

AMENDED CONSTITUTION

The "Fountain City BMX Association, Incorporated" of Prattville, Alabama is a nonprofit corporation chartered by the State of Alabama and governed by Its Articles of Incorporation and the By-Laws hereunder.

BY-LAWS

Section I – NAME

1. The name of this organization shall be "Fountain City BMX Association", and shall hereinafter be referred to and designated as The Association.

Section II – PURPOSE

1. *The Association* shall be nonprofit and is formed as follows:
 - a. To promote the growth of bicycle motocross racing.
 - b. To promote and conduct BMX racing events.
 - c. To aid beginners.
 - d. To provide a communications link between race contestants, parents, sponsors and the contest officials apart from the race site.
 - e. To promote good sportsmanship and bring BMX'ers closer together.
 - f. To exchange knowledge and ideas
 - g. To encourage year-round activities
 - h. To organize social activity, apart from BMX race contest, to include families and sponsors.
 - i. To keep the sport of bicycle motocross a fun activity for all concerned.

Section III – MEMBERSHIP

1. There will be two (2) classifications of membership.
 - a. Sponsor Membership – any individual, business or family who desires to support and promote BMX activities thru The Association.
 - b. Competition Membership – any family, regardless of the number of competing family members, who desires to support and promote BMX activities thru The Association.
2. The number of members is unlimited.
3. Any Board Member may accept applications for membership.
4. The term of membership shall be one year from the date of application.
5. Any member deliberately breaking Association rules, not acting in a sportsmanlike manner or exhibiting an uncooperative attitude (in the opinion of the Board of Directors) is liable for revocation of membership in The Association. No dues, fee, or assessments will be refunded.

6. The Board of Directors may consider revocation of membership for cause at any time. The method for notification and revocation shall be as follows:
 - a. The member must be placed on probation for a minimum of thirty (30) days and notice of probation made by card.
 - b. Revocation of membership requires a majority vote by the directors, at a scheduled business meeting.
7. The Secretary and/or Treasurer will screen the membership roll monthly and declare inactive those members that have been inactive for ninety (90) days.

Section IV – DUES AND FINANCES

1. Upon acceptance to membership, a member's Association dues are payable immediately.
 - a. Sponsor membership dues will be \$30.00 per year.
 - b. Competition membership dues will be \$25.00 per year *for a single rider and \$50.00 per year for a family.*
2. Dues for standing members (consecutive year renewals) must be paid on or before the member's annual renewal date and will be considered late if not paid by the expiration date.
3. Dues shall be set by the Board of Directors, subject to approval by the members present at a regular business meeting. Notice of the vote on revision of The Association dues schedule shall be made to the members 10 days prior to the meeting.
4. Dues shall be recorded to The Association's General Fund.
5. Fees for competition events and use of The Association facilities (owned, leased, or donated) shall be determined by the Board of Directors. Race entry fees shall not exceed the schedule of fees adopted by the Alabama BMX Association.
6. Fees shall be apportioned to special assigned funds as determined by the Board of Directors.
7. All members shall be equally responsible for the payment of special assessments. Special assessments shall be approved by the Board of Directors and accepted by a $\frac{3}{4}$ vote of the membership present at a normal business meeting. Notice to vote on Special assessments shall be made to the membership 30 days prior to the meeting.
8. Postage, stationary, printing, promotional expenses and other similar expense shall be paid from The Association General Fund.
9. Association operating expense shall be paid from the special assigned funds.
10. All money collected at Association activities will be deposited in and be disbursed from Association account(s).

Section V – MEETINGS

1. Meetings will be held at a pre-designated location.
2. Business meetings shall be held on the first Tuesday of each month, starting at 7:00 PM.
3. Meetings shall be held in an informal but business-like manner, and should be as informative as possible.

4. Association business should prevail at all meetings. “Bull sessions”, “out of turn”, and “off the subject” discussions should precede or follow the business session and not be a part of it. This will make the business portion of the meetings as sort and to the point as possible. All members are urged to be punctual.
5. The majority of The Association membership in agreement may call a special meeting by advising the Board of Directors.
6. The Board of Directors may call a special meeting with prior notice to the membership.
7. The Secretary (or his/her designee) shall keep minutes of all meetings.
8. The following business shall be conducted (or called) at each business meeting.
 - a. Previous meeting minutes read and approved.
 - b. Treasurer’s report.
 - c. Committee chairmen reports.
 - d. Old business
 - e. New business
9. All issues, except as specifically stated otherwise, subject to vote by the membership shall receive a simple majority of the votes of the membership present prior to being adopted.
10. For the purpose of voting, the following membership voting units are established:
 - a. Sponsor Members – one vote per member.
 - b. Competition Members – one vote per family member present over the age of 15.
11. Additions or revision to these By-Laws are subject to approval by the Board of Directors prior to be submitted to a vote by the membership.
12. Any five (5) members disagreeing with any action taken by the Officers or Board of Directors of this Association may, by petition, bring the matter before the general membership or the Board of Directors for open discussion.

Section VI – NOMINATIONS AND ELECTIONS

1. Officers are to be elected on a yearly basis.
2. Nominations for Officers will be held at the September business meeting. Candidate’s names will be posted at scheduled events (or mailed to all members) prior to elections.
3. Elections of new Officers will be held at the October business meeting. Installation of Officers and Directors shall take place at the December business meeting.
4. Officers to be elected are:
 - a. President/Track Director
 - b. Vice President/Asst. Track Director
 - c. Secretary/Clerk of Course
 - d. Treasurer
5. The elected Officers shall appoint from the general membership three (3) additional members to serve on the Board of Directors in the following capacities:
 - a. Publicity / Marketing Director
 - b. Track Maintenance Director
 - c. Beginner Representative and Director of Rider Program.

6. In case of resignation of any Director, elected or appointed, the Board of Directors shall solicit and appoint a replacement from the membership for the term remaining.
7. A simple majority of the membership present to vote (as defined above) shall determine elections results.

Section VII – BOARD OF DIRECTORS

1. The Board of Directors shall consist of the four elected Officers and the three appointed Directors as voting members, and the immediate Past-Track Director/President as a non-voting advisor.
2. The Board of Directors shall be responsible for the overall direction and planning of activities of *The Association*.
3. In adopting resolutions establishing policy for *The Association*, two (2) Board of Directors must be present to constitute a quorum. Adoption of policy shall be established by simple majority of the Board of Directors present, provided a quorum exists.

Section VIII – DUTIES, FUNCTIONS & RESPONSIBILITIES

1. The Track Director / President shall be responsible for the conduct and staffing of *The Association's* race activities. He/she will preside over all meetings and conduct it in a reasonably "parliamentary" manner. The Track Director/President will serve as the liaison between the track and National Bicycle League or (and) the Alabama BMX Association. It shall be the Track Director/Presidents responsibility to check all financial and other records of *The Association* to be sure they are handled and maintained properly.
2. The Assistant Track Director / Vice President shall assume such duties as directed by the Track Director / President, in his absence.
3. The Secretary (or his/her designee) shall record the minutes of all *The Association's* meetings, and shall submit them for approval at the following meeting. He/she shall be the custodian of all Association records, and shall notify members of any special meetings. He/she shall give a report at scheduled business meeting of the minutes from *The Association's* last meeting and document the attendance.
4. The Treasurer shall open and maintain such accounts (checking and/or savings) as directed by the Board of Directors. He/she shall receive all proceeds from Association activities and deposit it to the Association account(s). He/she shall disburse as necessary from The Association checking accounts funds required to discharge Association obligations. He/she shall arrange for the transfer of the Association accounts to the succeeding Treasurer. He/she shall maintain such records of accounts (receipts and disbursements) as deemed necessary by the Board of Directors and required by Governing Authorities. He/she shall give a report at scheduled business meeting of all receipts and expenditures.
5. The Publicity / Marketing Director shall coordinate media coverage of The Association's race activities, and shall coordinate special promotional activities as directed by the Board.

6. The Track Maintenance Director shall coordinate Maintenance and/or modifications of The Association's race facility. He/she is charged with the responsibility of having the track in acceptable racing condition by the opening of the registration/practice time period on race days.
7. The Beginner Representative and Director of Rider Programs shall serve as the primary adult contact for the Beginner racers, and their parents. He/she should be completely familiar with the conduct of the race day activities from registration and license requirements and benefits, thru the conduct, and scoring process of the races. In addition, he/she shall coordinate rider representation at Association sponsored promotional activities.

Section IX – COMMITTEES

1. The Board of Directors shall appoint as necessary committees such as competition, publications, and social activities, etc. to support the goals and purposes of The Association.

Section X – ACTIVITIES

2. Conduct BMX races at a minimum of twice a month, in "season" (approximately April thru September), weather permitting.
3. Conduct regularly scheduled business meetings once per month.
4. Conduct training sessions and such other special and promotional activities as deemed necessary by the Board of Directors.

Section XI – SANCTION AND AFFILIATION

1. The Association shall seek a sanction for its activities (it's race activities and track facility) from The National Bicycle League, Inc., a nonprofit corporation and sanctioning body for BMX racing in the United States, which is recognized by the UCI and its national governing body is USA Cycling. The NBL is currently located in Gahanna, Ohio.
2. The Association, when sanctioned by the NBL, will affiliate with the Alabama BMX Association, Inc., a nonprofit corporation which is the governing body for NBL BMX racing in the state of Alabama, and whose home is currently located in Birmingham, Alabama.
3. The Board of Directors will review The Association's Sanction and Affiliation arrangement on an annual basis to determine if the stated sanction and affiliation arrangement continues to be in the best interests of The Associations and our members.

Section XII – RULES

1. Rules and regulations of the adopted sanctioning body will be followed.
2. The Board of Directors may adopt local rules, as appropriate and permitted by the sanctioning body.
3. Good sportsmanship will be practiced at all times.

4. The use of intoxicating beverages and/or drugs at Association races by members or guest is prohibited.

Section XIII – RACE FACILITIES

1. Race location(s) and facilities, whether owned, leased, borrowed, or donated will be determined by the Board of Directors, subject to approval by the membership.

Section XIV – MEMBERSHIP PRIVILEGES AND INCENTIVES

1. Members of The Association have a “voice” in establishing the policies and goals of The Association either directly or thru their Board of Directors.
2. Members of The Association will have one vote in all voting matters pertaining to The Association.
3. As a privilege of *active* membership in The Association
4. Fees for scheduled practice sessions will be waived for member riders.

Duly Adopted by the Board of Directors this 11th day of January 2011.

Jim Rempkowski
Track Director/President

Date

Shannon Lee
Track Secretary/Clerk of Course

Date