

OSTERHOUT LAKE PEOPLE, INC. BYLAWS

January 1, 2010

ARTICLE I. NAME AND ORGANIZATION

Section 1. This organization shall be known as the OSTERHOUT LAKE PEOPLE, INC., a non-profit corporation of Lee Township, Allegan County, Grand Junction, Michigan 49056.

Section 2. This organization is a non-profit corporation in conformity with Public Act 327 of the Public Acts of 1931, as amended for 30 years,

ARTICLE II. OBJECTIVES

Section 1. This organization is to protect and ~~enhance these resources associated~~ with the surface and ground waters as well as the water related habitats of Osterhout Lake, Lee Township, Allegan County, Michigan 49056.

Section 2. This Organization's goal is to maintain and preserve the quality of OSTERHOUT LAKE.

Section 3. This organization will not pass any restrictions or rules regarding activities on the Lake. The organization will support and follow Michigan Boating laws and promote common courtesy and respect on Lake activities. It will not be the purpose of this Organization to police unlawful conduct of persons using the water.

Section 4.

The Board of Directors of OSTERHOUT LAKE PEOPLE, INC. shall periodically review the corporate objectives, purposes, tasks and policies of the organization for the purpose of most effectively implementing the aforementioned objective statement in Article II Section 1. The membership will be informed of these revisions.

Section 5.

GOOD STANDING = (Spring Meeting - Current year Membership Dues paid and previous year Weed Assessment paid. Fall Meeting - Current year Membership Dues paid and current year Weed Assessments paid).

ARTICLE III

MEMBERSHIP

Section 1.

Any property owner in the OSTERHOUT Lake area, or its watershed who is interested in the welfare, support and improvement of the Lake Community is eligible for membership in the organization

Section 2.

Any member must maintain his/her membership by meeting his/her financial responsibilities to the organization with PAID annual membership dues and Weed Maintenance Assessment to be in **GOOD STANDING (SEE Article II Section 5)** and must attend one (1) meeting per year or communicate in person or a proxy letter to Secretary. If a member has more than one home/cottage/lake home (seasonal or year round) with pier (or multiple piers), member will pay one full assessment for each if special assessments are imposed. *If assessment isn't paid by designated due date a \$10.00 late fee be added to the balance due for each assessment. Late fee will be added to general fund. Balance will be carried forward with late fee.*

Section 3

Any member **NOT in GOOD STANDING (SEE Article II Section 5)** may not vote or voice any opinion at any organization meeting.

Section 4.

Any member in **GOOD STANDING (SEE Article II Section 5)** may vote by proxy (by written communication - not email as signature required - to the Secretary-Treasurer. Each regular membership shall be entitled to one vote on any issue to be acted on at any General Membership Organization Meeting.

Section 5.

A member may resign from the organization by the sale of his/her property or by notification in writing to the board.

ARTICLE IV.

OFFICERS/BOARD OF DIRECTORS

Section 1.

The officers of the Organization shall be PRESIDENT, VICE PRESIDENT, AND SECRETARY and/or TREASURER (occupied by one or separate persons). They shall be a property owner in GOOD STANDING (SEE Article II Section 5) elected by a majority vote of the membership attending the annual fall meeting (or by a completed proxy presented to Secretary prior to meeting) to hold office for the succeeding two years (Aug. to Aug.) date dependent on Saturday one week prior to Labor Day Weekend or until successors are elected.

Section 2.

President: The duties of the President shall be to preside at all meetings of the organization and Board of Directors, to oversee all activities, to sign with the Secretary-Treasurer all documents necessary to the function of the organization. The President or his/her designate is responsible for calling at least two Board of Directors meetings per year. The President shall not act or commit organization business without prior board approval.

Section 3.

Vice President: The duties of the Vice President shall be to assist the President in his/her duties and in the President's absence, disqualification and/or resignation, to assume the duties of the President. If both President and Vice President are unable to conduct a meeting, any board member can preside over the meeting.

Section 4

Secretary-Treasurer: shall take and keep minutes of all meetings and give a copy of the meeting minutes to each Officer and Area Director. Said minutes will then be turned over to his/her successor in an orderly and timely fashion. The Secretary-Treasurer shall keep a record of members names and addresses (two addresses if applicable). Secretary-Treasurer shall be bonded and shall collect from the Organization Members all dues and special assessments, to keep a record of expenditures and receipts, and to make an annual Treasurer's Report to the Organization, also to keep active the Articles of Incorporation.

Section 5.

Board of Directors: The Organization shall elect the President, Vice President, Secretary-Treasurer and Board Members referred to as Area Directors for each of the four (4) geographical Areas by a plurality vote of a quorum of the membership as defined in Article 6, Section 5 of these By-Laws - one vote - lake owner in **GOOD STANDING (SEE Article II Section 5)**. In addition, two (2) Members at Large will be appointed by the recommendation of the board (which could include Past President, if available) and Honorary Lake Resident, that would be described in **GOOD STANDING**.

Section 6.

The Board of Directors (Officers & Area Directors) will serve without compensation and will devote their time and efforts for the public interest, thereby lessening the burdens of government in the areas of public safety, health, and the education of the public in water safety by providing them with necessary safety published literature. The Board of Directors shall elect replacements to serve out a term when a Board Member (Officers and Area Directors) is unable to complete a term. Such members shall include: President, Vice President, Secretary/Treasurer and Area Directors. The Board of Directors shall review and make recommendations to the membership regarding a yearly budget at the SPRING general membership meeting and Membership Dues at the FALL general membership meeting.

Section 7.

Board Members, referred to as Area Directors to represent the four (4) geographical areas, shall serve for a term of two (2) years. There will be no limit on consecutive terms. There may be more than one Area Director in a geographical area (to be determined by the Board of Directors by variables as time constraints and area size). They will assume their new duties immediately.

Section 8

Any officer or director of OSTERHOUT LAKE PEOPLE, INC. office may apply for and receive reimbursement for normal expenses incidental to his/her OSTERHOUT LAKE PEOPLE, INC. office and which are approved by the Board of Directors. Such reimbursement shall be on a "cost basis" and said applicant for such reimbursement shall not be allowed to profit from this type of activity. All expenses must be approved in budget or voted by membership

Section 9.

TECHNICAL COMMITTEE
responsibility is to provide the Board of Directors and General Membership with a panel of about six OLPI members in good standing to handle technical concerns relating to environmental and aquatic plant issues, which may impact the quality of the lake. The Technical Committee shall select a Chairman from the committee who will provide written reports of committee meeting minutes, activities, and recommendations to the OLPI Board for any action. The Technical Committee does not make any decisions. They present their suggestions to the Board and Members for final decision.

ARTICLE V.

MEETINGS

Section 1.

There will be two meetings of the organization per year, one week following Memorial Day weekend and again one week before Labor weekend. All meetings will be open and held on a Saturday.

Section 2.

The Board of Directors may call special and/or emergency meetings at any time during the year. A simple majority vote of the Board Members at a board meeting may call for an emergency meeting. An emergency meeting may be only held on a Saturday or Sunday and must be announced by mail, email, or phone (if necessary) to the members at least one week in advance.

Section 3

No less than 20% of members in **GOOD STANDING (SEE Article II Section 5)** including at least two (2) members of the Board of Directors must be present at a meeting and this constitutes a quorum.

Section 4

Board shall meet at times and places as the President may designate for the purpose of transacting business. Board recommendations to the general membership shall be approved by a simple majority of the Board Members present.

Section 5

OSTERHOUT LAKE PEOPLE, INC. meetings shall be governed in accordance to the rules contained in **Roberts Rule of Order** in all cases to which they are not inconsistent with the by-laws or any special rules of order the OSTERHOUT LAKE PEOPLE, INC. may adopt.

ARTICLE VI.

VOTING

Section 1.

One vote per household in **GOOD STANDING (SEE Article II Section 5)**.

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Section 2.

Any major expenditure of monies exceeding \$200.00 (two hundred dollars) outside of regular organization expenses must be voted on by the membership unless expenditure is already approved in annual budget.

Section 3.

Unless authorized by the membership, the Board of Directors shall not have the power or authority to bind the organization by any contract, or to pledge its credit or render it liable for any purpose or amount.

ARTICLE VII.

FISCAL YEAR

Section 1.

The fiscal year shall be from January 1 to December 31.

Section 2

An audit by a person not on the Board of Directors shall be done to examine and review the financial records of OSTERHOUT LAKE PEOPLE, INC. and shall offer a report of such findings at the September general membership meeting. The audit has to be approved by the membership at the meeting.

ARTICLE VIII

AMENDMENTS

Section 1.

The By-Laws may only be amended by voting in a written ballot by 2/3 voting membership in **GOOD STANDING (SEE Article II Section 5)**.

ARTICLE IX.

ORGANIZATIONAL PROCEDURES

Section 1.

The Board of Directors shall establish procedures with a simple majority vote. These procedures shall govern the general operation of the organization and shall not be in conflict with the by-laws.

Organizational procedures that have been adopted by the Board of Directors that were not necessary for the members to vote on.

A year's membership dues shall be from January 1 to December 31.

The Area Directors shall represent and serve the members residing in the following four (4) areas:

Area 1 Southwest - Fire Station to the dam.

Area 2 Southeast - The dam to Laurance Drive

Area 3 Northeast - All of Laurance Drive up to the Public Landing.

Area 4 Northwest - West of the Public Landing to the Fire Station

Technical Committee

Gale Rewa, Chairman

Carolyn Fuessel

John Kucala, Jr.

Susan McCann

Art Ostrowski

Chuck Pugh