECTION B: New officers will begin their terms September 1st. An officer shall serve for the length of the term of the office or until his/her successor is elected. The lengths of terms are 2 years for Treasurer, and Circuit Representative(s); and 1 year for Secretary, Equipment Manager, Team Building Chair, Fundraising Chair, Team Coordinator. The President shall not be elected, the President shall be the preceding years Vice President, serving a total of two years. Vacancies in office shall be filled by appointment by the Executive Committee from the Board of Directors or the general membership until expiration of the term. A person can hold the same office for only two (2) consecutive terms, with the exception of the Circuit Representative, which shall have no term limitation.

ARTICLE VIII: DUTIES OF OFFICERS

SECTION A: The President shall preside at all meetings of the general membership and of the Board of Directors and shall be a member exofficio of all committees, except the Nominating Committee. The President shall appoint committee chairs; shall be responsible to the general membership to exercise fiscal management of club funds; shall act for the Swim Team as liaison to the Steiner Ranch community; shall address member complaints for general and dual-meet problems; and provide leadership and guidance for all swim team activities.

The Vice President shall be considered President elect and shall assume the presidency after the President's term. Should the Vice President resign after 1 year, the nomination for the presidency will be limited to a member or members in good standing, with prior experience on the Board of Directors. This position is elected by a vote of the general membership.

SECTION B: The Vice President shall act as assistant to the President, and in the absence of the President shall perform the duties of the President. The Vice President shall also be responsible for execution of yearly single occurrence events and such other duties as from time to time may be assigned to him/her by the president.

SECTION C: The Secretary shall keep the minutes of all Board of Directors meetings and all General Membership meetings; see that all notices are duly given in accordance with the provisions of the by-laws; and in general, perform all duties incident to the office of secretary and such other duties as from time to time may be assigned to him/her by the president.

SECTION D: The Treasurer shall collect all monies for the Swim Team and shall deposit them in the name of the Swim Team in a bank approved by the Executive Committee. The Treasurer shall keep an accurate record of the receipts and disbursements; shall present a current statement of account at every meeting of the Executive Committee and make a full annual report to the Swim Team at the Annual Meeting. All checks must carry one (1) of the following signatures: President, Vice President, or Treasurer. The Swim Team's books shall be audited annually by a person or firm independent of the Swim Team, to be approved by the Executive Committee. The Treasurer shall serve as the board's liaison with the coaching staff. The Treasurer shall be the registered agent of the corporation.

SECTION E: The Circuit Representative(s) shall be responsible for all communications and meeting between the Swim Team and Swim Circuit(s) and for ensuring that all officials training is done with regards to the requirements of the circuit. He/She will perform other duties as from time to time may be assigned to him/her by the President.

SECTION F: The Team Coordinator shall be responsible for coordinating all activities that pertain to the specific functioning of the competitive team with special regard to swim meets including the Volunteer Coordinator, Computer Rep and Meet Officials. He/She shall provide leadership and guidance during all swim meets and replace or assist in providing replacement of meet officials as required.

SECTION G: Each member of the board, upon the expiration of his/her term of office, shall turn over to the successor, without delay, all records and other material pertaining to the office.

SECTION H: Specific duties will be assigned to the Executive Committee at the beginning of September each year.

SECTION I: All officers must be registered under club insurance.

Section J: The Fundraising Chair shall be responsible for coordinating a plan to achieve the teams fundraising goals for the year. They will oversee the activities of all groups involved with fundraising efforts. He/She will perform other duties as from time to time may be assigned to him/her by the President.

Section K: The Team Building Chair shall work with a committee to plan and execute social functions that provide team building opportunities for all groups with the Swim Team.

Section L: The Equipment Manager shall be responsible for researching, purchasing and implementing all equipment related acquisitions as voted upon by the Board of Directors. They will also monitor the status of all equipment owned by the organization and coordinate any necessary repairs. He/She will also perform other duties as from time to time may be assigned to him/her by the President.

ARTICLE IX: COACHES

SECTION A: Head Coach(es) is a non-voting member of the Board of Directors. He/She shall be responsible for hiring and supervising assistant coaches with the approval of the Executive Committee. He/She coordinates and conducts practice sessions and meets, as stipulated in written job description.

SECTION B: All coaches will be responsible for training and supervising the Swim Team members. All coaches shall be responsible for the maintenance of team equipment.

SECTION C: To maintain proper conduct and discipline of the swimmers, the coach may suspend a swimmer for up to seven days or prohibit or suspend participation in a Swim Meet. This can

be done without prior approval of the Executive Committee for persistent and flagrant refusal to comply with proper and appropriate rules established by the Coach and the Swim Team by-laws. The Coach may also recommend to the Executive Committee suspension or termination of the swimmer's membership on the Swim Team. Unresolved disputes between the Coach and swimmers and/or members regarding disciplinary action under this policy must be appealed to and finally decided by the Executive Committee. Notification of an appeal must be made to a member of Executive Committee within seven (7) days following the incident.

SECTION D: The Executive Committee will have the responsibility for hiring the head coach. A subsection of the Executive Committee shall meet with the head coach at least twice during the swim season to provide an evaluation of the head coach and staff.

ARTICLE X: MEETINGS

SECTION A: The Board of Directors shall meet as deemed necessary. Special meetings may be called when required by the President. The Executive Committee may meet as a separate entity when needed. A simple majority vote will decide issues. 55% of the convened group shall constitute a quorum.

SECTION B: The Annual Swim Team Meeting will be held at the close of each season, as set by the Executive Committee. The Executive Committee shall call a special general membership meeting at the request of twenty-five percent (25%) of the members. At all general membership meetings, the members present shall constitute a quorum, each member shall be entitled to one vote.

ARTICLE XI: BY-LAWS

Changes to the by-laws may be recommended by the Executive Committee. The membership may petition the Executive Committee for changes. Changes in the by-laws shall be approved by a two-thirds (2/3) majority vote of the members present. Proposed changes in the by-laws must be provided to the membership at least ten (10) days prior to any meeting at which the proposals are to be considered for adoption.

ARTICLE XII: DISSOLUTION

SECTION A: If dissolution, disbandment, inactivation, or other termination of the Swim Team is deemed necessary, it must be approved by two-thirds (2/3) vote of the members present at a duly called general membership meeting.

SECTION B: Upon the dissolution of the Swim Team, assets shall be distributed for one or more exempt purposes within the meaning of section 501 C3 of the Internal Revenue Code (or corresponding section of any future tax code), or shall be distributed to the federal government, or to a state or local government for a public purpose. Any such assets not so disposed of shall be disposed by a court of competent jurisdiction in Travis County, Texas exclusively for such purposes or to such organization(s), as said Court shall determine, which are organized and operated exclusively for such purposes.

STEINER RANCH STARS SWIM TEAM
Adopted by the membership, July 24, 2008

Janis Goodman, Secretary

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