

# ATLANTIS CRICKET CLUB – NY

## CONSTITUTION & BY-LAWS



Adopted January 27, 2002

Amendments Pending Approval

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## ARTICLE I

### NAME OF ORGANIZATION

- a) The organization shall be known as Atlantis Cricket Club - NY, hereinafter “Atlantis” or “the Club”. The tag line “**Atlantis...More than just cricket!**” may be used in conjunction with the Club’s name.

## ARTICLE II

### ADDRESS OF ORGANIZATION

- a) In the absence of a fixed structure bearing a postal address, the address of the organization shall be determined by the duly elected Board of Directors, and may be, but not limited to a Post Office Box address, or other postal mailing address recognized as the current address(es) of the Club.

## ARTICLE III

### OBJECTIVES AND STATUS

- a. Whereas, cricket has been an integral part of the activities of Atlantis and has been the unifying source for the collective effort of those individuals who thought it fit and proper to establish such an organization in 1966, primarily for the promotion and participation in competitive events of the sport of cricket. The organization has on this date February XX, 2019 unanimously agreed to adopt the herein revised and amended Constitution and By-Laws governing the management of Atlantis and to incorporate those tenets which cover activities involving members of said Atlantis beyond the core activity of the game of cricket.
- b) The organization shall seek to maintain a not-for-profit status under the Laws of the State of New York governing such not-for-profit organizations. The organization shall abide by the New York State not-for-profit laws, including the power to solicit, receive and maintain funds and real and personal property; and to utilize such funds as may be considered necessary in achieving the aims and objectives of the organization.
- c) To advance the ideals of the organization, Atlantis shall engage in such charitable, sporting, community, educational, and other activities as will ensure that the organization qualifies and maintains its tax exempt status under the applicable Laws of the State of New York and the United States of America.
- d) Atlantis shall refrain from supporting or engaging in any activities designed to influence or assist in the election to public office of any individual or group of individuals anywhere in the United States of America.

## **ARTICLE IV**

### **MISSION STATEMENT**

**Atlantis' mission is to promote and help the game of cricket grow in the United States of America through men, women and youth cricket initiatives, encourage a sense of camaraderie amongst its members, play fair and competitive cricket, and be socially involved in activities that benefit its members and the community-at-large through education and social engagement.**

## **ARTICLE V**

### **THIS ORGANIZATION SHALL BE PERPETUAL**

1. This Constitution and By-Laws may be altered or amended by a two-thirds vote of the general membership present at a duly noticed and calendared General Meeting of the club; provided, however, that this article shall not apply to, or authorize any amendment, alteration, or repeal of, Article I.
2. The particular business and objective of Atlantis shall be to promote and support all matters pertaining to the game of cricket and to the welfare of its members. Atlantis shall remain free of involvement on issues that concern personalities, unless those issues directly impact the management of the club.

# BY-LAWS

## ARTICLE VI

### BOARD OF DIRECTORS

1. There shall be a Board of Directors (hereinafter referred to as the Board) consisting of the following nine (9) officers - President, Executive Vice President, Vice President, Secretary, Treasurer, Assistant Secretary/Treasurer, Manager, Captain and one Trustee.
2. Officers of the Board shall be elected for a term of two years at a time, and may serve for more than one continuous duly elected term of office.
3. The Board shall be elected at the Annual General Meeting of the Club, to be held no later than February 28 of the year following the expiration year of the serving Board's two-year term of office. The term of each officer shall be for two (2) years. Unless by a two-thirds majority, the conduct of any officer of the Executive Board is determined to not be in accordance with the best interests of Atlantis.
4. The Board through the President shall verbally present a general report of the affairs of the Club to the members at the Annual General Meeting of the Club. The Board through the President or his assigned representative shall also report at other times, if required by a two-thirds majority vote of the Club. The Calendar year of the Club shall begin on the first day of January each year and end on the last day of December of each year.
5. The Board shall hold a regular Board meeting once every month, except during the months of July and August. Special meetings may be called by the order of the President, at any time with at least seven (7) days prior notice.
6. Absence on the part of any member of the Board from a combination of three consecutive regular Board and or General Membership meetings thereof, without a satisfactory reason(s) being given, shall be deemed to be a resignation of that member from the Board.
7. With respect to all questions of construction of these By-Laws, the decision of the Board shall control and be the final binding authority. Wherever the masculine pronoun is used in these By-Laws, it shall be construed as including the feminine.

## **ARTICLE VII**

### **DUTIES & RESPONSIBILITIES OF OFFICERS OF THE EXECUTIVE BOARD**

1. The officers of Atlantis shall be a President, Executive Vice President, Vice President, Secretary, Treasurer, Assistant Secretary/Treasurer, Manager, Captain and one Trustee. They shall be elected at the Annual General Meeting of the Club, and shall hold office for two years thereafter and until their successors are elected. The Board shall also serve as the Club's Disciplinary Committee.

### **PRESIDENT AND VICE PRESIDENTS**

2. The President, and in his absence the Executive Vice President, following which the Vice-President, shall preside at General Membership and Annual General Meetings of the Club and of the Board of Directors. The President shall appoint members of the Standing and Special Committees, and be an ex-officio member of all committees. He shall be responsible for the general management of the affairs of the Club and shall see that all orders and resolutions of the Executive Board are carried out. If the President or Vice Presidents are absent, the Secretary, or in the event of his absence, the Treasurer shall preside. In the event of their absence, those present at any previously scheduled meeting of the Club may elect a Chairperson of the meeting from among those present at the meeting. The President or one of the Vice Presidents shall, with the Secretary or the Treasurer, sign all written contracts and obligations of the Club. In the event of the disability or absence of the President, the Vice Presidents individually, shall possess and exercise all the powers of the President, and in the event of disability or absence of both the President and the Vice Presidents, the Board shall appoint an acting President during the disability or absence for the remainder of the term of office.

### **SECRETARY**

3. The Secretary, and in his absence the Assistant Secretary/Treasurer, shall give notice of all meetings of the Club and of the Board of Directors, and shall maintain the Minutes of all such meetings in written form. He shall inform the President of any incoming correspondence and conduct any required correspondence on behalf of the Club. He shall be responsible for keeping records of the Club and the Executive Board in a safe place with easy access if necessary. He shall maintain an updated record of the Club members contact information, application forms, and any other records pertaining to individual club members. He shall provide all members with a current directory of the Club's membership directory. He shall coordinate with the Treasurer on all necessary Club fees and dues paid, and at the direction of the Treasurer inform members of any outstanding balances and an update of their financial obligations to the Club.

## **TREASURER**

4. The Treasurer, and in his absence the Assistant Secretary/Treasurer, shall collect all entrance fees, dues and/or other monetary contributions, and shall keep an updated record of the accounts of the Club, and report thereon at each General and Executive Board meeting. He shall have the responsibility to disburse funds of the Club in accordance with the authorization of the President and/or any other two members of the Board. The Club's accounts shall be audited at least once a year by the Trustee or another member of the Board, or any such external person appointed by the Board.

## **ASSISTANT SECRETARY TREASURER**

5. In the absence of the Secretary or Treasurer, the Assistant Secretary Treasurer shall assume such role(s) and responsibilities of either office. In the absence of the Treasurer, he shall also serve as an-ex officio member of any committee to which the Treasurer may have been assigned ex-officio status. He will work in tandem with both Secretary and Treasurer in ensuring the Club's Minutes and financial records are kept up to-date, as well as assigned other responsibilities as designated by the President and/or the Board of Directors.

## **CRICKET MANAGER**

6. The Cricket Manager shall be responsible for all cricket related activities involving the Club's cricket teams. He may designate another member of the Club to act in his behalf as Manager of any of the Club's cricket teams. He shall assist the Club captains by pointing out any deficiencies the cricket team(s) may need to address. The manager shall be the custodian of all movable cricketing property of the Club and shall be responsible for their maintenance, repairs, and or replacement.

7. The Board may appoint a Manager or Managers of other special team activities in which the Club may choose to participate. Such a Manager may serve as an ex-officio Member of the Board, but may not have any voting privileges at meetings of the Board.

## **CAPTAIN AND VICE CAPTAIN**

8. The Captain and Vice-Captain of any competitive cricket event involving the Club shall be responsible for all practices and matches played or to be played by the Club's teams. In the Captain's absence the Vice-Captain shall act in his place. The responsibility of being Captain and Vice-Captain also applies both on and off the field of play. The Board may appoint a Captain or Captains of other team activities in which the Club may choose to participate. Such a captain may serve as an ex-officio Member of the Board, but may not have any voting privileges at meetings of the Board.

## TRUSTEE

9. The Trustee Member of the Board shall attend all Board meetings and is entitled to vote on all matters as other members of the Board. Further, the Trustee shall be responsible for ensuring that the Constitution and By-Laws of the Club are adhered to at all times. In the event of a tie, the Trustee shall have the authority to intervene and rule as the final authority on such matters involving a tie or in the interpretation of the Constitution and By-Laws of Atlantis.

## REGULAR OR SUB-COMMITTEES

1. The President shall appoint individual members or groups of members to be responsible for the management and implementation of projects, which the Club chooses to undertake, and outside the realm of the Board of Directors.
2. The President shall assign any member(s) of the club to serve on Regular or Sub-committees as he deems to be in the best interest of the club, or he may assign any such responsibility to the person appointed to chair any such committee.

## MEMBERSHIP

There shall be three (3) designated categories of membership.

1. **Regular Player Membership** - Any person applying for and paying a designated fee for such membership which entitles him to participate on the basis of being selected, in any competitive event, whether internal, external, domestic or international.
2. **Non-Playing Membership** – Any member applying for or having retired his status as a playing member, and paying a designated fee, where applicable, for such membership which entitles him to participate only in non-league competitive cricket events, whether internally or externally. Such members are entitled to such privileges, benefits and/or exemptions as accorded by the Board or based on the recommendation of an organizing committee.
3. **Honorary Life Membership** – Such membership may be accorded upon recommendation and approval of any member who has been a member in good standing for a continuous period of at least five (5) years, and have served the Club on or off the field of cricket in a manner that upholds the principles of the Club.
4. Any person duly accorded Honorary Life Membership of Atlantis is allowed to participate in and all activities internally or externally, competitively or non-competitively, providing the honorary member is selected to represent the Club in such an event.

5. Honorary Life Members are not required to pay membership dues. However, Honorary Life Members are expected to participate, contribute, and pay any or all other surcharges that may be levied at any time. Honorary Life Members may attend Atlantis events free of charge, solely at the discretion of the Board or on the recommendation of the organizing committee.
6. All persons interested in joining the Club, must complete the necessary and appropriate application form for membership of the club. Final acceptance of any application will be determined by the Board, and based on a recommendation of a Club member in good standing.
7. Any member may attend any meeting of Atlantis at the discretion of the President or Chair of a Committee, and shall be accorded the right to participate and debate in any discussion at any such meeting of the Club. Debates should be carried out in a manner that is respectful and considerate to all parties present.
8. Members in good financial standing and Honorary Life Members may vote at any General Membership or Annual General Meeting of Atlantis, or designate a Proxy to vote on their behalf. Such person exercising the Proxy vote must be identified ahead of the meeting and be so recognized by the Chair or Returning Officer of an election.
9. Only members of the Board of Directors and the Trustee may vote at meetings of the Board.
10. All members in good standing have an equal right to hold elective office in Atlantis and be appointed to any committee(s).
11. Membership of Atlantis terminates under the following conditions:
  - a. Failure to pay dues for two consecutive years without a satisfactory reason being given.
  - b. Voluntary withdrawal of membership by written notice to the Secretary of Atlantis.
  - c. Expulsion by the Executive Board for severe disciplinary reason(s) or for actions termed detrimental to the Club.
12. A person may have his membership renewed upon the recommendation of at least two (2) members of the Club and upon paying any monies owed the club and any outstanding membership dues for the period during which the membership was suspended or terminated.

## **DUES**

1. An annual membership fee set forth by Atlantis must be paid by April 30 of every calendar year. A member is deemed Non-Financial when his dues are not paid by the designated time set forth by the Club. Any member who becomes Non-Financial will not be allowed to participate in the Club's activities and will forfeit the right to vote.

## **ARTICLE VIII**

### **ELECTION OF OFFICERS**

1. A Returning Officer shall be appointed by acclamation or the majority of those members in attendance on the day of the election. He shall insure that all electoral guidelines are followed in accordance with Article VII of these By-Laws.

2. All Directors must be nominated and seconded from the floor. Voting shall take place by secret ballot, unless a candidate is unopposed, in which case voting may be by acclamation. The candidate receiving the majority of votes shall be declared elected to the office to which he was nominated. In the event of a tie between two candidates, as many as two more ballots may be taken. If, however the tie shall exist after the third ballot, the Trustee of the outgoing board shall cast the deciding vote for the position in question. In the absence of the Trustee, a deciding vote shall be cast by the officiating Returning Officer.

### **VOTING**

1. In non-election voting, the President may request voting by a show of hands, alternately by those in favor and those opposed.

2. A quorum consisting of one-third of the financial members must be present at all meetings for the transaction of Atlantis' business. The Secretary, Treasurer or Trustee may determine whether there is a quorum, based on information available at the time of the request.

## **ARTICLE IX**

### **RULES VIOLATION**

1. The following guidelines are intended to serve only as a guide for all members of Atlantis. However, the Board serving as the Disciplinary Committee reserve the right to determine what

behavior or actions may be deemed and/or considered inappropriate or non-representative of Atlantis.

2. All members of the Club must conduct themselves in a manner befitting of an organization that is held in the highest regard, and be respectful to all fellow members as well as the general public, at all times.
3. Members should be properly attired at all times and should represent the Club in any selected event in a designated uniform representative of Atlantis. Such uniform to be worn with the pride and dignity consistent with maintaining a very high standard of excellence for the organization, at all times.
4. Members must show the highest respect and regard for Officers of the Executive Board as well as officials present at or officiating in any event involving Atlantis.
5. All members must refrain from the use of foul or other inappropriate language while in any meeting or activity involving Atlantis.
6. All members must refrain from the destruction of property belonging to Atlantis, or the inappropriate use of any such property.
7. Any member(s) granted the use of any property belonging to Atlantis will be held responsible for the safe return of any or all such property, in a manner consistent with the condition in which it was entrusted to the member(s). Such property may include uniforms issued and worn by the member.
8. Any material or property donated to the club by any member or individual, or through the courtesy of any member, shall become the sole property of Atlantis and may not be removed from the club's premises without the written consent of at least two members of the Board.
9. A monetary fine and or suspension of privileges may be imposed by the Board (Disciplinary Committee) for rules infraction. The Board shall settle all disputes, grievances, rules violation or any pertinent matters that are brought to the attention of the President, any such infraction may result in a monetary fine and/or suspension from activities involving the Club, and at the discretion of the Disciplinary Committee.
10. Rude and obnoxious behavior, violence and profanity will not be tolerated at any time. Any member involved in an altercation at an event sponsored wholly or in-part by Atlantis or while representing Atlantis at an event, match or Club activity will be considered in violation of the Club's ethical standards, and is subject to disciplinary action. A member or any individual witnessing the behavior of an Atlantis member that is not in keeping with the ethical standards as set forth by the

Club shall be entitled to report such behavior to any member of the Board. The Board (Disciplinary Committee) shall determine whether the incident requires investigation and disciplinary action.

## **ARTICLE X**

### **MEETINGS OF THE CLUB**

1. There shall be an Annual General Meeting of the Club on any day between January 1st and February 28 of the calendar year, such date to be determined by the Board in advance of the meeting and with twenty-one (21) days written or electronically transmitted notice to all members. Such notice may be date-stamped via e-mail, text or postal mail.
2. Elections for members of the Board of Directors and Trustee shall be held every two (2) years on even-numbered years, and at an Annual General Meeting of the Club with the aforementioned twenty-one (21) day notice given, and for the election of Directors and Trustee.
3. The order of business at the Annual General Meeting shall be -
  - a.) Calling Meeting to Order
  - b.) Opening Prayer
  - c.) Roll Call and Establishment of a Quorum
  - d.) Reading, Correcting/Amending and Approving of the Minutes of the Previous General Membership Meeting
  - e.) Reading of all correspondence
  - f.) A Comprehensive and Audited Financial Report of the Treasure
  - g.) President's Report
  - h.) Report of Directors, Standing and/or Sub-committees as determined by the President
  - i.) Any Unfinished Business
4. At an Annual General Meeting held in an election year, the following items shall be added to the Agenda -
  - j) Appointment of a Returning Officer for Elections
  - k) Election of Officers for the ensuing Term of Office
  - l) New Business
  - m) Adjournment

This Constitution was revised and adopted on February XX, 2019

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