

RACE AQUATICS SWIM CLUB, INC.
By-Laws

ARTICLE 1

Name

Article 1.

The name of the organization shall be the RACE AQUATICS SWIM CLUB, INC. (hereinafter referred to as "RACE").

ARTICLE 2

Offices

Article 2.1 Principal Office The principal office for the transaction of the activities and affairs of the corporation ("principal office") is located in P.O. Box 51614, Bowling Green, Kentucky, 42102. The directors may change the location of the principal office at any time. Any changes of this location shall be noted by the secretary on these bylaws opposite this section or this section may be amended to state the new location and submitted to the Kentucky USA Swimming authority.

Article 2.2

The board of directors may at any time, establish branch or subordinate offices at any place or places within Kentucky or where the corporation is qualified to conduct activities.

ARTICLE 3

Purposes and Objectives

Article 3.1

This corporation is a non-profit public benefit corporation and is not organized for the private gain of any person. It is organized under the Non-Profit Public Benefit Corporation Law for charitable purposes.

Article 3.2

This corporation is organized exclusively for charitable and educational purposes not for the purpose of fostering national amateur sports competition (but only if no part of its activities involve the provision of athletic facilities and equipment) within the meaning of Section 501(C) (3) of the internal revenue code of 1954 or the corresponding provision of any future United States internal revenue law. Notwithstanding any other provisions of these bylaws, this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the

purposes of the corporation and the corporation shall not carry on any other activities not permitted to be carried on by:

(a) a corporation exempt from federal income tax under Section 501 (C) (3) of the Internal Revenue Code of 1954 or the corresponding provision of any future United States internal revenue law, or

(b) A corporation, contributions to which are deductible under Section 170(C) (2) internal revenue Code of 1954 or the corresponding provision of any future United States internal revenue law.

ARTICLE 4

Dedication of Assets

Article 4

The purpose and assets of the non-profit corporation are irrevocably dedicated to charitable purposes. No part of the net earnings, properties or assets of the corporation, on dissolution or otherwise, shall inure to the benefit of any private person or individual or any member or director of this corporation. On liquidation or dissolution, all properties and assets and obligations shall be distributed and paid over to an organization dedicated to charitable purposes, provided that the organization continues to be dedicated to the exempt purposes as specified in Internal Revenue Code 501 (C) (3). The closest swim organization to the Bowling Green, Kentucky area will be the recipient if it qualifies for distribution under this Article.

ARTICLE 5

Membership

Article 5.1 Qualifications

(a) There shall be one class of membership in this corporation consisting of:

(i) The parents or legal guardians of and living with the minor children who participate in amateur competitive swimming activities conducted by the corporation,

(ii) Emancipated persons who participate in amateur competitive swimming activities conducted by the corporation.

Members shall pay such dues and fees as may from time to time be fixed by the board of directors.

(b) No person may hold more than one membership or a fractional membership. The right to vote shall be given to one parent or guardian per athlete in good standing.

5.2 Fees and Dues

Each member must pay, as determined by and within the time and on the conditions set by, the board of directors, an initiation fee, if any, and any monthly and/or annual dues to be determined and in amounts to be fixed from time to time by the board of directors.

5.3 Termination of Membership

(a) Cause for termination. The membership of a member shall terminate upon the occurrence of the following events:

(i) The resignation of the member,

(ii) The failure of the member to pay dues or assessments, if required, within the times set forth by the board of directors,

(iii) The determination by the board of directors or a committee designated to make a determination that the member has failed in a material and serious degree to observe the code of conduct of the corporation or has engaged in conduct materially seriously prejudicial to the interest and purposes of the corporation, See Appendix A for the “Code of Conduct”.

(b) Procedure for expulsion. Following the determination that a member should be expelled under subparagraph (iii) above, the corporation shall follow the expulsion procedure set forth by the National USA Swimming Rules and Regulations.

(c) The individual that has been determined to be expelled from the club has the right to appeal to the board of directors within 10 days for a special hearing of the board of directors for a final determination.

5.4 Transfer of Membership

No member may transfer for value of membership or any right arising from such membership. All rights of membership cease upon a member's death.

Article 6

Meetings of the Board of Directors

6.1 Place of Meeting

The board of directors shall meet, in person, or electronically via email as needed. Meetings shall be at a location shared in notice at the time of the called meeting.

6.2 Annual Meeting

The annual meeting of members shall be held in September each year, unless the board of directors fixes another date and so notifies the members as provided in Section 6.3(b).

6.3 Special Meeting

(a) Authorized persons who may call a special meeting. A special meeting of the members for a lawful purpose may be called at any time by any of the following: the board of directors, the president or ten percent or more of the members.

(b) Calling meetings by members. If a special meeting is called by members other than the board of directors, the request shall be submitted by such members in writing, specify the general nature of the business proposed and shall be delivered personally or sent by certified mail to the president or secretary of the board of directors of the corporation. The board of directors shall inform the remaining members of the special called meeting not less than ten days and not more than 60 days from the receipt of the request.

6.4 Quorum

(a) Percentage required. Thirty-three and one-third percent (33.1/3%) of the voting members shall constitute a quorum for the transaction of business at a meeting of the members.

(b) Percentage required by board of directors meeting. Fifty-one percent (51%) of the board of directors must be present at the monthly meeting to conduct business in the name of the corporation.

ARTICLE 7

Board of Directors

7.1 Election of Board of Directors

(a) The board of directors will be elected by the general membership at the annual membership meeting. RACE Aquatics Swim Club will allow no fewer than 5 and no more than 7 board of directors members at one time and will rely mainly on parent and committee support.

(b) The vote will be conducted at the annual meeting and will be a closed ballot that will be controlled by the vice-president. A recount may be requested in writing to the president of the board of directors within 5 days of the election. The new members will take immediately upon election.

(c) Each member will serve a two year term and may be reelected as many times as they receive nominations. The board of directors will rotate off with half the membership up for election every year to continue continuity within the Club.

7.2 Termination of Board of Director Members

(a) A board of director may be removed from office if he or she fails to make two meetings consecutively without cause. This will require a unanimous vote by the remaining members of the board of directors.

(b) The president will have the authority to appoint a replacement of any board of directors that is either removed or resigns until the annual membership meeting.

(c) Any violation of the RACE Aquatics Swim Club code of conduct or any violation of the rules governing USA Swimming rules and regulation,

(d) Discredit RACE Aquatics Swim Club or USA Swimming by inappropriate conduct as according to a majority of the board of directors.

7.3 Duties of the officers of the board of directors

(a) Powers and Duties. Officers shall serve a two-year term beginning immediately after the September election at the general members meeting. The board of directors has the ultimate responsibility to employ and manage all RACE Aquatics employees in a manner conducive to the continued success of the club. Any duties not specifically mentioned within these by-laws can be assigned as necessary by the board and outlined in a job description that will be updated annually within the RACE Aquatics handbook.

1. The President shall:

Be the chief executive officer of RACE Aquatics. He/she shall be the liaison between the active members and the various officers of the Club as well the coaching staff.

2. The Vice President shall:

Serve as an advisor to the President and act in his/her absence.

3. The Secretary shall:

Record all Minutes of membership meetings and Board meetings.

4. The Treasurer shall:

Be responsible for the collection and expenditures of all RACE Aquatics Swim Club money

5. The Member(s) at-large shall:

Represent the concerns of the general membership to the board

ARTICLE 8

Parliamentary Authority

The rules contained in Robert's Rules of Order, Revised Edition, shall govern in all cases to which they are applicable and in which they are not inconsistent with the By-Laws.

ARTICLE 9

Amendments

These By-Laws may be amended or abolished in whole or in part at any regular meeting by a two-thirds vote of the members in good standing present, according to the provisions described in Article 5.

Enacted on this ____26th____ day of ____August_____, 2019.

By: _____
Adam Shourds, President



Dear RACE Aquatics Parents and Swimmers:

As our organization grows and we continue to expand our program, we seek to establish or clarify our policies. Our policies help to guide the organization and ensure continued success. One of the first areas to be addressed is parent behavior - specifically, what type of behavior is expected of swimming parents.

RACE Aquatics Swim Club is fortunate to have experienced, professional coaches working to develop our children into better swimmers and more importantly, disciplined people. As parents, it is absolutely essential that we give our coaching staff the respect and authority they deserve to run our swim team. Our coaches are hired for that purpose.

RACE as an organization highly encourages the following parental behavior:

- * Open communication between parents, swimmers, and coaches emphasizing goal-setting and focusing on the performance expectations of both the swimmer and the parents
- * Meeting with the coaches/swimmers/parents during normal operation hours to discuss issues
- * Positive reinforcement of all swimmers in all situations - team spirit, team loyalty
- * Parental involvement on the Board of Directors and in organizing and running of meets and other team events

RACE as an organization will not tolerate the following behavior from parents:

- * Coaching your children at practice or during meets - that is the coach's job
- * Interrupting or confronting the coaching staff on the pool deck during practice or meets
- * Abusive language towards coaches, swimmers, parents, officials and your own children
- * Any behavior that brings discredit or disruption to our swimmers and our organization

Enclosed is a Parent Code of Conduct, along with a Code of Conduct for the swimmers. The code was developed as a standard to emphasize our organization's commitment to making everyone's involvement with our club a positive experience. We appreciate your cooperation.

RACE Aquatics Swim Club

Parent Code of Conduct

As a parent of a swimmer and member of RACE Aquatics Swim Club, I will abide by the following guidelines:

1. Practice teamwork with all parents, swimmers, and coaches by supporting the values of discipline, loyalty, integrity, and commitment to hard work.
2. As a parent, I will not coach or instruct the team or any swimmer at a practice or meets (from the stands or any other area) or interfere with coaches on the pool deck.
3. Demonstrate good sportsmanship by conducting myself in a manner that earns the respect of my child, other swimmers, parents, officials and the coaches at meets and practices.
4. Maintain self-control at all times. Know my role.

Swimmers - Swim Coaches - Coach

Officials - Officiate Parents - Parent

5. As a parent, I understand that criticizing, name-calling, use of abusive language or gestures directed toward the coaches, officials, and /or any participating swimmer will not be permitted or tolerated.
6. During competitions, questions or concerns regarding decisions made by meet officials are directed to a member of our coaching staff. Parents address officials via the coach.

Sanctions: Should I conduct myself in such a way that brings discredit or discord to RACE Aquatics Swim Club, or US Swimming, I voluntarily subject myself to disciplinary action. RACE Aquatics reserves the right to terminate a member with/without cause in the interest of our vision, mission, and objectives.

RACE Aquatics Swim Club

Swimmers Code of Conduct

This Code of Conduct for RACE Aquatics Swim Club (RACE) swimmers governs participation in the RACE program and throughout the entire swim year.

The purpose of this code is to promote the best possible individual and team responsibility that supports the development of swimmers and good citizenship at all times.

PART I - GENERAL CODE OF CONDUCT EXPECTATIONS

1. All participating team members will abide by this code of conduct.
2. The coaching staff holds final word on any rules, regulations, or disciplinary action.
3. Male and female swimmers may not be in each other's rooms on any team trip together unless supervised by a parent or designated team official.
4. Use of alcoholic beverages is unacceptable at any time of the year!
5. Smoking or use of illegal drugs is unacceptable at any time of the year!
6. RACE team members are expected to be respectful of their peers, coaches, and parents. Any RACE team member not acting in such a manner will be asked to change or stop that behavior. If the team member fails to comply, disciplinary action could follow.
7. Disrespectful, indiscreet or destructive behavior will not be tolerated. It is the responsibility of each swimmer to make every effort to avoid participation, or guilt by association, with such activities at any time during the year.
8. Team members and staff are expected to attend all team functions including meetings, warm-ups, practices, meals and competitions, etc., unless excused or instructed to by the coach of record.
9. At times, RACE will travel together as a team and sometimes as individual families in order to compete with the best and further strive to better competition. Everyone is expected to behave in an exemplary manner. The reputation of RACE, as well as the other athletes with you, is dependent on your behavior.
10. All participants and their parents have a responsibility to do their best to ensure that this code of conduct is followed and help ensure the safety of all.
11. Any additional guidelines for the team will be established as needed by the coaches or board of directors.

PART II - VIOLATION OF THE CODE OF CONDUCT RULES

At the discretion of the coach, any one or all of the following penalties will be applied:

1. Swimmer may be sent home immediately from practice or meet at his/her own expense. If there is additional expense, that will also be the swimmers responsibility.
2. Swimmer may be scratched from current or upcoming meet.
3. Swimmer may be suspended under our current bylaws with the ability to appeal.

I, hereby agree to abide by the rules of conduct as set forth in Part I above and acknowledge that, should I violate any provision in Part I, I will be subject to disciplinary action, as set forth in Part II, including suspension and/or removal from the team.

Signature of Swimmer

Date

Signature of Parent

Date