

# LCHS Bears Boys Basketball Boosters Bylaws

(A non-profit organization)

*Adopted December 26, 2022*

## **Article I -- Name**

The name of this organization shall be the La Cueva High School (LCHS) Bears Boys Basketball Boosters ( the "Organization").

## **Article II -- Purpose Statement**

The Organization is organized as a nonprofit in the State of New Mexico. The purpose of the Organization, as set forth in the Articles of Incorporation, are exclusively within the meaning of section 501(c)(3) of the Internal Revenue Code or the corresponding provision of any future Federal tax law.

The Organization exists for the purpose of supporting, developing, and providing additional financial support to the La Cueva High School boys basketball program, while abiding by the administrative policies and procedures of Albuquerque Public Schools and LCHS.

Our mission is to foster an environment that inspires student athletes, coaches and parents to collectively create a positive and spirited atmosphere for the basketball program. We are parents of the student athletes who will serve our coaches and athletes and lead by example. We strive to support athletic and academic excellence, to help build strong moral character, while promoting good sportsmanship, personal responsibility, team unity and a winning school spirit. We will maintain the history and tradition of excellence for our athletes, our school and the program. We provide financial support, through fundraising or donations, for our program by funding areas of need that are not covered by the school budget. We are dedicated to the continued support of our student athletes and coaching staff.

## **Article III – Members**

### **Section 1 - Membership:**

Membership is open to all parents, legal guardians, and custodians of a student basketball player on the team who subscribes to the purpose and function of the organization.

- A. Any member in good standing who attends a general meeting will have the ability to vote on general issues addressed at those meetings.
- B. Each family in good standing is entitled to two (2) votes at any meeting where an issue has come to a vote. Attendance at the meeting is required to register a vote.
- C. Only the elected Board of Directors have the ability and authority to vote on specific club related business decisions that are the responsibility of the Board.
- D. Membership in the organization does not convey any rights or privileges in regard to the basketball program at La Cueva High School. Membership does not guarantee a position on any basketball team or guarantee any amount of playing time for son(s) of members.

## Section 2 - Meetings:

- A. There shall be regular Board meetings during the school year and basketball season, and as needed during off season and non-school year periods, to plan for events and business that may come before Members.
- B. There shall be an annual parent/guardian meeting to inform about upcoming events and/or business, and to discuss needed volunteers.
- C. Meeting dates and times will be posted on the team calendar which is posted on the team website.

## **Article IV -- Board of Directors**

The business affairs of the Organization will be directed by a Board of Directors. Board positions shall include the following: President, Vice-President, Secretary, and Treasurer. The Board of Directors will be nominated and voted into their respective positions annually for a period of one term and shall hold office for one school calendar year beginning April 1st through March 31st.

To facilitate projects of limited scope (such as fundraisers, tournaments, awards banquet, etc.), committees may be formed by the Board of Directors. The chairman of each committee will be appointed and is responsible for interfacing with the Board of Directors.

The Board of Directors shall have general supervision of the affairs of the Organization. A majority of the Board of Directors shall constitute a quorum for the transaction of business. Any elected officer or appointed committee chairmen may resign their position at any time.

## **Article V – Officers**

- I. President: The President shall work closely with the head coach to set the foundation for the team mission, financial goals, and fundraising goals. Additional responsibilities include organizing youth camps, tournaments, fundraisers, and community service. The President shall create committees, as necessary.
- II. Vice-President: The Vice-President shall support the President in his/her role, and will be responsible for organizing Team Dinners, Senior Night, End of the Season Banquet, and other similar activities. Additional responsibilities will be to coordinate individual/team pictures, player posters for the gym, and sponsorship posters.
- III. Secretary: The Secretary will record all meetings, manage the team website and social media, as well as organize Bear Wear sales.
- IV. Treasurer: The Treasurer will account for all monies coming in and out of the program. Additional responsibilities include working with donors and supporting team fundraising events.

All Board positions may be jointly filled as elected officials. Each position, regardless of co-serving officials, will receive one vote for any Board decisions. If a co-serving official resigns, the position will default to the remaining elected official until the next election period.

## **Article VI – Financial**

- A. Fiscal Year: The fiscal year for the Organization shall be January 1 through December 31.
- B. Money: All monies received by the Organization shall be held in the name of the Organization in a checking and savings account in a local financial institution.
- C. Budget: The annual budget shall be prepared by the President and/or President-elect, and the Treasurer in conjunction with the recommendations of the Varsity Head Basketball Coach, and shall be presented to and approved by the Board of Directors, with or without modifications.
- D. Funds:
  - a. The funds of this Organization shall be used to further the purpose expressed in Article II of these Bylaws. The funds shall be disbursed only upon the approval of the Board of Directors by properly drawn warrant upon the deposits of the Organization.
  - b. Funds will be raised in support of the mission via player dues established annually, from each family (not required for student participation), fundraising activities, and donations.

- E. Disbursements: All disbursements for funds by the Organization shall be made by check or debit card. Checks in any amount over \$1,500 require the signature of two person(s) as designated by the Board, typically a Treasurer and another member of the Board.
  - a. All major expenditures (\$500 and up) must be approved by a majority vote of the Board of Directors. Expenditures less than \$500 and not approved by the Board of Directors must be approved by the Varsity Head Coach.
- F. Inspection of Records: Any person who is a member of the Organization shall have the right, for any proper purpose, to request to examine the relevant books and records of general accounts, minutes and records of the Organization. This request shall be made in writing and the Treasurer will respond within 10 days.
- G. If the Organization dissolves, any funds or property remaining shall be turned over to the La Cueva High School Athletic Department.

## **Article VII – Authority**

The rules contained in the latest edition of Robert's Rule of Order, Revised shall govern this Organization in all cases in which they do not conflict with the rules of the Organization.

## **Article VIII -- Indemnification**

In accordance with the provision of NM Stat § 53-8-26 (2021), each Officer and Director of the Organization shall be indemnified against reasonable expenses, costs, and attorney's fees actually and incurred by him or her in connection with the defense of any action, suit or proceeding, civil or criminal, in which he or she is made a party by reason of being or having been a Director or Officer. Such indemnification shall include amounts reasonably paid to satisfy a judgment or compromise or to settle a claim. The Officer or Director shall not be indemnified if she or he shall be adjudged liable on the basis that he or she has breached or failed to perform the duties of his or her office and the breach of failure to perform constitutes willful misconduct or recklessness.

## **Article IX – Amendments**

These By-Laws may be amended at a meeting of the Board by a two-thirds affirmative vote of the members present and voting, provided due notice of the proposed amendment(s) has been provided in writing to all Board members at least seven (7) days previous to the meeting.

**Revised:** June 13, 2023