

SHARKS CLUB

BY-LAWS

ARTICLE I. GENERAL

Section A. Name of Organization: Sharks Club, Home of the Cuenca Pool League (the "Club").

Section B. Club Purpose: The Club is formed to provide facilities for a community of adults wishing to participate in pool activities including practice, private play, league play and tournament play in a well-ordered, positive and congenial environment.

Section C. Authority: This Club shall be operated as a private membership club under the authority and control of the Board of Directors (the "Board").

Section D. Interpretations: Any and all interpretations of the meaning of any part of these By-Laws is in the sole discretion of the Board. Any disagreements shall be arbitrated by the Board, and the decision of the Board shall be final.

ARTICLE II. MEMBERSHIP

Section A. Membership: Application for membership is open to any adult whether a resident of Cuenca, or a visitor to the city. Membership is approved by the Board, in its sole discretion. Minors are not allowed as either members or guests of the Club. Membership has no minimum term: members who have paid their monthly dues in a timely manner are considered members in good standing.

Categories of membership include the following:

- Individual- membership of an individual who either lives in Cuenca or will be living in Cuenca for an extended time and wishes to play pool on a regular basis.
- Family- membership of spouses/significant others where both wish to play pool. This category does not extend to adult children of members. In this case, the adult children must become members themselves if they wish to play pool other than as a guest.
- Traveling / Part Time- membership for those who, for instance, live in Cuenca but are typically out of town for longer than one month on a consistent basis.

Dues for each category of membership are outlined in the schedule of Fees.

Membership shall be contingent upon timely payment of dues; following all applicable rules of conduct as listed in the Club Rules; and are otherwise subject to review by the Board.

There shall be no requirement for subsequent membership in an affiliated organization. Any such affiliation would be optional on the part of the individual Club member. Participation in the Club league play (the "League") may require participation membership in other organizations.

Section B. Guest Policy: Members in good standing may bring a maximum of two (2) guests at any one time. Members bringing guests must be present at all times. The guests may have use of the Club facilities and by their attendance agree to abide by all Club rules.

Guests are permitted to visit the Club a maximum of five times per year and must then become members in order to continue enjoying benefits. The partners or spouse of a member in good standing is not limited in visits unless they wish to shoot pool. In this case, they will fall under the guidelines for "guests".

Section C: Suspension, limitation or revocation of Membership: A grievance may be brought by any member about another for activities considered detrimental to the Club. Consideration of such grievance by the Board may ultimately warrant warnings, suspension, limitation or revocation of membership. Activities that may illicit a grievance may include, but are not limited to, disruptive behavior; physical violence; abusive or obscene language; sexual harassment; unauthorized use of Club premises or equipment; damage to fixtures and/or equipment; or action in violation of these Bylaws or Club Rules.

For anyone wishing to bring a grievance about another member to the Board, such grievance should be brought within 30 days of a specific event, if any, and must be submitted with particulars, in writing, to any Officer or Director and forwarded to the President. Grievance details will include the name of the party or parties involved and a complete description of the incident or activity. The President will consult with the Board to determine action on the grievance. If the grievance includes a Club Board member, then that member will be excluded from the review. A Club officer will advise the grievant, documenting the decision in writing with details about the action to be taken.

In determining the appropriate action to be taken relating to the particulars of the grievance, only members of the Board will be involved in a decision. If the Board feels that a meeting with the relevant parties is necessary, such meeting will be scheduled to accommodate the schedules of those who need to appear.

The Board will submit its findings and determinations to all applicable parties, including a recommendation for disposition of the grievance. The recommendation for disposition will be one of the following:

Dismissal of grievance: If the Board finds no reasonable justification for the grievance, it will be dismissed.

Warning: If the Board finds complete or partial justification of the grievance, the Board will issue a written warning and caution that any future grievances found to have cause may result in limitation of member privileges, suspension, or revocation of membership in the Club. If within one year of a written warning, there is no further conduct of a similar nature by the member, the written record will be destroyed.

Suspension: If the Board finds that the circumstances require a suspension of the member's Club participation, the Board can recommend suspension for a period ranging from one month to a year. During suspension, the member may not participate in Club functions, have access to dedicated Club rooms, or attend Club meetings. Alternatively, the Board may suspend a member from certain Club functions without suspending their access to the Club.

Revocation: If the Board finds that it is in the best interest of the Club and its members to revoke the membership of any member, it shall notify that member in writing. Revocation of membership shall be effective immediately upon written notice by the Board to that member.

The Board's decision in this matter is final and is not appealable. No person whose membership has been revoked may reapply for membership, nor may they visit the Club under the allowances of a guest of another member or as a prospective new member without the express approval of the Board.

Section D. Dues: The monthly dues are established by the Board and may be reviewed annually for changes. Dues are payable by the 10th of every month or may be paid in advance. Those members who have not paid their dues in a timely manner shall not be eligible to participate in Club functions, including league play or tournaments, until their dues are brought current.

Members who have not paid for a period of two consecutive months will be removed from the member roster. They may apply to rejoin the Club by written request to the Board. Fees for rejoining shall be determined by the Board and listed in the Rules.

The Board may create additional membership dues categories that will consider periods of extended travel, family emergencies, extended illness or other extenuating circumstances. Such additional dues categories will be listed in the Club Rules as they may be amended from time to time.

Dues are non-refundable.

Section E. Cuenca Pool League: The Cuenca Pool League ("Pool League") is an in-house pool league open to all Club members in good standing. Participation in the Pool League may require membership in other pool associations as outline in the Club Rules.

ARTICLE III. OFFICERS

Section A. Officers/Terms: The officers of the Board shall consist of the President, Vice President, Secretary, Treasurer or Secretary/Treasurer. Club officers are named on an annual basis.

Section B. Club Board: The above Club Officers are a part of the overall Club Board.

Section C. Officers' Responsibilities: The responsibilities of each officer are as follows:

President: The President shall preside over all Club General Membership meetings and meetings of the Club Board; be responsible for the administration of all Club business; shall act as principal liaison between the Club and its members; and shall ensure the financial and administrative integrity of the Club.

Vice President: The Vice President has the customary role of standing in for the President in her/his absence, and keeping the President informed on all aspects of Club business conducted in his/her absence. The Vice President shall perform other duties as assigned by the President.

Secretary: The Secretary will attend all Board and general membership meetings, record minutes of meetings, and arrange its distribution to members as deemed necessary by the Board.

Treasurer: The Treasurer manages the finances of the Club, receives all monies, and pays all bills owed by the Club. The Treasurer keeps records of all financial transactions, prepares

financial reports for meetings, and submits requested reports to the Board at its discretion. Further, the Treasurer maintains records of dues payments by members, and as a courtesy may alert any member that is late in payment.

Secretary/Treasurer: If these offices are combined, so are the above duties.

Section D: Appointment of the Board: There shall be a total of seven (7) Board members, including the above-mentioned officers. Board members shall also serve as the Rule Committee for the Club.

Members of the Board shall serve for a period of one year, beginning on January 1 and ending on December 31 of each calendar year. Members of the Board who are appointed to fill an absence shall serve the remainder of the calendar year. All members of the Board, including the officers, shall serve without compensation.

On or before December 31 of each year, the Board shall convene to discuss Board membership for the next year. The President will accept nominations from the existing Board for the next year's Board, and a vote will be taken for each seat. Members shall be named based on a majority vote in their favor.

Section E: Vacancies of Officers: An Officer or elected Director who resigns or otherwise does not complete the full term of office may be replaced by appointment by the Board. At the completion of the term, a replacement will have the opportunity to be re-elected for a full consecutive term.

ARTICLE IV. OPERATIONS:

The Club shall operate as a private membership club for the sole benefit of its members in good standing. All activities conducted by and within the Club shall be as outlined in these By-Laws and as further outlined in the Club Rules. No outside commercial activity is allowed, and no member shall conduct any commercial activity by use of Club facilities. The Sharks Club shall not be liable for any loss or injury to any member or guest or to any property of same while on the premises of the Club.

Section A. Meetings: A General Membership Meeting may be held at the discretion of the Board. Any member in good standing may submit a written request to the Board for a General Membership Meeting. Such written request must specifically outline the matter the member wishes to have discussed by the membership. The Board, in its sole discretion, may approve or decline the request. All members in good standing are eligible to attend and participate in discussion of matters related to the Club. The Board has the authority to set the frequency and times of its meetings and other general membership meetings as needed.

All issues presented by the members shall be discussed and taken under consideration by the Board. Special meetings may be called at any time by the President or by any two (2) members of the Board, provided notice of such meeting has been given by e-mail at least five (5) days prior to such meeting.

Section B. Conduct of Meetings/Parliamentary Procedure: Club business meetings shall be conducted according to Roberts Rules of Order.

Section C. Club Communications: shall be shared with all members in good standing. It is the responsibility of each member to ensure the Secretary has a current a email address.

ARTICLE V. FINANCE

Section A. Expenditures: The Board as a whole shall authorize all expenditures other than regular monthly payment of utilities, rent and other regularly scheduled bills. The individual amount the Treasurer is authorized to spend without Board approval is \$200.

Section B. Financial Reports: Upon written request to the Board, the Treasurer’s monthly financial reports may, at the Board’s discretion, be available for review by members of the Club in good standing following approval of the report(s) by the Board.

ARTICLE VI. AMENDMENTS TO BYLAWS AND STANDING RULES

Section A. Amendment of the Bylaws of this Club shall require a supermajority vote by the Board: that is, by a vote in support of at least five (5) members of the Board.

Section B. Amendment of the Rules of this Club may be by a simple majority vote by the Board.

THESE BY-LAWS ARE PASSED AND ADOPTED THIS 20 DAY OF July, 2021
BY THE BOARD OF DIRECTORS. ALL PREVIOUS VERSIONS OF THE BY-LAWS ARE
HEREBY SUPERSEDED.



Brian Brown, President