

**-BY LAWS OF LAKE MOHAWK TENNIS CLUB  
Amended October 2006**

**ARTICLE I**

1. The name of this organization shall be LAKE MOHAWK TENNIS CLUB.
2. The organization shall have an official seal.

**ARTICLE II**

Purposes

This organization has been organized to promote and further tennis for the benefit of the members of Lake Mohawk Country Club, sponsoring tournaments, and associated recreational activities for the mutual benefit of members: to develop and maintain facilities for tennis. It is established as a non-profit organization.

**ARTICLE III**

Membership

SECTION 1. Membership in this organization shall be open, upon application, to all members of the Lake Mohawk Country Club In good standing and shall terminate when a member ceases to be a member in good standing of the Lake Mohawk Country Club: membership will be limited to a maximum of 120 bondholders.

SECTION 2. There shall be six classes of membership:

Bondholder-A Bondholder shall be a Regular or Rental Member of the Lake Mohawk Country Club In good standing who has fully paid for his participation certificate In the Tennis Club. He shall be entitled to vote.

Associate - The spouse of a Bondholder shall be an Associate Member for dues purposes only, and entitled to vote.

Adult - Adult members shall be unmarried children of the Bondholders 21 years of age and over who also reside with the Bondholder. They shall neither be entitled to vote nor to hold office.

Junior - Junior members shall be unmarried children of the Bondholders under 21 years of age who also reside with the Bondholder. They shall neither be entitled to vote nor to hold off ice.

Children – Children members shall be the children of the Bondholders 10 years of age and under who also reside with the Bondholder. They shall neither be entitled to vote nor hold office.

Honorary - Honorary Members shall be persons unanimously elected by the Trustees. They shall be exempt from Tennis Club charges and shall enjoy all privileges of the Tennis Club at the discretion of the Board. There shall never be more than five Honorary Members at one time. They shall not be entitled to vote nor to hold office.

SECTION 3. 1) Each Bondholder shall be issued a bond (participation certificate) as evidence of his interest in the Tennis Club. The bondholder will pay a non refundable initiation fee of \$200.00 and a consideration of \$25.00 for the bond. In the event of a Bondholder's withdrawal, voluntary or involuntary, from the Tennis Club, the Club shall recall his bond. Upon surrender of the Bond and Club Key, the bondholder will be refunded the consideration paid (\$25.00) for the bond as set forth in paragraph 2 below.

2) Refunds on bonds shall be made at such time as there is full membership in the club, as set forth in Article III, Section 1, and as each new member above full membership joins the club. For each new member above full membership, a bond refund shall be paid in order of priority on the bondholder waiting list. Repayment will be in an amount equal to the consideration paid for the bond.

SECTION 4. When a Junior Member or Adult Member becomes a Regular or Rental Member of the Lake Mohawk Country Club, that member shall be offered the right to purchase a bond In the Tennis Club, waiting list and membership limits not withstanding. This option will be open until the following March 1.

SECTION 5. Each Associate Member who remains a Regular or Rental Member of the Lake Mohawk Country Club after a separation or divorce shall be offered the right to purchase a Bond in the Tennis Club, waiting list and membership limits not withstanding. This option will be open until the following March 1.

SECTION 6. Upon the death of a Bondholder the Club may reissue the Bond to the Associate Member if requested.

**ARTICLE IV**  
Meetings of Members

SECTION 1. There shall be at least two membership meetings held during the calendar year. The spring meeting shall be held just prior to the start of the tennis season. At this meeting, the previous year's Income and expense statement and a balance sheet shall be presented. The annual budget for coming year as approved by the Board of Trustees shall be presented. Plans for the coming year shall also be presented by the appropriate officers and committee chairmen.

The annual membership meeting shall be held at the conclusion of each tennis season. The President shall make a report of the work of the Tennis Club for the year and shall present a statement of the estimated expenses for the year and make a comparison to the budget as presented at the spring meeting. It is at this meeting that officers will be elected for a one year term of office.

The Secretary shall e-mail or if not available regular mail a notice at least 10 days prior to the meeting to each Voting Member In good standing giving the time and place of both meetings.

The presence of an amount of voting members equal to or greater than the lesser of 30% of the number of current Bondholders or 20 voting members shall constitute a quorum and shall be necessary to conduct the business of this organization, but a lesser number may adjourn the meeting for a period of not more than four weeks from the scheduled date. The Secretary shall cause a notice of this adjourned meeting to be sent to all those members who were not present at the meeting originally called.

All meetings shall be conducted according to parliamentary procedure, and open discussion from the floor on all questions shall be permitted and encouraged.

The order of business for all meetings shall be:

1. Call to order
2. Reading of the minutes of the preceding meeting
3. Reports of committees
4. Reports of officers
5. Election of officers (annual meeting only)
6. Old and unfinished business
7. New business
8. Good and welfare
9. Adjournment

SECTION 2. Special meetings of this organization may be called by the President when he deems it in the best interest of the organization. Notices of such meetings shall be also e-mailed or if not available regular mailed to all members at their addresses as they appear in the membership roll book at least 10 days before the scheduled date set for such special meetings. Such notice shall state the reasons that a special meeting has been called and the business to be transacted at such meeting.

At the request of three members of the Board of Trustees or 30 members of the organization, the President shall cause a special meeting to be called, but such request must be made in writing at least 10 days before the requested scheduled date.

No other business but that specified in the notice may be transacted at such special meeting.

The President of the Lake Mohawk Country Club may attend any meeting of the Lake Mohawk Tennis Club but without right to vote.

At all meetings, all Bondholders and Associate Members present shall be entitled to vote. Voting shall be oral unless by a majority vote some other method of voting is adopted. The vote of a majority of those present shall be required to carry a question.

**ARTICLE V**  
Board of Trustees

SECTION 1. Candidates for all offices of the Tennis Club shall be selected by a nominating committee. Additional candidates may be proposed from the membership, but the nominating committee must be advised of any additional candidates at least two weeks before the annual meeting. The membership shall be informed of all such additional candidates at least ten days prior to the annual meeting.

SECTION 2. The President, Vice-President, Secretary, and Treasurer and three trustees shall be elected at the annual meeting.

Officers shall take office following their election and serve for a term of one year or until their successors are elected. Only one officer per family is permitted. These officers shall constitute the Board of Trustees. The Board of Trustees shall have control of the financial affairs of the Tennis Club. Any vacancies shall be filled by a majority vote of the Board of Trustees. Four members of the Board shall constitute a quorum, The frequency of meetings of the Board shall be dependent on the President. A Board meeting may also be held at any time upon the call of two members of the Board.

## **ARTICLE VI**

### **Duties of Board of Trustees**

SECTION 1. President - The President shall preside at all meetings and shall be chairman of the Board of Trustees. At the annual meeting of the Tennis Club, he shall present a report of the work of the Tennis Club for the year. He shall appoint the chairmen of all committees. He shall be one of the officers who must counter sign all checks or drafts of the Tennis Club. The office of President may not be held by the same person for more than four consecutive years.

SECTION 2. Vice President - The Vice-President shall assist the President and shall, in the event of the absence of the President, assume all duties of the President. The office of the Vice-president may not be held by the same person for more than four consecutive years.

SECTION 3. Secretary - The Secretary shall file any certificate required by law. He shall send all notices to members of the Tennis Club. He shall attend to all correspondence of the Tennis Club and shall exercise all duties incident to the office of Secretary. He shall also keep the minutes of the Tennis Club in appropriate books and shall be the custodian of the official minutes. The office of the Secretary may not be held by the same person for more than four consecutive years.

SECTION 4. Treasurer - The Treasurer shall have the care and custody of all monies belonging to the Tennis Club and shall be responsible for such monies or securities. He shall sign all checks or drafts of the Tennis Club. The Treasurer shall be responsible for collecting the annual dues of the members. He shall render a written account of the finances of the Tennis Club at the annual meeting and at other times as deemed necessary by the Board of Trustees. He shall be familiar with the agreement between the Lake Mohawk Country Club and the Tennis Club and shall abide by those provisions which affect the Treasurer. The office of the Treasurer may not be held by the same person for more than four consecutive years.

SECTION 5. Trustees - The Trustees shall serve as chairmen or members of committees as designated by the President.

SECTION 6. No officers or trustees shall for reason of his office be entitled to receive any salary or compensation.

## **ARTICLE VII**

### **Committees**

SECTION 1. The President of the Tennis Club shall select the chairmen of all committees. The chairmen shall then be responsible for selecting members of their individual committees with the advice and consent of the Trustees. The Chairman of the Tournament Committee and the Chairman of the Social Committee shall be members selected with the consent of the Trustees.

SECTION 2. Nominating Committee - The Nominating Committee shall consist of three voting members of the Tennis Club and the President (provided he or she does not choose to seek re-election) who shall be Chairman of the Nominating Committee. At least 30 days prior to the annual meeting the Nominating Committee shall select a slate consisting of the President, Vice-President, Secretary, Treasurer, and three Trustees. This proposed Board of Trustees shall be published in the Papoose prior to the annual meeting,

SECTION 3. Tournament Committee - The Tournament Committee shall arrange and manage all tournaments, matches, ladder play, and other competition of the Tennis Club. R shall fix the dates, determine eligibility of contestants, and establish rules of play for such tournaments. In any questions arising from tournament play, a majority vote of the tournament committee shall be decisive and final. The President will cast the tie breaking vote.

SECTION 4. Social Committee - The Social Committee shall arrange, publicize, and conduct the social and entertainment activities of the Tennis Club.

SECTION 5. Membership Committee - The Vice-President shall be Chairman of the Membership Committee. This committee shall be responsible for limiting the membership to the number prescribed by these Bylaws. It shall investigate the qualifications of all applicants to the Tennis Club. The Committee shall Issue to all new members the following: Membership bond, copy of the Tennis Club Bylaws, copy of current operating rules, gate keys and identification tags as applicable. The Committee shall be responsible for maintaining the waiting list of prospective members in chronological order. Anyone declining membership shall be removed from the waiting list. Each year after all dues have been collected and the membership has been established, the Committee shall have a new membership roster prepared and made available to each Bondholder.

SECTION 6. Finance Committee - The Finance Committee, subject to the ultimate control of the Board of Trustees, shall be responsible for supervising the finances and investments of the Tennis Club. R shall prepare a proposed budget annually setting forth the estimated receipts and expenses of the Tennis Club for the coming year. This budget shall be presented to the Board of Trustees for their approval prior to the spring membership meeting. Prior to the spring meeting, the Committee will audit the financial records of the club, compare actual expenses to the budget, and will present its findings at the meeting.

SECTION 7. Grounds Committee - The Grounds Committee shall have the responsibility for the care of the tennis courts, equipment and club property.

SECTION 8. Publicity Committee - The Publicity Committee shall have the responsibility for submitting, with approval of the President, timely articles to the Papoose each month. The Committee shall arrange for photographic coverage of tournaments and social activities of the Tennis Club. It shall submit written material and photographs to local newspapers for publication of major tournaments and social events.

SECTION 9. Juniors Committee - The Juniors Committee shall have the responsibility for establishing and continuing an effective juniors development program. As part of that program it shall also conduct round robins, tournaments, and other tennis activities for the junior members of the Tennis Club.

#### **ARTICLE VIII**

##### Finances

SECTION 1. The finances of this club shall be deposited in the name of the Lake Mohawk Tennis Club In a bank savings account and a separate checking account designated by the Board of Trustees. No cash funds or special funds may be set aside that shall make it unnecessary for the Treasurer to sign the checks issued upon it.

SECTION2. Only the President or the Treasurer shall have the authority to charge purchases in the name of the Tennis Club.

SECTION 3 Annual dues shall be payable on the first of March in each year in the amounts as set forth in the Operating Rules. Assessments - Assessments may be made upon the members of the Tennis Club by an affirmative vote of not less than two-thirds of the voting members present at any meeting of the Tennis Club, provided a quorum is present. Notice of such proposed assessment must be included when the meeting notice is e-mailed or if not available regular mailed.

#### **ARTICLE IX**

##### Amendments

The Bylaws may be altered, repealed, or added to by an affirmative vote of not less than two-thirds of the voting members present at any meeting of the Tennis Club provided a quorum is present and that notice of such amendments Is Included when the notice of the meeting is given to the membership.

#### **ARTICLE X**

##### Duty of Members

It shall be the duty of each member of the Tennis Club to abide by these Bylaws, obey the operating rules, and participate in the game of tennis in a sportsmanlike manner. It shall also be a duty to enforce, without duress, those rules and Bylaws on other members. All flagrant violations should be reported to the Board of Trustees.

## **ARTICLE XI**

### **Termination**

SECTION 1. Any member of the Tennis Club may resign by filing a written notice with the Trustees, accompanied by his bond and any keys to the courts. Such resignation, in order not to incur dues for the current year, must be filed prior to March 1. If a member, having paid annual dues, resigns prior to July 1, he shall be reimbursed 50% of the dues paid. If resignation occurs on or after July 1, no reimbursement will be made.

Any Bondholder who has been a member in good standing for at least one year, may elect to resign from the LMTC, due to a move from the county, under the provisions of Section 1 and at the same time request grandfather rights for future re-admission to the club. Such rights would entitle former Bondholders to re-apply for membership within 5 (five) years and to be offered first rights of refusal on the next Bond - at the prevailing rate - made available through attrition. Such rights will be granted by the membership chairman, as requested, up to a maximum of 5 (five) Bondholders per year.

SECTION 2. Any member who fails to pay his annual dues or assessment within the time allotted by the official notice of dues or assessment may, by a majority vote of the Board of Trustees, be expelled. However, at least 5 days prior to any vote of expulsion, a Trustee must personally contact such delinquent Bondholder and notify him of his delinquency and possible expulsion. The bond and keys of such expelled member shall be surrendered to the Board of Trustees.

SECTION 3. Any member of the Tennis Club may be expelled or suspended for a period of time, after notice and hearing before the Board of Trustees, for violation of the Tennis Club Bylaws or operating rules adopted or approved by the Board, or for personal conduct which is such a flagrant violation of common courtesy or respect for the rights of other members as to indicate such action is warranted. A majority vote of the Board of Trustees shall be required for suspension or expulsion. An expelled member shall surrender his bond and court keys to the Board of Trustees.

SECTION 4. Loss of membership or loss of good standing in the Lake Mohawk Country Club shall automatically terminate membership in the Tennis Club.

## **ARTICLE XII**

### **Duties of Trustees**

SECTION 1. Rules - The Trustees shall act as a Rules Committee and as such shall be responsible for the formulation and dissemination of the operating rules of the club. The Trustees and such members as may be appointed by the Trustees shall be responsible for the enforcement of said rules. Infractions of the operating rules shall be remedied as herein provided in Article XI, Section 3.

SECTION 2. Grievances - The Trustees shall act as a Grievance Committee and shall entertain all grievances duly and properly submitted in the manner herein prescribed.

All grievances shall be in writing and addressed to the attention of the Secretary. The Secretary shall bring all grievances to the attention of the Trustees at the regular Trustees' meeting following a receipt of a grievance or at a special Trustees' meeting should such be required because of the nature of a grievance.

SECTION 3. Guest Privileges - The Trustees shall have the right and obligation to consider and pass upon all requests by members for permission to make the court facilities available on a temporary basis for house-guests of said members.

SECTION 4. Expenditures - The annual budget shall be adopted by the Trustees prior to the spring membership meeting. The Trustees shall have the power to authorize expenditures by allocations to each of the various committees according to their needs after having given due consideration to the general financial status of the Tennis Club.