

Plum Aqua Club Bylaws

P.O. Box 14084 Pittsburgh, PA 15239

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Article I: Purpose

The Plum Aqua Club is a non-profit Pennsylvania Corporation formed to foster and promote recreational, social and civic activities of and for its members. Hereafter in these Bylaws, the term CLUB shall mean this corporation.

Article II: Board of Directors

The CLUB shall be managed by a Board of Directors (hereafter, Board), who are active members in the CLUB. (See Article V, Section 1-A.) There shall be a minimum of ten and a maximum of fifteen directors serving on the Board.

Section 1- Election

Election to the Board shall take place at the Annual Stockholders' meeting. Directors shall be elected for a term of three years. Five directors (at most) may be elected annually. Additional directors shall be elected at the Stockholders' meeting to fill vacancies on the Board created by unexpired terms. All directors shall remain in office until their successors have been lawfully elected.

Section 2- Attendance

Each director shall be required to attend at least six meetings per year or face dismissal by the Board. The director facing dismissal shall have the option to plead their case to the Board.

Section 3- Cessation of Board Membership

- A. Any director who shall cease to hold active membership in the CLUB shall automatically cease to be a member of the Board. (See Article V, Section 1-A.)
- B. Any director may be removed from office by a majority of the membership present in person at either the Annual Stockholders' meeting or at a special meeting called in accordance with these Bylaws, for cause only.
- C. If a director wishes to resign before his/her term expires, the director must submit in writing, his/her request to the Board Secretary.

Section 4- Compensation

- A. A director shall serve without pay.
- B. A director shall be eligible to receive a waiver of membership dues and guest fees when financially feasible for the CLUB.
- C. Retroactive to 12/31/08, a former director who has served on the Board shall be eligible to receive one complimentary membership for every three-year term properly served on the Board when financially feasible for the CLUB. This complimentary membership is non-transferable and must be used directly subsequent to service on the Board. A former director will retain his/her surrender/swim-off rights as an Active member during the complimentary membership. A former director must remain an Active member of the CLUB during the complimentary membership. (See, Article V, Section 1-A.)

Article III: Duties of the Board

Consistent with these Bylaws, the Board shall:

Section 1 - General Duties

- A. Conduct all business of and for the CLUB.
- B. Adopt or amend the Bylaws, Rules and Regulations of the CLUB.
- C. Approve applications for membership in the CLUB.
- D. Fix, impose, and remit penalties for violation of the Bylaws, Rules and Regulations of the CLUB.
- E. Elect from among its membership the following officers: President, Vice-President, Secretary, Treasurer, and may elect an Assistant-Treasurer
- F. Create such additional offices as may be necessary for the proper operation of the CLUB and its facilities.
- G. Constitute and designate committees and define the powers and duties of the same.
- H. Fill any vacancy on the Board to serve until the next Annual Stockholders' meeting.
- I. Appoint and compensate all employees and staff as necessary for the proper operation of the CLUB and its facilities.

Section 2 - Finance

- A. The Board shall designate the financial institution(s) in which the funds of the CLUB shall be deposited and determine the manner in which checks, drafts, and other instruments for payment of funds of the CLUB shall be executed
- B. The Board shall (when feasible) require the signatures of two authorized directors of the Board, listed on the financial institution signature card, to sign all checks, drafts, and other instruments for the payment of money drawn in the name of the CLUB. The CLUB Treasurer will (when feasible) sign checks. All invoices will be reviewed by at least two directors of the Board before payment is made.

Section 3 - Audit of Books

The Board shall request an annual review of all CLUB books. This review shall be performed by selected directors of the Board who are not part of the Finance Committee.

Section 4 - Meetings

- A. The Board shall meet monthly.
- B. Periodically, during periods of inactivity at the pool, monthly meetings can be combined. Separate monthly meeting minutes will be maintained.
- C. The Board shall hold a minimum of 10 separate meetings per calendar year.
- D. Attendance of 51% of directors currently serving on the Board shall constitute a quorum.

Section 5 - Indebtedness

Nothing in these Bylaws shall be construed to permit the Board to borrow or pledge the credit of the CLUB without the specific approval of the membership at a duly held meeting, with the exception of the initial financing.

Article IV: Officers

The officers of this CLUB shall be President, Vice-President, Secretary, Treasurer, Assistant-Treasurer, and any such additional officers, as the Board may deem necessary or advisable for the proper operation of the CLUB and its facilities.

Section 1 - Election of Officers

The officers shall be elected by the Board from among its members at the December meeting and shall serve until new officers are elected the following year. No officer may serve more than three consecutive terms in the same office.

Section 2 - Duties of Officers

- A. *The **President** shall:*
 - 1. Preside at all meetings of the CLUB and of the Board.
 - 2. Act as Administrative Officer of the CLUB.
 - 3. Subject to confirmation of the Board, select the chairperson of all standing and special committees.
 - 4. Act as an ex-officio member of all standing and special committees.
- B. *The **Vice-President** shall:*
 - 1. In the absence or disability of the President, act in his/her stead.
 - 2. Under the direction of the President, be the chairperson of the Financial Committee and attend to the business and financial operations of the CLUB.
 - 3. Serve as an ex-officio member of all committees.
- C. *The **Secretary** shall:*
 - 1. Notify the Board and all Stockholder's of the Annual Stockholder's Meeting.
 - 2. Record and file the minutes of all special and Board meetings of the CLUB.
 - 3. Attend to all correspondence pertaining to the CLUB.
 - 4. Shall consult with the Membership Chairperson to process any requests for members who desire to go on the Surrender or Swim-off List.
 - 5. Perform all such duties pertaining to the office as may be asked by the Board.
- D. *The **Treasurer** shall:*
 - 1. Attend to keeping the accounts of the CLUB, collecting its revenues, and paying its bills as approved by the Board or other agency authorized by the Board to incur them or oversee such activities being performed by the Assistant Treasurer or an employee of the CLUB.

2. Shall deposit funds of the CLUB received in the name of the CLUB in such depository as may be authorized by the Board or oversee such activities being performed by the Assistant Treasurer or an employee of the CLUB.
 3. Issue financial statements at all regular Board meetings and special meetings as appropriate, or oversee such activities being performed by the Assistant Treasurer, or an employee of the CLUB.
 4. Issue monthly financial statements to the Board and the most recent financial statement at the Annual Stockholders' meeting.
 5. Shall ensure that the year-end tax filing [form 990] is properly completed and timely filed.
- E. *The Assistant-Treasurer (if appointed), shall:*
1. Attend to the financial matters as directed by the Treasurer and/or the Board.

Article V: Membership

Section 1 - Classification of Membership:

- A. *ACTIVE* - A Stockholder, who possesses a paid-up Stock certificate with no assessments, has paid the current year's dues and any special assessments. These members have full CLUB privileges including voting rights and the opportunity to be elected to a position on the Board.
1. Active members are required to pay the full value of a Stock certificate and current membership dues upon joining the CLUB.
 2. As of December 2005, Active members who possess a *ten-year-old Stock certificate* are eligible to select the Senior Membership option. A \$100 discount will be applied to the member's annual membership dues. Only ONE family member is permitted to be listed on the Senior Membership. All other family members or guests visiting the CLUB with said member will be charged a guest fee.
- B. *NON-ACTIVE* - A member who is enrolled in a CLUB payment plan (1 or 2), who has met the required payments of his/her Stock certificate, annual membership dues and all other applicable fees of the enrolled plan. This member has full CLUB privileges, but is not permitted to vote or hold a Board position until the Stock certificate is paid in full. A member may elect to complete a payment plan (1 or 2) earlier than required without penalty.
1. Subscription Plan-A six-month payment plan for the Stock certificate value.
Upon joining the CLUB, a Stock certificate payment of ½ (\$150.00) the Stock certificate value plus the current year's membership dues is required. The final payment is due by October 31 of the current year and shall include the final ½ (\$150.00) of the Stock certificate value. Any payments received after October 31 of the same year will be considered "late" and will incur a \$10.00 per month additional fee. A membership pass will not be issued until all fees are paid in full. Once a member has met the required payments of the Subscription Plan, one Stock certificate will be issued in the member's name. If a member fails to meet the required payments of the Stock certificate, all monies paid to date are surrendered and that person has no claim to membership in the CLUB.
 2. Associate Plan- A four-year payment plan for the Stock certificate value.
Upon joining the CLUB, and for the next three subsequent years, the annual required payment shall include a Stock certificate payment for ¼ (\$75.00) of the Stock certificate value plus the current year's membership dues. Once a member has met the required payments of the Associate Plan, one Stock certificate will be issued in the member's name. If a member fails to meet the required payments of the Stock certificate, all monies paid to date are surrendered and that person has no claim to membership in the CLUB.
- C. *TRIAL*- A member who has paid the current year's dues and any special assessments. These members have full CLUB privileges but are not permitted to vote or hold a Board position.
1. Upon joining the CLUB, the required payment shall be the current year's membership dues plus \$50.00. No refunds of trial membership fee will be issued.
 2. The Trial Membership is for ONE season only; members will be required to purchase a stock certificate the following year. If a trial member wishes to join the CLUB the following season, he/she must become an Active or Non-Active member of the CLUB as defined above.
 3. As of the 2003 season, the CLUB will offer a Single Season Trial Membership. Fees and guidelines will be voted on by the Board prior to the current season's opening day. All Rules, Regulations and CLUB Bylaws apply. A new vote will be cast every year to decide whether to continue the trial membership option. Availability of trial memberships will be based on current openings according to the existing Bylaws.
- D. *Surrender List* - A Stockholder, possessing a Stock certificate dated prior to January 1, 2003, who has requested in writing to the Board of their intent to go on the Surrender List. These members do not have CLUB privileges, are not permitted to vote or hold a position on the Board.
1. A Stockholder possessing a paid-up Stock certificate with no assessments but is not required to remit the current year's membership dues or special assessments because the member has notified the CLUB in

- writing according to Article V, Section 5 of their intent to go on the Surrender List. Any Stockholder owing membership dues, fees or other assessments will be required to pay these fees before being placed on the Surrender List.
2. If a member decides to revoke their surrender status AFTER the start of the current swim season and return to active membership, they may only be reinstated in compliance with the current CLUB Bylaws. (See Article V, Section 5-E.)
 3. All Stock certificates dated prior to January 1, 2003, are eligible for Surrender status. A Stock certificate dated on or after January 1, 2003, holds Swim-Off status only.
- E. *Swim-Off List* - A Stockholder, possessing a Stock certificate dated on or after January 1, 2003, who has requested in writing to the Board of their intent to go on the Swim-Off List. These members have full CLUB privileges, but are not permitted to vote or hold a position on the Board.
1. A Stockholder possessing a paid-up Stock certificate with no assessments who has notified the CLUB in writing according to Article V, Section 6 of their intent to go on the Swim-Off List. Any Stockholder owing the difference between the annual membership dues and the value of the Stock certificate, fees or other assessments will be required to pay these fees before being placed on the Swim-Off List.
 2. If a member decides to revoke their Swim Off status AFTER the start of the current swim season and return to active membership, they may only be reinstated in compliance with the current CLUB Bylaws. (See Article V, Section 6-C.)
 3. As of December 2002, any Stock certificate issued on or after January 1, 2003 holds swim-off status only. The member may apply the value of the Stock certificate as payment for annual dues during their last season at the CLUB.

Section 2 - Types of Membership

- A. *Family Membership*: A Family Membership shall be defined as a husband and/or wife and their unmarried children, or children under legal guardianship of the member who reside in the same household and who are (1) either under nineteen years of age or (2) are under twenty- four years of age and are enrolled as full-time students. All other family members are considered guests and appropriate guest fees will apply.
1. Family information that is not in conformity with the above description shall require approval from the Board. All exceptions will require an annual letter of request to the Board with detailed information and documentation prior to March 1 of the current swimming year.
 2. Family members, nineteen to twenty-four years of age, will be required to submit one of the following: A photocopy of a valid PA Driver's License or College ID. *All other forms of identification require Board approval.*
 3. In the case of divorced parties, membership passes will be issued to both parties as long as the Stock certificate is in both names. No passes will be issued to boyfriend or girlfriend of either party unless the Board receives written notification that one spouse relinquishes his/her right to the pass.
- B. *Single Membership*: A Single Membership shall be defined as an individual who has attained the age of eighteen (18) years of age who does not meet the qualifications of the family membership. Only one person is permitted on the pass.
- C. *Babysitter*: A person selected by the member to be listed as a Babysitter on the member's pass. This person has full CLUB privileges while at the CLUB with the member but is not permitted to vote or hold a position on the Board. This person will be responsible for the member's children in their absence and is expected to follow all Rules, Regulations and Bylaws of the CLUB.
- D. *Observer*: A person selected by the member to be listed as an Observer on the member's pass. This person does not have CLUB privileges (no swimming) and is not permitted to vote or hold a position on the Board. This person will be responsible for the member's children in their absence and is expected to follow all Rules, Regulations and Bylaws of the CLUB.

Section 4 - Privileges and Duties of a Stockholder

- A. Once all Stock requirements, membership dues, fees and assessments are paid in full, the member will be issued one non-transferable, non-assignable, non-interest bearing Stock certificate. Membership dues are payable annually. The amount shall be determined by the Board. All current members will be billed via mail in January of the current season. Failure to respond to a dues notice does not relieve the member of his/her obligation to pay. Membership dues are to be postmarked by April 30 of the current season in order to avoid a late fee.
- B. If a member fails to notify the Board in writing of his/her intent to surrender or swim-off their Stock certificate by April 30 of the current swim season, an assessment will be made against the value of the Stock certificate. (See,

Article VI, Section 1, D.) Assessments will accrue on the value of the Stock certificate until the member notifies the Board of his/her intentions. This member will not have CLUB privileges until all payment requirements are met and their account is cleared of all assessments and fees.

- C. If a member continues not to remit yearly dues and assessments; assessments will continue to be made against the Stock certificate until the value is zero. Once the amount of the assessment equals or exceeds the value of the Stock certificate, the Stock certificate is then considered worthless and that member has no further claim against the CLUB.
- D. Additional Fees including, but not limited to, late fees and returned check fees will be set by the Board annually and defined in the Rules and Regulations or Membership Application of the CLUB. (See, Article VI, Section 2)

Section 5 - Surrendering Stock Certificates

- A. Stockholder who possesses a Stock certificate dated prior to January 1, 2003, may request their CLUB Membership be cancelled and their name placed on the Surrender List for Stock certificate reimbursement.
- B. A Stockholder must notify the Board in writing by March 1 of the current year of his/her intention to be placed on the Surrender List. Failure to notify the Board by April 30 of the current swim season will result in assessments to the value of the Stock certificate. (See, Article VI, Section 1, D.)
- C. Once the Board receives notification of a Stockholder's request to surrender his/her Stock certificate, the Board will assign the Stockholder a Surrender List number. Surrender List numbers are assigned in the order in which they were received by the Board. It is the responsibility of the Stockholder to verify that his/her letter has been received by the Board.
- D. The Board, at its sole discretion, will allocate payment for the surrendered Stock certificate from the general funds of the CLUB as financially feasible for the CLUB. Reimbursement shall be in the order of their assigned Surrender List number. A certified letter will be mailed to the stockholder once payment is approved by the Board. It is the responsibility of the stockholder to respond and remit all required documents to the CLUB by the requested date in the letter. Should a stockholder not comply, an assessment will be applied to the value of the Stock certificate. (See, Article VI, Section 1, E.)
- E. A Stockholder may revoke his/her surrender status without penalty by contacting the Board and remitting payment of the current annual membership dues by April 30 of the current year. If a Stockholder does not notify the Board until after the start of the current swim season, the Stockholder will be required to repay the full value of the Stock certificate, annual membership dues, late fee as well as any assessment that has been applied to the Stockholder's Stock certificate. A membership pass will not be issued until all payment, assessment and fee requirements are met.

Section 6 – Swimming-Off Stock Certificates

- A. All Stockholders, who possess a paid-up Stock certificate with no assessments, has paid the current year's membership dues and any special assessments on their account may request to swim-off his/her Stock certificate. As of December 2002, any Stock certificate issued on or after January 1, 2003 holds swim-off status only. The member may apply the value of the Stock certificate as payment for annual dues during their last season at the CLUB. Once the value of the Stock certificate is depleted, the member has no further claim against the CLUB. **As of December 2009**, swimming-off a Stock certificate is to be completed in one year. Multiple year swim-offs are no longer permitted.
- B. A Stockholder must notify the Board in writing by March 1 of the current year of his/her intention to be placed on the Swim-Off List. Failure to notify the Board by April 30 of the current swim season will result in assessments to the value of the Stock certificate. (See, Article VI, Section 1, D.)
- C. The member must submit his/her letter of request, Stock certificate and monetary difference between the value of the certificate and the current years' dues in order for the Board to consider placing a member on the Swim-Off List. The number of members permitted to swim-off in a season is at the sole discretion of the Board. **As of December 2007**, The Board decided to waive the \$10.00 difference between the Stock certificate value (\$300.00) and membership dues (\$310.00) for the 2008 Swim Season. Stock certificates hold a one-year value for swim-off in that the membership dues exceed the Stock certificate value. **As of December 2009**, the difference between the value of the Stock certificate and membership dues will be the responsibility of the member. The monetary difference is to be submitted with the member's letter of request to the Board by March 1 of the current year.
- D. Should a member on the Surrender List choose to be placed on the Swim-Off List, the member must notify the Board in writing by March 1 of the current year of his/her intention to swim-off instead of surrendering his/her Stock certificate. Once permission is granted, the decision is irrevocable. The member must continue to swim-off in consecutive years until the Stock has no further value. Should the value of the Stock certificate not equal the annual

membership dues and assessments, the member must pay the difference or forgo any claims as to the Stock certificate value.

Section 7 - Suspension or Expulsion

- A. Any member may for cause, after having been given the opportunity for a hearing, be suspended for a period not exceeding three months by a two-thirds (2/3) vote of the Directors of the Board present at any meeting thereof, or be expelled by a three-fourths (3/4) vote of the entire membership of the Board. Cause for suspension or expulsion shall, in general, consist of a violation of the Rules and Regulations or these Bylaws of the CLUB or conduct unbecoming of a lady or gentleman.
- B. The Board may delegate to the Chairperson of the Pool and Grounds Committee or to the Chairperson of the Rules Committee or to a responsible employee of the CLUB the power to suspend CLUB privileges for a violation of the CLUB rules and regulation, provided such suspension does not exceed three (3) days. A written report of such suspension containing reasons therefore shall be submitted to the CLUB President within twenty-four (24) hours.
In the case of expulsion:
 1. The Stockholder loses all CLUB privileges.
 2. The Stock certificate will have no value to the expelled member and the total value of the Stock certificate reverts to the CLUB.
 3. Any member thus expelled must forfeit their Stock certificate of membership.

Section 8 - Rules

- A. All members of the CLUB shall be accorded the facilities of the CLUB subject to the CLUB Rules and Regulations, which shall be posted at all times on CLUB property or website.
- B. A membership pass shall be issued by the Membership Chairperson upon payment of annual membership dues, required Stock certificate payments, assessments and all applicable fees to every family.
- C. In exchange for value to the CLUB, The Board, at its sole discretion, may extend the privileges of the CLUB to any person(s).
- D. The Board shall fix the terms and conditions upon which guests of members may use CLUB facilities.
- E. Any property of the CLUB broken or damaged by a member or their guests shall be paid for promptly by the member.
- F. The CLUB assumes no responsibility, and members and their guests have no claim against the CLUB, for loss or damage to any and all property of members or guests brought into or left in the CLUB building or CLUB grounds. The CLUB assumes no responsibility, and members or their guests can have no claim against the CLUB, for any accident or injury to any person or their property including electronic devices.
- G. During normal CLUB hours no intoxicating beverages shall be brought onto CLUB grounds.

Section 9 - Number of Members

The number of CLUB Memberships shall be established at 325, but may, at the discretion of the Board, be decreased or increased at any time.

Article VI - Fees and Dues

Section 1 - Annual Dues and Assessments

- A. The annual membership dues shall be determined by the Board.
- B. All membership renewal payments are to be postmarked by April 30 of the current year.
- C. Special assessments in excess of thirty-five dollars (\$35.00) per membership per year must be approved by a two-thirds (2/3) vote of the membership present in person or by proxy at a duly authorized meeting.
- D. If a Stockholder does not inform the Board of their intention to surrender or swim-off his/her Stock certificate according to section Article V, Section 5,6 an assessment of ten percent(10%) of the Stock certificate value will be applied each month against the Stock certificate value until the value of the Stock certificate reaches zero.
- E. If a Stockholder, on the Surrender List, does not respond by the requested date of the certified surrender reimbursement letter, an assessment of ten percent (10%) of the Stock certificate value will be applied each month against the Stock certificate value until the value of the Stock certificate reaches zero.
- F. A hardship is defined as financially or physically unable to meet the requirements of the CLUB. Any member who is in a hardship position must contact the Board in writing prior to March 1 of the current year with detailed information about your situation. Each hardship case will be brought before the Board for consideration.

Section 2 - Additional Fees

- A. There shall be a fifty dollar (\$50) late fee for renewal membership dues payments postmarked on or after May 1 of the current year.
- B. Subscription/Associate Plan members shall be assessed a ten dollar (\$10) late charge per month if payment on the Stock is not received according to schedule.
- C. Returned Check Fee will be determined annually by the Board.
- D. Replacement/Additional Pass Fee will be determined annually by the Board
- E. Guests Fees will be determined annually by the Board.

Section 3 - Indebtedness

- A. Indebtedness, other than fees and dues shall be determined by the Board. Any members failing to pay other indebtedness shall be considered delinquent in his/her membership to the CLUB and may be suspended if indebtedness is not paid within 30 days. Any member thus suspended shall immediately be notified in writing by the Board Secretary of said suspension and shall thereupon cease to be a member of the CLUB. The Board, at its discretion, may reinstate any member upon request and repayment of all indebtedness to the CLUB. Any member thus suspended MUST forfeit their Certificate of membership.

Section 4 - Initiation Fee

Any initiation fee may be charged to each new member in addition to other dues and assessments set forth at the discretion of the Board.

Article VII - Membership Meeting

Section 1 - Annual Meetings

- A. An annual meeting of the CLUB shall be held during the first quarter of each calendar year at such time and place as the Board may determine.
- B. The annual meeting shall be for the purpose of electing Directors, presenting financial statements, presenting committee reports, and for the transaction of such other business as may be indicated in the notice, or as may be brought before it.
- C. Nominations for any candidate to be elected at the annual meeting may be made by any active member from the floor, subject to the nominee's consent.

Section 2 - Special Meetings

Special meetings may be called by the Board or by the membership upon written request of any ten percent (10%) of the Stock-holding members to the Board Secretary, stating the purpose thereof. A special meeting shall be called within ninety days of such written request.

Section 3 - Notification of Meetings

A ten (10) day notice will be given prior for all monthly meetings to all members currently serving on the Board. The notice of the annual meeting shall include the names of candidates for directors nominated by the Board. The notice of any special meeting shall state the purpose thereof, and no other business shall be transacted at that meeting.

Section 4 - Voting

Active members are entitled to vote in person or by proxy. Voting shall be by voice unless otherwise determined by the presiding officer of the meeting, or unless a written request is demanded by at least ten (10) members.

Section 5 - Quorum

At any Stockholder's meeting, ten percent (10%) of the existing, active membership present, either in person or by proxy, shall be a quorum for the transaction of all business.

Article VIII - Committees

The standing committees of the CLUB shall be Concession Stand, Finance, Membership, Personnel, Pool and Grounds, Publicity, Rules and Bylaws, Social, and Swim Team. In addition, there shall be other such committees, either permanent or temporary, as the Board may deem necessary for the proper operation of the CLUB.

Section 1 - Chairperson

A chairperson for each committee shall be appointed from among the Board by the CLUB President.

Section 2 - Duties

The duties of the various committees shall be defined by the Board and by these Bylaws.

- A. Concession Stand
 - 1. Daily account of all sales receipts and reports.
 - 2. Responsible for the scheduling of employees, implementation of Rules and Requirements set by the CLUB and Allegheny County Health Department.
 - 3. Prepares a monthly report to be presented at a Board meeting.
- B. Finance
 - 1. The Finance Committee shall consist of the Treasurer, President and Vice-President, and may include an Assistant-Treasurer when one is elected.
 - 2. Prepare or oversee monthly financial statements, annual statements and year-end tax filings.
 - 3. Attend to all other financial matters of the CLUB.
- C. Membership
 - 1. Keep a record of all active members and members of their families.
 - 2. Make and issue a membership pass for each eligible member after payment of dues to the Treasurer.
- D. Personnel
 - 1. Review employment applications as needed and recommend candidates to the Board.
 - 2. Recommend pay rates, salary amounts and bonuses, if any, to the Board for approval.
- E. Pool and Grounds
 - 1. Assess all physical facilities of the CLUB as to its operational condition.
 - 2. Repair all damaged or broken equipment or delegate persons for same.
 - 3. Report to the Board as to the condition of all such equipment and facilities.
 - 4. Obtain estimates of repair or replacement as necessary.
- F. Publicity
 - 1. Coordinate the publicity for the CLUB or any function of the CLUB as determined by the Board.
- G. Rules and Bylaws
 - 1. Define the Rules and Regulations under which the pool shall operate.
 - 2. Make available a written list of such rules to all new members.
 - 3. Determine fees for guests with the approval of the Board.
 - 4. Review Bylaws on a regular basis and recommend changes to the Board.
- H. Swim Team
 - 1. Coordinate all Swim team activities with the coach and pool manager (meets, fund raising, supplies, etc.).
 - 2. Maintain financial records for the swim team.
 - 3. Act as CLUB representative to the Eastern Swim Association (ESA).
 - 4. Maintain dues in the ESA.
 - 5. Responsible for obtaining officials for all swim team meets.
 - 6. Maintain a roster for all swim team members.
 - 7. Inform coach and committee of official ESA rules.
 - 8. Report all swim team activities to the Board.

Article IX - Amending the Bylaws

These Bylaws may be amended by a two-thirds (2/3) vote of the active members present, in person or by proxy, at a duly constituted meeting of the membership. Written notice of ten (10) days by the Board Secretary of said meeting must be given to the membership, and this notice must state the purpose of amending the Bylaws of said meeting.

Article X - Miscellaneous

Section 1 - Liability of Board Members

- A. Each person who acts as a director or officer of the CLUB shall be indemnified by the CLUB and its members against amounts actually and necessarily incurred by him/her in connection with any action, suit, claim, or proceeding as a result of his/her having been a director/officer of the CLUB, except in relation to matters as to which he/she shall be individually adjudged in such action, suit, claim, or proceeding to be liable for gross negligence or willful misconduct.
- B. The right of indemnification provided therein shall extend to each director or officer referred to in (a), whether or not he/she is such a director/officer at the time such costs or expenses are incurred, and in the event of the death or incompetence of such director/officer, shall extend to his/her legal representatives.