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ARTICLE 1. NAME

The name of this organization is the League City Barracuda Swim Team, a nonprofit organization, hereinafter referred to as LCST.

ARTICLE 2. ARTICLES OF ORGANIZATION

The organization exists as a voluntary, unincorporated group of its members. These Bylaws, as from time to time amended, shall be deemed to be the articles of the organization. In conjunction with policies, procedures and guidelines set forth by Clear Creek Swim League (CCSL), they shall govern the LCST organization.

ARTICLE 3. OBJECTIVES AND PURPOSE

Section 1. LCST exists solely to field and support a competitive team for the promotion, growth, training, enjoyment, good sportsmanship, and participation of young women and men who wish to compete in CCSL through the League City Barracuda Swim Team. Our purpose is to encourage the development of local aquatic skill through organization and operation of a swim team in accordance with Section 501(c)(3) of the Internal Revenue Code and the rules and regulations of CCSL, a nonprofit organization.

Section 2. LCST is organized exclusively for charitable purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code.

Section 3. Notwithstanding any other provisions of this document, the purposes of the organization will be limited exclusively to exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code or corresponding section of any future federal tax code.

ARTICLE 4. ADDRESS

The principle address of LCST shall be P.O. Box 1260, League City, TX 77574-1260 or another address recommended and approved by the Executive Board.

ARTICLE 5. MEMBERSHIP

Section 1. Membership is limited to parents or guardians whose children are current members of LCST and is conditional upon abiding by the rules, regulations and etiquette of LCST. The Executive Board reserves the right to dismiss any member that does not abide by said rules, regulations and etiquette. All fees and obligations must be current to maintain membership.

Section 2. Membership in LCST implies a commitment to serve the team in a variety of capacities including, but not limited to, volunteering at competitions and events and serving on LCST committees.

ARTICLE 6. EXECUTIVE BOARD AND THEIR ELECTION

Section 1. LCST management shall be vested in the Executive Board hereinafter referred to as the Board. The Board shall consist of ten (10) elected members. Additionally, the League City

Barracuda Head Swim Coach and other members, approved by the Board, may serve as advisory board members.

- Section 2. Under no circumstances shall any Board member(s) receive payment in any form from LCST for management services rendered. Any member of the Board involved in an activity that is determined by a majority vote from the Board members to be detrimental to LCST will be removed from the Board. The Board will select a replacement in accordance with these Bylaws.
- Section 3. Five (5) members of the Board shall constitute a quorum. Majority vote of Board members present shall decide ordinary business and administrative measures of LCST. All measures shall be deemed ordinary except those proposing an amendment to the Bylaws.
- Section 4. The term of Board members shall be for two (2) year, commencing September 1 following election and ending August 31 of the following year. Terms will be staggered in order to provide continuity within the Board from year to year. Board members may run for any number of consecutive terms. There will be no limitations on the number of terms a member may serve on the board or hold a specific office; however, no board member shall hold the same office for more than two (2) successive years without a break in service. Following a break in service, a member may be reelected to a prior office.
- Section 5. Husband and wife teams are acceptable on the Board, either as one (1) Board member with one (1) vote (if elected as a team), or as two (2) Board members with separate positions and separate votes (if elected separately).
- Section 6. The President shall appoint a Nominating Committee to provide the Board with a list of candidates to fill term expirations. The committee, prior to their submission to the Board, will obtain the consent of individuals recommended for nomination. LCST members interested in one of the Board positions should contact one of the committee members to place their name in consideration. Board approval of the list of candidates shall place them in nomination. Nominations for additional Board candidates will also be taken from the floor. Floor nominations shall require two (2) seconds.
- Section 7. Election of Board members shall be conducted at an annual meeting held in conjunction with end of year activities, by majority vote of the membership in attendance. Balloting, if nominations are contested, shall be by secret ballot. If necessary, the Secretary of the Board shall tally the results. The nominees receiving the greatest number of votes shall be declared elected.
- Section 8. In the event of a vacancy on the Board for any reason whatsoever, such vacancy shall be filled by action of the Board. Such an appointed member shall fill the unexpired term of the vacating active member.

ARTICLE 7. OFFICERS AND THEIR ELECTION

- Section 1. The officers of this organization shall be a President, Vice President, Secretary and Treasurer. All officers shall be Board members in good standing with an active swimmer on the team.
- Section 2. Officers shall be elected annually by the Board from within its own membership at a Board meeting following the conclusion of the Executive Board election and preceding the commencement of new terms on September 1. Newly elected officers shall be installed effective September 1.

ARTICLE 8. DUTIES OF OFFICERS

- Section 1. The President shall preside at all meetings of the organization and perform all duties pertaining to the office and control of LCST business affairs including acting on behalf of LCST in situations where a decision has to be made before the Board can meet. The President shall have the power to appoint members, with Board approval, to all standing and special committees. The President shall serve as chairperson of the Nominating Committee and be an ex-officio member of all other committees except the Audit Committee. The

President shall review financial records, report to LCST members and insure information and requirements identified by CCSL and LCST operating procedures are fulfilled.

Section 2. The Vice President shall aid the President with all duties pertaining to the office and, in the absence or disability of the President, shall assume and perform the duties of the President. The Vice President shall serve as chairperson of the Audit Committee, unless serving as the President, and furnish the Board and LCST members with the findings of said audit. The Vice President shall be an ex-officio member of all other committees.

Section 3. The Secretary shall keep and secure an accurate record of all the proceedings of LCST and shall furnish the President with copies of all minutes. The Secretary shall conduct correspondence of LCST as directed by the President, issue notices of all meetings, and read all communication directed to LCST at its scheduled meetings. In the situation where the Vice President is fulfilling the duties of President, the Secretary will serve as chairperson of the Audit Committee.

Section 4. The Treasurer shall keep and secure accurate records of LCST revenues, expenses, assets, liabilities and monies. The Treasurer shall deposit LCST funds, within a reasonable time after their receipt, in a financial institution whose deposits are insured by an agency of the federal government. The Treasurer shall establish procedures to authorize and control disbursements from the account held by LCST including, but not limited to, check processing and account reconciliation. The Treasurer shall prepare and file reports and financial statements with appropriate authorities. The Treasurer shall furnish the President with balance sheets on the organization's finances and report financial condition to the Board.

Section 5. No officer, agent or LCST member shall have unlimited authority to bind LCST to any contract or render it liable for any purpose or any amount. The Board may, however, authorize the President or designated person to enter into a specific contract or instrument on behalf of LCST.

ARTICLE 9. COMMITTEES

Section 1. LCST shall maintain the following standing committees:

(a) Audit – Shall consist of three (3) members – the Vice President, if not serving as President, and two (2) active LCST members appointed by the President. The committee is responsible for reviewing the organization's revenues and expenditures at least annually and filing appropriate reports in accordance with LCST policies and procedures. The Vice President shall serve as chairperson and report findings to the Board and LCST membership. Neither the President nor the incumbent Treasurer shall serve on this committee. The newly elected Treasurer may serve in this capacity.

(b) Nominating – Shall consist of the President and at least two (2) active LCST members in good standing appointed by the President. It is responsible for recommending candidates to the Board for term nomination. The President shall serve as chairperson.

Section 2. The Board may also create and appoint special committees, as it deems necessary. Special committees will report to the Board or an officer designated by the Board.

ARTICLE 10. AMENDMENTS

Section 1. These Bylaws may be amended at any regular meeting of LCST, with at least twenty (20) active members present, by majority vote of the membership in attendance, provided that the proposed amendment has been previously submitted in writing to the President and Board for study at least thirty (30) days prior to the scheduled meeting.

Section 2. Any circumstance not specifically covered in the above Bylaws shall be considered on its individual merits by the Board.

ARTICLE 11. DISSOLUTION

Upon the dissolution of the organization, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or corresponding section of any

future tax code, or shall be distributed to the federal government, for a public purpose. Any such assets not disposed of shall be disposed of by the Court of Common Pleas of the county in which the principal office of the organization is then located, exclusively for such purposes or to such organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.