

CONSTITUTION AND BY-LAWS OF LA BOULE NEW YORKAISE

(Updated Dec 4, 2005)

ARTICLE I - NAME AND AFFILIATION.

SECTION 1. The name of this Sports Club is LA BOULE NEW YORKAISE, hereinafter referred to as LBNY or The Club.

SECTION 2. LBNY is a certified affiliated Member of FEDERATION OF PETANQUE USA, INC. (FPUSA) and as such has agreed to adhere to this non-profit Sports Organization's Constitution and By-Laws.

ARTICLE II - PURPOSE AND LOCATION.

SECTION 1. The purpose of LBNY is to provide a forum for practicing, playing and promoting Petanque to the general public for enjoyment and social conviviality, as well as to foster players who, through their own desire, will participate in Local, Regional, National and International Tournaments and Championships.

SECTION 2. LBNY is based in New York City in New York State. LBNY applies annually to New York City Parks and Recreation Department for a permit to use courts at Washington Square Park.

ARTICLE III - MEMBERSHIP.

SECTION 1. Active Membership in this unincorporated Members Club shall be open to any person upon application and payment of established annual dues, for as long as they are not delinquent in payment of dues.

Members also must display the highest standard of sportsmanship, not limited to but including fairness and courteous relations, and be good and generous losers as well as graceful winners.

SECTION 2. There will be two forms of membership:

1. ACTIVE: Active Members are described in Section 1 of this Article.

2. HONORARY: Honorary Members are described as follows:

1. They do not vote.
2. They do not pay dues.
3. They will be brought up by Board Members or any Member - accepted or revoked by General Membership.
4. They will follow LBNY's Constitution, By-Laws and rules.

SECTION 3. Any active member in the Club who, by virtue of his/her conduct brings discredit to the Club or its members, or who displays poor sportsmanship as defined in Section 1 of this Article, shall be, upon a two-thirds vote of the Directors at any Board meeting at which a quorum of eligible Directors shall be present, dismissed from the Club. Any member in question shall, at that time, be given the opportunity to speak on his or her behalf before a final vote is taken. Any member so dismissed, shall have no claim upon any fees, gifts, dues or contributions, which may have been paid into the treasury of the Club.

ARTICLE IV - OFFICERS.

SECTION 1. The elected Officers of the Club shall be: one President, one Vice-President, one Secretary, one Treasurer and as many Counselors as the Membership shall deem appropriate.

SECTION 2. Any member of the Club in good standing, of legal age (21) and a member for at least one year may be a candidate for office.

SECTION 3. The officers of the Club shall be chosen annually by a vote of the general Membership and each shall hold his/her office until he/she shall resign, be removed or be otherwise disqualified to serve or until his/her successor shall be elected.

SECTION 4. Any officer may be removed with cause by a majority vote of quorum, of the membership, at any regular or specially called meeting. Any officer may resign at any time by giving written notice to the President or to the Secretary of the Club. Any such resignation shall take effect at the date of receipt of such notice. A vacancy in any office because of death, resignation or removal may be appointed by the President, and the candidate shall temporarily fill the office until the next general election.

SECTION 5. The President shall preside at all meetings of the general membership, deciding questions of order and appointing committees as needed. He/She shall prepare the agenda for all meetings and notify all members of the time and place of the annual meeting. He/She shall plan, organize and direct the day-to-day operation of the club including disbursements of club funds to support that operation. He/She shall approve all expenditures and co-sign checks of the club for disbursements, with the treasurer or other officers of the club. He/She shall maintain the archives of the club and all correspondence relating to the day-to-day operation, and shall, upon resigning from office deliver to his successor all such archives, correspondence and all other property of the club in his/her possession.

SECTION 6. It shall be the duty of the Vice-President to assure and discharge the duties of the President during his/her absence, or when called upon the President to do so. He/She shall be instrumental in planning the organization of the Clubs Tournaments and report the results to the President, for publication in bi-monthly newsletters.

SECTION 7. It shall be the duty of the Secretary to record and distribute minutes of meetings of the annual meeting and special meetings called by the President. He/She shall record and maintain a list of all current Club Members for distribution twice every year. He/She shall assemble and maintain the records of the minutes of meetings of the Club and deliver same to his/her successor upon retiring from office.

SECTION 8. It shall be the duty of the Treasurer to maintain the Clubs checking account, attest to deposit, payments, co-sign checks of the Club and keep accurate, business-like records of all transactions, and render yearly statements to the general Membership at the annual meeting. When retiring from office, he/she shall deliver to his successor all books of records, properly balanced, all papers and monies and other property of the Club in his/her possession.

SECTION 9. It shall be the duty of the Counselors to represent the general Membership in all matters concerning the Club.

The Counselor - Sports Committee shall assist the Vice-President with planning the yearly Tournament Schedule and assist with the organization of the yearly Tournaments. He/She shall actively engage in promoting the sport of Petanque.

The Counselor - Ombudsperson shall listen to complaints, suggestions and ideas and communicate these concerns to the Board of Directors. He/She shall actively engage in promoting the sport of Petanque.

The Counselor - Social Committee Chair shall propose, organize and coordinate Club sponsored Social Events. He/She shall actively engage in promoting the sport of Petanque.

ARTICLE V - FINANCES.

SECTION 1. Obligations may be incurred and disbursements made upon approval of the President for the day to day running of the Club. Major purchases and commitments shall be approved by the general Membership at the annual meeting prior to such major purchases and commitments.

SECTION 2. The President and the Treasurer shall have legal custody and control of all funds, property and effects of the Club, subject to the general control thereof by the Club Membership.

SECTION 3. The officers of the Club shall, in advance of the annual meeting, cause the books and accounts to be audited by a committee selected, by the President, from the general Membership. The audit shall show the condition of said books and accounts and shall be ready for submission to the general Membership at the following regular annual meeting.

ARTICLE VI - COMMITTEES.

SECTION 1. The President may, upon assuming office, appoint from the general Membership a Chairperson and Committee persons as deemed necessary to carry out the duties and goals of the Club.

ARTICLE VII - DUES.

SECTION 1. The annual dues of the Club shall be due and payable on or before the Thirty-first (31) of January of every year. The rates shall be determined by Club vote, each year, for the following categories:

| | |
|---------------|-------------------------|
| ADULTS | Person over 18 years |
| JUNIOR | Person under 18 years |
| SPONSOR | Any Person |
| FAMILY | Husband and Wife |
| FAMILY JUNIOR | Children under 18 years |

SECTION 2. All Members received into the Club after June 30 shall pay a rate of 40% of yearly dues, plus the cost of the FPUSA current dues for the present year. Old Members shall pay the full amount during the entire year.

SECTION 3. Dues may be increased or decreased by a two-thirds (2/3) majority of the voting quorum, present at the annual meeting.

SECTION 4. Any Member who is in arrears for the non-payment of dues for a period of three (3) months shall be declared a delinquent Member and ineligible to participate in any Club related functions; it is provided, however, that any delinquent Member may be reinstated upon payment of all back dues.

ARTICLE VIII - ELECTIONS.

SECTION 1. At the annual election meeting, held no later than March 31, in any given year, there shall be elected: one President, one Vice President, one Secretary, one Treasurer and several Counselors. The term of elected office shall be one year.

SECTION 2. Not less than thirty (30) days prior to the annual election, the President shall appoint a nominating committee of not less than two (2) members.

The nominating committee shall select one or more nominees for each position held by an officer whose term is expiring and shall announce by mail the slate of candidates 15 days preceding the election.

Elected officers may accept re-nomination for the same office.

Additional names may be placed in nomination from the floor at the time of voting.

SECTION 3. Voting from the floor shall be by individual current active Members only and no person shall cast more than one vote. Proxies or absentee ballots will not be recognized.

SECTION 4. Elected officers shall take office on the day after the election, and be responsible for the proper audit of expenses and income from the beginning of the fiscal year (January 1st) until the end of the fiscal year (December 31st).

SECTION 5. Officers shall be deemed elected if they receive a simple majority of all votes cast for that office of voting quorum present at the election meeting.

ARTICLE IX - AMENDMENTS.

Section 1. LBNY's Constitution and By-Laws may be expanded, amended or repealed by the vote of at least two-thirds (2/3) of the members of the voting Club at any regular meeting of the Membership, provided that a copy of the proposed amendment has been given to each Member at least 15 days prior to the date of such meeting.

ARTICLE X - RULES OF ORDER

Robert's Rules of Order shall govern the proceedings of all Membership and Officers meetings.