

Flambeau Area Swim Team (FAST)
P.O. Box 205
Ladysmith, WI 54848
EIN #39-1892900

FLAMBEAU AREA SWIM TEAM INC.
revised
By-Laws 3/2008

Article I. Name

The name of this club shall be "Flambeau Area Swim Team, Inc." Flambeau Area Swim Team, Inc. is a private, not-for-profit corporation that is incorporated in the state of Wisconsin. The mailing address is PO Box 205, Ladysmith, WI 54848.

Article II. Purpose

Flambeau Area Swim Team, Inc. is organized exclusively for charitable and educational purposes within the meaning of section 501(c) (3) of the Internal Revenue Code. Further, is organized for amateur competitive and recreational swimming in Rusk County.

Article III. Membership

Flambeau Area Swim Team, Inc. shall be open to any swimmer age 5 and up in Rusk County, any parent or guardian of a swim team member and anyone else interested in promoting the purposes of the club.

Article IV. Operational Limitations

Notwithstanding any other provisions of these articles, the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt for Federal income tax under section 501(c)(3) of the Internal Revenue Code of 1986 (or corresponding provision of any future United States Internal Revenue law) or (b) by a corporation, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code of 1986 (or corresponding provision of any future United States Internal Revenue law).

Article V. Legislative or Political Activities

No substantial part of the activities of the corporation shall be carried on for propaganda or otherwise attempting to influence legislation. The corporation shall not participate in or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office.

Article VI. Inurement of Income

No part of the net earnings of the corporation shall inure to the benefit of, or be distributed to its members, trustees, officers, or private persons except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered.

Article VII. Governing Body

1. There shall be five authorized directors on the Board of Directors and at least 5 committee chairs. They will be elected annually by a majority vote of a minimum of ten voting members. In an extreme circumstance, the President may repeat his/her term for office once. The vice-president will head a committee during their term. Elections of officers will be held at the annual banquet in the spring of each calendar year. Each director and member at large shall hold office for one year.
2. The Board of directors shall fill vacancies and appoint successors by majority vote of the acting Board of Directors and Committee Chairs. A director may be removed from office by an affirmative two-thirds vote of the remaining board. A director may resign by filing written resignation with the secretary of the Corporation.
3. The function of the Board of Directors and Committee Chairs shall be:
 - A. To establish and maintain Flambeau Area Swim Team, Inc. as a non-profit corporation.
 - B. To meet the requirements for federal and state tax exemption.
 - C. To establish and maintain the philosophy of the club concerning educational, amateur competitive, and recreational swimming programs.
 - D. To establish the budgeting procedures and the appropriation of funds.
 - E. To execute all contracts for use facilities, hiring of all coaches, and allocation of funds for all equipment purchases. All expenses over \$100 must be approved and authorized by the Board.
 - F. To set the team fees.
4. A quorum shall consist of 60% of the Board of Directors and Committee Chairs. In an event that a quorum is not met at a meeting an electronic vote can be posted by e-mail. The first e-mail will advise what the vote will consist of and be put up for discussion for 2 business days. The second e-mail will be posted on the 3rd business day for voting and must be responded by 80% of the Board of Directors and Committee Chairs within 5 business days. The President will do the final tally and post the results per e-mail.

Article VIII. Officers

The principal officers of the corporation shall consist of a President, Vice-President, Secretary, Treasurer, and Committee Chairs, one of which may be the Head Coach. If the Head Coach is not one of the committee chairs, the Head Coach will sit in as an advisory member. Any officer may be removed by an affirmative two-thirds vote of the Board of Directors and Committee Chairs for the unexpired portion of the term.

The duties of the officers shall be as follows:

President

- G. Directing and administering all phases of corporation operation.
- H. Presiding over all regular and special meetings of the corporation.
- I. Representing the corporation with complete authority in the intervals between corporate meetings.

Vice-President

- A. Assisting the President in all phases of corporate administration.
- B. Assuming all duties of the Presidency on a temporary basis during the temporary absence or incapacity of the President.
- C. Assuming the Presidency on a permanent basis should the President resign, be removed from the position, or otherwise become incapable of administering the office.

Secretary

- A. Keeping an accurate record of the proceedings at all corporate meetings.
- B. Handling all correspondence pertaining to the corporation.
- C. Maintaining any and all accounts of articles, which are applicable to the corporation.

Treasurer

- A. Keeping complete financial records of the corporation and present financial report at every Board meeting.
 - B. Issuing checks and depositing corporate funds in the proper accounts.
 - C. Handling all other financial aspects of the corporation including taxes.
 - D. Preparing a budget and presenting to the Board before his/her term ends in the spring.
- Bookkeeper
- A. Handling all tuition and registration related fees of the corporation.
 - B. Assisting with fundraising financial records of the corporation.
 - C. Communicating with the corporation's treasurer.

Article IX. Coaches

1. The Flambeau Area Swim Team, Inc. will have one Head Coach and any number of assistant coaches as is necessary, functional and appropriate. All coaches must comply with the rules and procedures of the corporation or face suspension or removal. All coaches, and any others who will have regular contact with the swimmers, will supply necessary data for a background check to be conducted by the State of Wisconsin Department of Justice, prior to regular contact with the swimmers and update as deemed necessary.
2. The duties of the Head Coach shall be as follows:
 - A. Establish a competitive program, which meets the philosophy set by the Board of Directors.
 - B. Give guidance and direction to all assistant coaches.
 - C. Furnish information to the entry chairman for swim meets.
 - D. Serve as the team representative at all swimming meets or appoint someone to serve, if necessary.
 - E. Be responsible for the behavior of the swimmers during meets.
 - F. Serve as an advisor to the Board of Directors.
 - G. Meet with the Board of Directors at meetings as requested.
3. The Head Coach will be contacted prior to JUNE 15th to negotiate contracts as necessary.
4. The Head Coach will be responsible for all equipment and will turn in an inventory at the end of each season. Purchase requests must be made before the budget is approved.

Article X. Meetings

1. Flambeau Area Swim Team, Inc. Board of Directors must have a minimum of four meetings each year, one of which must be held prior to the beginning of the fall swimming season. All meetings are open to the public.
2. A special meeting may be called at any time by the President.

Article XI. Finances

1. The corporation will finance itself by conducting various fund raising projects, and by soliciting donations from civic organizations, business and industry, private groups, foundations or individuals, and by charging swimmers club dues and registration fees.
2. No disbursements or obligations to pay funds in the future shall be made unless approved by a majority vote of the Board of Directors, except for postage and other expenses of a minor nature.
3. No funds of Flambeau Area Swim Team, Inc. shall be disbursed for any purpose other than promoting swimming and swimming opportunities for the youth of the Rusk County community area.
4. The fiscal year for the corporation will run from June 1 through May 31.
5. All checks, drafts, or other orders for the payment of money shall be signed by two of the following: the Treasurer, President or Vice-President of Flambeau Area Swim Team, Inc.

Article XII. Committees

The president may appoint all committees the president deems necessary.

Article XIII. Conduct

1. Swim club members are not to exhibit immoral standards or violate standards of common decency. The Head Coach shall be empowered to suspend any swimmer for a period of time, of the coach's determination, for violations of standards prescribed by law and common sense. The Board of Directors shall be empowered to suspend any club member for a period of time, of the Board's determination, for violations of standards prescribed by law and common sense.
2. Appeal of any suspension may be made in writing to the Board of Directors, and must be made within thirty days of suspension. The Board of Directors must respond in writing within thirty days of the receipt of an appeal. Decisions of the Board of Directors after appeal are final.

Article XIV. Amendments

1. Any change to the corporate structure requires an amendment to the by-laws of the corporation. Amendments to any of the corporation by-laws must be approved by a two-thirds majority vote of the Board of Directors.
2. Proposed amendments may be presented only at post season meetings, unless officially tabled from that meeting to another meeting, or unless the amendment presented has no opposition.

Article XV. Dissolution

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