

**BY-LAWS
OF THE
BLACK RIVER VALLEY FOUR WHEELER CLUB, INC.**



**Black River Valley Four Wheeler Club, Inc.
P.O. Box 178
Brantingham, New York 13312**

(Revised September 3, 2022)

Declaration of Principles

We, the members of the Black River Valley Four Wheeler Club, Inc., promise to be responsible sport enthusiasts and to help promote sport enthusiast like conduct.

We will, respect the recreational rights of others.

We will, respect the property rights of others.

We will, know and obey all federal, state and local rules and regulations pertaining to the safe operation ATV's.

We will, abide by the rules and regulations set forth by the NYSDEC.

We will, lend a hand to anyone in distress and make ourselves and vehicles available to assist in search and rescue efforts.

Article 1. Name

The name of this group shall be known as the Black River Valley Four Wheeler Club, Inc., P.O. Box 178, Brantingham, New York 13312. For the purposes of these by-laws, here-in-after, call the Corporation.

Article 2. Purposes and Objectives

1. The Corporation will work for the betterment of the state and federal laws concerning ATV's and their use, restrictions and registration.
2. The Corporation will cooperate with others in education, training in the use of and safe operation of ATV's and the laws governing their use.
3. The Corporation will work toward the expansion of trail systems in the area.

Article 3. Membership

1. Membership in this Corporation shall be available to anyone without regard to race, color, creed, or national origin.
 - 1a. Members 80 years and older will receive free membership
2. Membership dues shall be determined by the majority of the Corporation at the annual meeting.

3. Membership year shall be from January 1st to December 31st.
4. Membership will be limited if necessary.
5. Each member is entitled to one (1) vote on any issue.
6. Members must be in good standing to vote on any issue or for election of officers.
7. Every member will receive a copy of the by-laws upon request.
8. No officer or member shall involve the corporation in any financial obligation or contract without the full consent of the officers and members of the corporation.

Article 4. Election of Officers

1. The elected positions of the Corporation will consist of a President, Vice President, Secretary, Treasurer and a Board of Directors.
2. Officers and Directors shall be elected by ballot every year in the month of October. A nominating committee will be appointed by the President at the September meeting.
3. Officers and Directors will assume their official duties following the close of the annual meeting in October.
4. Every year, two (2) new board members will be elected to fill three (3) year terms on the Board of Directors. Board members that held three (3) year terms previously, will move to two (2) year terms Board members that held two (2) year terms previously, will move to one (1) year terms. If there are no elected Board of Directors then elect up to six (6). Then follow the procedure for electing Board of Directors, which this Amendment follows.
5. Members in good standing may run for any elected position as often as they like.
6. To be a nominee for any office, a member must be in good standing.

Article 5. Board of Directors

1. The membership of the Board of Directors, shall consist of not more than six (6) members, plus the President.
2. The Board of Directors of the Corporation will be responsible for the control and management of the affairs, property and interests of the Corporation and for guiding and

administering to the membership, the purposes, principles and goals of the Corporation as set forth in the Certificate of Incorporation and for making suggestions and recommending programs.

3. The Board of Directors shall have oversight and authority over all Corporation expenditures exceeding \$200.00 in a 30-day period. The Board of Directors shall meet at a minimum at the start and finish of each season. The Board of Directors shall appoint a chairperson at their first meeting of the season. That appointee shall preside over all meetings of the Board of Directors. Annually, two Board of Directors shall be selected by the chairperson as an audit committee. The audit committee shall complete an audit of the financial records of the Corporation and present their findings to the membership at the October regular meeting of the Corporation.

Article 6. Resignations

1. Any Officer or Director wishing to resign, must submit in writing, a letter of resignation with thirty (30) days notice, to the President of the Corporation.
2. No Officer or Director will be removed from office on the basis of rumors or speculation and without due process.
3. Justifiable acts for dismissal would be; misconduct, neglect or dishonesty.

Article 7. Assets

1. If the Corporation, for any reason, ceases to exist through dissolution, the total assets of the Black River Valley Four Wheeler Club, Inc. shall be donated to a charitable organization(s) to be specifically determined and confirmed by the Board of Directors at the time of dissolution.

Article 8. Duties of Officers

1. **President:** Shall be the principal representative of the Corporation and preside at all meetings of the Corporation. The President shall be the formal representative of the Corporation on all matters. He shall perform such duties as may be prescribed in these by-laws or such other duties as may be assigned to him by the members of the Corporation. He shall coordinate the work of the officers and committees in order that the objectives may be promoted.
2. **Vice President:** Shall in the absence of the President, and when so acting, have the powers of, and be subject to, all the restrictions of the President. The Vice President shall perform other such duties as may be assigned to them by the President. The Vice

President shall, upon the death, resignation, or removal of the President, assume the position of the President, for the remainder of the term.

3. **Secretary:** Shall attend all meetings and shall be the custodian of all minutes, correspondence and other documents relative to the Corporation business. The Secretary shall record the minutes of the regular and special meetings of the Corporation.

4. **Treasurer:** Shall attend all meetings of the Corporation and shall collect, receive, disburse and deposit the funds of the Corporation as directed. The Treasurer shall present a financial statement at every meeting of the Corporation and at other times if requested by the Board of Directors and shall make a full report at the annual meeting. The Treasurer shall be responsible for the maintenance of such books or accounts and records. The Treasurer's account will be examined annually in April by an Auditing Committee of not less than three members (non officers), who, satisfied that the Treasurer's report is correct, shall sign a statement of the fact at the end of the report. All checks must be signed by the Treasurer or the President. No donations will be paid until voted on at a regular meeting by a majority of the members present.

5. **Board of Directors:** Shall have the final say on all major financial decisions. The Board of Directors shall be responsible for a calendar of events to be decided upon, on or before the May meeting.

Article 9. Meetings

1. Regular meetings of the Corporation shall be held on the first Saturday of the month at 9:00 AM sharp from April thru October unless otherwise stated. Annual meetings are in October.

2. The order of business of each regular meeting shall include: call the meeting to order, roll call, reading of minutes, Treasurer's report, communications, committee reports, (standing & special), unfinished business, new business, members in distress, good of the order and adjournment.

3. The order of business of each special meeting shall be stated in the notice of such meeting.

4. The procedural authority for all regular and special meetings shall be Robert's Rules of Order Newly Revised.

Article 10. Quorum

1. Seven (7) members shall constitute a quorum for the transaction of business.

Article 11. Committees

1. Committees shall be established by the Corporation, as necessary to accomplish the business of the Corporation. Membership on such committees shall be by appointment of the President, with the approval of a majority of the membership present. The President shall appoint all standing and ad-hoc committee members and chairpersons, subject to the approval of a majority of the membership. The President shall be an ex-officio member of all committees.

Article 12. Standing Committees

1. Membership
2. Finance
3. Public & Gov. Affairs

Article 13. Special Committees

1. Activities/Funding Raising
2. Trail Master
3. By-Laws
4. Disciplinary

Article 14. Amendments

1. Any proposed amendments to the by-laws shall be presented in writing at a regular meeting at least thirty (30) days prior to being voted on.
2. Passage of any amendments to these by-laws shall be by majority vote of the total members present at a regular meeting.

Article 15. Disciplinary Action

1. This section is intended as a formal mechanism for the resolution of serious disputes and to address significant acts of misconduct, neglect or dishonesty.
2. The filing of charges as a result of these disputes should occur only after all attempts to resolve the situation formally have failed.
3. The President shall appoint a disciplinary review committee to investigate and resolve any charges of misconduct, neglect or dishonesty.

4. All charges brought against the accused shall be in writing and authorized by a majority vote of the individual members in good standing, present at a regular or special meeting.

Article 16. Financial Control Provision

1. Expenditures by the Corporation of \$500.00 or more shall be presented to the general membership for discussion during a regular or special meeting, before a final vote on the subject is held by the Board of Directors.