

# CONSTITUTION

## ARTICLE ONE-NAME

THIS LEAGUE SHALL BE KNOWN AS: DEER PARK YOUTH BASEBALL ASSOCIATION.

## ARTICLE TWO-STATEMENT OF POLICY

**SECTION 1-**It shall be the policy of the Deer Park Baseball Association to conduct its activities so that the physical and moral welfare of these youth for whose benefit this association is established shall remain paramount and all matters of policy shall be determined on that basis.

**SECTION 2-**No person who is a member of or is employed by or who is in any way connected with the DPYBA shall receive any personal financial benefit therefore beyond the reasonable value of the services in carrying out the purposes for which the association has been organized.

**SECTION 3-**In order to carry out the purpose of this Association, financial backing of sponsors is required. Only those sponsors who are interested in the Association solely or principally as a means of contributing to the welfare of our youth shall be permitted to donate.

**SECTION 4-** It shall be the policy of the league to prohibit any direct advertising of alcoholic beverages or tobacco products in connection of the league or any of its programs.

## ARTICLE THREE-PURPOSE

**SECTION 1-**The purpose of this association is to organize and supervise the playing and teaching of baseball to the youth of our community. To enforce a code of conduct on all who participate. To secure financial backing for these purposes and to provide suitable playing facilities and equipment for these purposes.

## ARTICLE FOUR-MEMBERSHIP

**SECTION 1-** Volunteer adult leaders, parents or guardians of players, team sponsors and other contributors, managers, coaches and other interested adults shall be eligible for membership, and thus have the right to vote at the annual elections. Must be in good standings for six months to run for office.

## ARTICLE FIVE-BOARD OF DIRECTORS

**SECTION 1-**The Board of Directors shall be those persons elected or appointed by the members or Board of Directors of the DPYBA at the annual meeting for the terms and/or the manner provided for in the bylaws of the Association.

**SECTION 2-** In recognition of the general powers of the Board of Directors exercised by virtue of their office, they shall have the right to purchase or otherwise acquire for the DPYBA any property authorized by the Association, at such price or consideration and upon such terms as the Board may deem expedient and as is approved by vote of the Association membership, to appoint or remove or suspend members or volunteers and to determined their duties and fix their salaries; to determine who shall be authorized, on their behalf of the Association to sign bills, notices, receipts, acceptances, endorsements, checks, releases, contracts, and any other instruments; to delegate any of the powers of the Board of Directors to any standing committee, special committee or any officer or agent of the

Association, with any powers the Board of Directors may see fit to grant and to generally do all such lawful acts and take actions as may be necessary and proper.

**SECTION 3-** A member of the association must be a member in good standing for 6 months before that person is eligible to run for a Board of Directors position. In a situation where there is a resignation or dismissal of a director and no members in good standing can fill the vacated position, a person can be appointed by the board with less than 6 months in good standing.

#### **ARTICLE SIX-OFFICERS**

**SECTION 1-** The officers of the DPYBA shall consist of a President, Vice President, Secretary, Treasure, Ten League Coordinators, Equipment Manager, Field Maintenance Supervisor, Umpire Coordinator, Tournament Coordinator, Senior Player agent, Junior Player agent, Past President, Uniform Coordinator and a Web Site Manager.

#### **ARTICLE SEVEN-GOVERNMENT**

**SECTION 1-** The government of the DPYBA shall be under the direct supervision of the officers and the Board of Directors.

**SECTION 2-** All rules governing the playing of baseball, the legality of players and related questions shall be in accordance with the Rules and Regulations of USSSA Baseball, Inc., with such modifications adopted by the Board of Directors of the DPYBA.

#### **ARTICLE EIGHT-BYLAWS**

**SECTION 1-** Any bylaws, not consistent with this Constitution, embodying additional provisions for the Government of the DPYBA shall be adopted and may be amended by the membership of the DPYBA.

#### **ARTICLE NINE-AMENDMENTS**

**SECTION 1-** This Constitution may be amended only by a majority vote of the DPYBA membership at an annual meeting of the DPYBA membership, or a special meeting of the DPYBA membership called for that purpose.

# BYLAWS

## ARTICLE ONE-PURPOSE

**SECTION 1-** Further, this association is organized exclusively for charitable, literary, and educational purposes, within the meaning of section 501 (c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), including the following specific purpose:

- i To organize and supervise the teaching and playing of baseball to the youth of Deer Park, Texas.

Notwithstanding any other of these Bylaws, this association shall not carry on any activities not permitted to be carried on (i) by a corporation exempt from income tax under Section 501 (c)(3) of the Code or corresponding provisions of any subsequent federal tax laws, or (ii) by a corporation, contributions to which are deductible under Section 170 (c)(2) of the Code, or corresponding provisions of any subsequent federal laws.

## ARTICLE TWO-MEETINGS AND VOTING

**SECTION 1-**The membership of the DPYBA shall hold an annual meeting in October at such place and time as shall be determined by the Board of Directors. Notice of time and place of such meeting shall be made known to the membership of the DPYBA through individual mailings, website, or email not less than 10 days prior to the date of the meeting.

**SECTION 2-** Special meetings of the DPYBA membership may be called by the President, or by a majority vote of the Board of Directors, or upon written request to the Secretary by not less than 20 members of the DPYBA. Notice of time and place of special meeting of the DPYBA membership shall be made known to the membership of the DPYBA not less than 3 days prior to the meeting.

**SECTION 3-** At each annual or special meeting of the DPYBA every member in good standing shall be entitled to vote. There shall be no proxy voting. A majority of those present and eligible to vote shall be required for election and questions brought to a vote.

**SECTION 4-** The presence of not less than 15 members eligible to vote shall be required to constitute a quorum for the transaction of business at any special or annual meeting of the DPYBA.

**SECTION 5-** All regular day-to-day business of the DPYBA will be held at regularly scheduled Board meetings through out the year. In these meetings the Board of Directors shall be the only ones voting. There must be a quorum of one half of the total Board members present to vote on any business of the Association.

## ARTICLE THREE-ELECTION OF OFFICERS

**SECTION 1-** At the meeting prior to the annual meeting, a Nominating Committee shall be appointed by the President, consisting of 2 Board of Directors and 2 members of the general membership, to obtain and nominate officers for the following year. Any member in good standing for six (6) months can run for a Board position.

**SECTION 2-** The term of office for all officers shall be one year beginning the 1st day of November.

**SECTION 3-** All officers shall be eligible for re-election.

**SECTION 4-** In the event of the death, resignation, or inability to perform the duties of office for any reason, including attendance, of any officer, the Board of Directors, by majority vote of the entire Board, shall be empowered to select a replacement for such officer who shall serve until the following annual meeting. This replacement must be a member in good standing with the DPYBA. In a situation where there is a resignation or dismissal of a director and no members in good standing can fill the vacated position, a person can be appointed by the board with less than 6 months in good standing.

**SECTION 5-** Any member may resign from the DPYBA providing that all his/her indebtedness to the club has been paid, and that such resignation shall be in writing to the secretary.

**SECTION 6-** Any member whose membership in DPYBA has been terminated for any reason whatsoever shall forfeit all interest in any funds or property of DPYBA and all rights to the use of the DPYBA name, emblem or other insignia.

**SECTION 7-** Only members in good financial standing may be eligible to vote.

**SECTION 8-** Only those persons who have been members for a minimum of six (6) months are eligible to run for any position. The President can only appoint a member to a position who is in good financial standing ~ except as provided in Section 4.

#### **ARTICLE FOUR-BOARD OF DIRECTORS**

**SECTION 1 -** The Board of Directors shall include the President, Vice President, Secretary, Treasurer, Ten (10) league coordinators, two (2) player agents, Field Maintenance Manager, Tournament Coordinator, Equipment Manager, Umpire Coordinator, Web Site Manager Uniform Coordinator and Past President.

**SECTION 2-** The Board of Directors shall meet on a regular monthly basis.

**SECTION 3-** The Board of Directors shall have the authority to suspend, discharge or otherwise discipline any member, manager, coach, player, league official, umpire or other person whose conduct is detrimental to the best interest of the DPYBA. Also have the right to terminate any member who is not in good standing with the club by the end of the first fiscal quarter year.

**SECTION 4-** Any adult (persons 18 years of age) who is suspended, removed or otherwise disciplined by the Board of Directors shall have the right to appeal such action before a majority of the members of the Board of Directors at a regular or special meeting called for that purpose.

**SECTION 5-** The President shall, upon evidence of misconduct of any player, notify the manager of the team of which the player is a member and the parents of any player under the age of 18 years, within 24 hours of the act. The manager shall appear with the player before the League Player Agent, and at least three other members of the Board of Directors, for consideration of appropriate action. The player's parent/parents or guardian shall be advised of and invited to attend such meeting.

#### **ARTICLE FIVE-FINANCIAL POLICY**

**SECTION 1-** The Board of Directors shall decide all matters pertaining to the finances of the DPYBA, bearing the responsibility to conduct the financial affairs of the DPYBA in a sound business - like manner

**SECTION 2-** To equalize the benefits of the DPYBA for all participating teams as close as possible.

**SECTION 3-** The Board of Directors shall institute policy relative to the preparation and acceptance of an annual budget, and periodic and annual presentation of financial reports, and an annual audit of the books of the DPYBA.

## ARTICLE SIX-DUTIES OF OFFICERS

**SECTION 1** - The President shall preside at all meetings of the DPYBA membership and at all meetings of the Board of Directors; shall serve as the Chief Executive Officer of the DPYBA; shall be an ex - officio member of all standing and special committees, and shall perform such duties as normally associated with the office of President.

**SECTION 2**- The Vice President shall perform such duties as may be assigned by the President; shall otherwise assist the President in the performance of the Presidents duties and shall preside at meetings in the absence of the President.

**SECTION 3**- The Secretary shall have custody of the Constitution and Bylaws, and all other records of the DPYBA; shall keep an accurate record of the meetings in the form of minutes and other activities of the Association and of the Board of Directors; shall be responsible for all correspondence on behalf of the DPYBA and shall transmit all records to any person elected to succeed him or her in that office.

**SECTION 4**- The Treasurer shall receive and disburse all funds with the approval of the Board of Directors; shall keep an accurate account of all funds received and disbursed for the DPYBA; shall submit a financial report at all regular meetings and at such other times as may be requested by the President; shall compile an annual report of DPYBA finances; shall provide the books of the DPYBA and such other documentation as requested for the annual audit; shall oversee non profit status and provide oversight in maintaining status shall oversee, processing of all tax returns and IRS inquiries and shall transmit all financial records to any person elected to succeed him or her in that office

**SECTION 5**- The Player Agents (2) shall supervise the annual registration of player candidates, tryouts and the distribution of players not assigned to teams who may be available as replacement players; shall also be the liaison for the player's parents of that certain league; shall also be in charge of their leagues participation in opening day ceremonies.

**SECTION 6**- The Equipment Manager shall be in charge of all equipment inventories, ordering, distribution and collection of equipment at the end of season; shall also help in the ordering and printing of team uniforms. The President will appoint this position.

**SECTION 7**- The Umpire Coordinator shall be in charge of obtaining suitable umpires for the league as directed by the Board of Directors, shall consider all complaints relative to umpires and make suitable recommendations to the Board of Directors; shall also schedule umpires for all games.

**SECTION 8**- The Tournament Coordinator shall be in charge of applying and setting up workers for all tournaments hosted by the DPYBA. shall be responsible for staying in contact with all sanctioned teams and leagues; shall be responsible for attending any meetings about tournament information and distributing the said information to the league coordinators.

**SECTION 9**- The Field Maintenance Manager shall be in charge of all upgrades, repairs and day to day maintenance of the ball complex; shall organize and schedule a field work day through the Board of Directors; shall also be the liaison to the City of Deer Park Parks and Recreation Department.

**SECTION 10**- The League Coordinators (10) shall be in charge of the league they are coordinating; and shall oversee all work that the Player Agent for their age group is doing; shall be in charge of practice fields, practice games, helping the President setting up schedules, a member of the manager-coach committee, working side by side with the President to make sure all is being done for their age group.

**SECTION 11**- Past President shall be in charge of overseeing special committees appointed by the President. Shall run the meetings if the President and Vice-President are absent.

**SECTION 12** - The Web Site. Manager shall be the owner of all communications and documentation that is present on the Deer Park Youth Baseball web site; shall update information on. website as he deems appropriate

**SECTION 13** – The Uniform Coordinator shall secure at least three bids for uniforms to be presented to the Board of Directors. The Uniform Coordinator will be responsible for the ordering of uniforms and will work with league Coordinators for the distribution of uniforms to each league.

## **ARTICLE SEVEN-STANDING COMMITTEES**

**SECTION 1-** The Manager-Coach Committee shall review and interview all coaching applicants and their credentials and qualifications of all persons who apply for such positions in the League; shall set up coaches training and make sure all applications and code of ethics are filled out every year by all managers and coaches. This Committee shall at least consist of all five League Coordinators; Final candidates shall be approved by the Board of Directors.

**SECTION 2-** The Finance Committee shall, in cooperation with the Treasurer, prepare an annual budget for the DPYBA; shall be charged with preparing an annual audit of League financial activities; shall be in charge of submitting annual report to the Internal Revenue Service; shall supervise fundraising activities and securing of sponsors on behalf of the League.

**SECTION 3-** The Registration Committee shall be in charge of setting up the two registration dates; shall include reserving location, setting registration, trophies, and insurance cost; The Vice President will be in charge of this Committee. Player Agents will also be on this Committee.

**SECTION 4** .The Opening Day Committee will be in charge of setting up the parade and opening day festival at the fields. The President will appoint someone to be in charge of setting this committee up.

**SECTION 5-** The Concessions Committee will be in charge of finding and employing an adult supervisor to run and operate the concession stand. This committee will be run by the President and will have at least three other board members on it.

**SECTION 6-** All Committees policies and procedures must be approved by the Board of Directors

## **ARTICLE EIGHT SPECIAL COMMITTEE**

**SECTION 1-** Special Committees may be appointed by the President for such special purposes as deemed necessary. Committee duties and responsibilities are to be outlined at the time of the appointment and such committees shall be dissolved at the annual meeting following appointment, but may be reappointed at any Time following the annual meeting.

## **ARTICLE NINE-ROBERTS RULES**

**SECTION 1** - The rules contained in the most current edition of “Roberts Rules of Order” shall govern League meetings and meetings of the Board of Directors and League Committees in all cases in which they are applicable and not inconsistent with these Bylaws and any special rules of order the League shall adopt.

## **ARTICLE TEN AMENDMENTS**

**SECTION 1** - These Bylaws may be amended by majority vote of the League membership at the annual meeting or a special meeting called for that purpose provided notification for special meetings for this purpose is provided to the membership at least 10 days in advance of the date of such meeting.

## **ARTICLE ELEVEN MEMBERSHIP**

**SECTION 1** - All Parents or Guardians of registered players are considered members of Deer Park Youth Baseball Association and shall have the right to run for Board of Directors with the following stipulations.

1. Must be a member for at least 6 months prior to election.
2. Must be a resident of Deer Park or live within DPISD.
3. Must have attended at least half of all regular Board meetings prior to election.

**Revised 10-15-04**