

BY- LAWS OF
THE SEAFORD SWIMMING POOL ASSOCIATION, INC.
last amended May 10, 2022

ARTICLE I MEMBERSHIP

Section 1.1 — Membership

1. There shall be three classes of membership: Members, Associate Members, and Special Members. The members of the Association shall be persons who are enrolled in the membership roster by the Treasurer under the authority of the Board of Directors. Associate members shall be minors in the family of a member. A minor is a child in a member family who has not reached the age of 18 by May 15 of the swimming year.
2. A Guest is anyone that attends the pool that is not a Member, Associate Member, or Special Member. A guest fee will be charged for all guests.
3. Membership shall continue until terminated by death, or resignation, but may be terminated at any time, for or without cause and with or without notice, by action of a majority of the Board of Directors. Special membership may be available by arrangement with the Board of Directors.

Section 1.2 Dues

1. The Board of Directors shall establish the amount of annual dues for each member, associate member, and special member. The Board also shall establish the rights and privileges of the members, associate members, and special members.
2. Dues shall be paid to the Treasurer no later than May 1 of each year. The Treasurer shall mail bills to members no later than April 1. No dues shall be paid for member's children who are under 2 years of age on May 15.
3. Families that move from the area prior to August 1 or new families that join after June 30 may apply to have their membership fees prorated on a monthly basis (pool season based upon three months, pending approval from the Board).

Section 1.3 Guests

Members and associate members shall register the names and places of residence of all guests before using Association facilities. No guest who resides within 25 miles of Seaford shall be a guest at the pool more than 5 times per year. Violation of the restrictions of this paragraph shall automatically cause suspension of all Association privileges of the family of the offending member

or associate member. Continued infractions or use of the pool during suspension shall be cause for termination of membership. The Board of Directors must approve each suspension or termination.

Section 1.4 - Special Members

Special members shall not be permitted to have guests or vote. They must be considered and approved each year.

ARTICLE II MEETINGS OF MEMBERS

Section 2.1 - Annual Meeting

An annual meeting of members shall be held in October, in Seaford, Delaware, at such place as the Board of Directors shall designate, for the purpose of electing Directors and recommending policies to the Board, or for amending By-Laws.

Section 2.2 Special Meetings

The President or Secretary may call special meetings of the members when so directed by a majority of the Board of Directors, or when requested in writing by ten voting members, for the purpose of recommending policies to the Board, or amending the By-Laws.

Section 2.3 Notice of Meetings

Written notice of every special meeting of members and the place of such meeting shall be served upon or mailed to each member at such address as appears on the membership roll of the Association, at least ten (10) days before such meeting.

Section 2.4 Voting

The annual meeting shall be open to all members. Each member is entitled to one vote. The vote of a majority present shall decide any question brought before such meeting, unless the question is one upon which by express provision in the statutes, or the Certificate of Incorporation, or the By-Laws, a different vote is required. In which case, such express provision shall govern and control the decision of such question.

ARTICLE III DIRECTORS

Section 3.1 - Powers and Qualifications

The Board of Directors, who shall be members of the Association, shall manage the business and affairs of the Association.

Section 3.2 Number and Term of Office

The number of directors of the Association shall be nine. Three directors shall be elected at each annual meeting except the first, for a term of three years and until a successor shall be elected and qualified. Incorporators shall elect nine directors at the organizational meeting, three for a term ending after the first annual meeting, three for a term ending two years after the first annual meeting and three for a term ending three years after the first annual meeting.

Section 3.3 Vacancies

Vacancies on the Board of Directors, including vacancies resulting from an increase in the number of directors, may be filled by a majority vote of the remaining directors, though less than a quorum, and each person so elected shall hold office for the unexpired term in respect to which such a vacancy occurred.

Section 3.4 — Meetings

An annual meeting of the Board of Directors of the Association shall be held in October of each year, immediately following the adjournment of the annual meeting of the members of the Association. Special meetings of the Board of Directors may be called at any time by the President or by any two directors. Notice of every special meeting shall be given personally or sent by mail or email to each director, addressed to him/her at the address as it appears on the books or records of the Association, before the day on which the meeting is to be held.

Section 3.5 Place of Meetings

Any meeting of the Board of Directors shall be held at the place designated in the notice or waiver of notice of the meeting.

Section 3.6 — Quorum

A majority of the directors shall constitute a quorum of the Board of Directors. The acts of a majority of the directors present at the meeting at which a quorum is present shall be the acts of the Board of Directors.

ARTICLE IV COMMITTEES OF DIRECTORS

Section 4.1 - Executive Committee

The Board of Directors may, by resolution adopted by a majority of the whole Board, appoint three or more of its members to constitute an Executive Committee which, in the interval between the meetings of the Board of Directors, shall have and exercise the powers of the Board of Directors in the management of the business and the affairs of the Association, except the Executive Committee shall have no power to act under Article VIII of these Bylaws. The majority of the members of such committee shall constitute a quorum thereof.

Section 4.2 - Minutes and Reports of Executive Committee

The Executive Committee shall keep minutes of its proceedings and report the same to the Board of Directors at each meeting thereof.

Section 4.3 Other Committees

The Board of Directors may, by resolution or resolutions designate one or more additional committees, each committee to consist of two or more directors, which to the extent provided in the resolution or resolutions, shall have and may exercise the powers of the Board of Directors in the management of the business and the affairs of the Association.

ARTICLE V - NOTICES

Section 5.1 - Written Waiver of Notice

Whenever any notice is required to be given under the provisions of the statutes or of the Certificate of Incorporation, or by these By-laws, a waiver thereof in writing signed by the person or persons entitled to said notice, whether before or after the time stated therein, shall be deemed equivalent thereto.

Section 5.2 - Waiver of Attendance

Attendance of a person at any meeting shall constitute a waiver of notice of such meeting except where the person attends a meeting for the express purpose of objecting to the transaction of any business because the meeting was not lawfully called nor convened.

ARTICLE VI OFFICERS AND AGENTS

Section 6.1 Officers Elected by Directors

There shall be a President, one or more Vice-Presidents, a Secretary, and a Treasurer of the Association, all of whom shall be elected by the Board of Directors at its annual meeting for a term of one year until their successors shall have been duly elected and qualified, except that the Board of Directors at its first meeting shall elect officers to serve until their respective successors are elected at the first annual meeting of the Board of Directors and have qualified. Any officer may be removed at any time with or without cause and with or without notice, by a vote of a majority of the Board of Directors. The Board of Directors or the Executive Committee at any meeting may fill a vacancy in any office by reason of death, resignation, removal, or any other cause. All officers shall be members of the Association. Only the President must be a director. No person may hold more than one office.

Section 6.2 – Additional Officers

The Board of Directors or the Executive Committee at any meeting may by resolution appoint such additional officers, and such agents and employees, as it may deem advisable. All such additional officers, agents, and employees shall hold office at the pleasure of the Board of Directors and the Executive Committee.

Section 6.3 - President

The President shall exercise general supervision over the business of the Association, subject, however, to the control of the Board of Directors and the Executive Committee. He/she shall preside at all meetings of the members and of the Board of Directors, and in general shall perform all duties incident to the office of president, and such other duties as from time to time may be assigned to him/her by the Board of Directors or the Executive Committee.

Section 6.4 Vice-Presidents

The Vice-Presidents shall perform such duties as are assigned to them from time to time by the Board of Directors, the Executive Committee, or the President. At the request of the President, or in his/her absence or disability, the Vice-President, or if there be more than one, the first Vice-

President, shall perform all the duties of the President, and when so acting shall have all powers of, and be subject to all restrictions upon the President.

Section 6.5 - Secretary

The Secretary shall keep the minute books of the Association, record the minutes of all the meetings of the members and of the Board of Directors, 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 Board of Directors, the Executive Committee or the President.

Section 6.6 - Treasurer

The Treasurer shall have custody of all property of the Association, and from time to time, as requested by the Board of Directors, the Executive Committee or the President, shall render reports to the Board of Directors, the Executive Committee, or the President, and in general shall perform all duties incident to the Office of Treasurer, and such other duties as from time to time may be assigned to him/her by the Board of Directors, the Executive Committee or the President.

Section 6.7 - Compensation

All Directors shall have their personal annual dues waived. The officers shall receive no additional compensation. Any additional agents or employees appointed by the Board of Directors or the Executive Committee shall receive compensation, if any, as may be fixed by the Board of Directors or the Executive Committee or the President.

Section 6.8 - Manner of Execution

All documents, instruments or writings of any nature shall be signed, executed, verified, acknowledged and delivered by such officers, agents, or employees of the Association, and in such manner as from time to time may be determined by the Board of Directors or the Executive committee.

ARTICLE VII BY-LAWS

Section 7.1 Manner of Changing By-Laws

All By-Laws of the Association shall be subject to alteration, amendment or repeal, and new By-Laws may be made, either (a) by the affirmative vote of two-thirds of the entire voting membership

of the Association, or (b) by the affirmative vote of two thirds of the whole Board of Directors at any meeting of the Board of Directors at any meeting of the Board.

ARTICLE VIII - FEES, RULES, AND REGULATIONS

The following rules and regulations are for the protection and benefit of all members. Any failure to comply with these rules shall be considered sufficient cause for immediate suspension of pool privileges for the offending member and can be considered cause for cancellation of membership.

Section 8.1 Pool Hours

1. The board of directors will determine the pool hours.
2. Monday through Friday, time will be reserved for swim team practice and swimming lessons. The board will determine the times.
3. The Pool Manager and/or Guards will be in attendance at all times during the swimming hours.

Section 8.2 - Fees

1. Swim lesson fees will be determined by the board of directors.
2. Swim lessons are available for non-members of SSA at a factor of no less than 1.5 of the current rate.
3. The Board of Directors shall establish guest fees on an annual basis.

Section 8.3 Member's Responsibility

1. All persons using the pool do so at their own risk. The Association will not be responsible for any accident or injury in connection with such use.
2. The cost of any property damage will be charged to the responsible member.
3. No abusive language.
4. Members shall drive slowly and carefully on driveway and parking areas.
5. Persons under the influence of intoxicants will be denied entrance to the Association grounds.

6. The Association will not be responsible for loss or damage to personal property.
7. No overt familiarity.

Section 8.4 - Health and Safety

1. All children under the age of 10 years must be directly under the supervision of a parent/guardian at all times regardless of swimming ability.
2. The wading pool is restricted to children under the age of 9 years. All children using the wading pool must be directly under the supervision of an adult at all times regardless of swimming ability.
3. Children over 10 years of age and who have demonstrated their ability to swim the length of the main pool may use the main pool under the supervision of the Life Guard on duty.
4. The throwing of any objects is prohibited without the permission of the Life Guard on duty.
5. Chewing of gum will not be permitted while in the pool.
6. No running, pushing, wrestling, or causing undue disturbance in or about the pool proper.
7. Smoking is permitted in the picnic area only.
8. No pets will be permitted on the premises at any time.
9. Only one person at a time permitted on diving board.

Approved by:

The Seaford Swimming Pool Association, Inc. Board Members Date: 5/10/22

President: Mike Cotten _____

Vice President: Kristopher Swain _____

Treasurer: Montine Willin _____

Secretary: Lucy King _____

Member: Cory Darden _____

Member: Alison Venables _____

Member: Steve Huston _____