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FRIENDS & NEIGHBORS ATV CLUB

ARTICLE I

Name and Location

The name of this club is Friends & Neighbors ATV Club, its location and principal office shall be Palermo, Maine in the County of Waldo and State of Maine.

ARTICLE II

Purpose and Powers

Section 1. The purposes of this club shall be social in nature, to-wit: To own, maintain, and operate social and recreational facilities, including but not limited to clubhouses and ATV trails, for the use and benefit of its members; to encourage good fellowship among its members; to conduct ATV trail rides, and ~~ATV races~~ in accordance with applicable law and regulations; to encourage safety and courtesy in ATV riding; and generally in all ways to advance and improve the great outdoor sport of ATV riding in all its forms.

To these ends the club shall be empowered:

To acquire by gift or purchase, whether in trust or otherwise, to hold, sell, convey, assign, mortgage, or lease any property, real or personal, necessary or incidental to the accomplishment of any of its purposes; to solicit funds, subscriptions, pledges, grants and bequests for its said purposes; to borrow money and issue evidence of indebtedness, and to secure loans by mortgage, pledge or other lien, all in furtherance of its said purposes; to apply for, obtain and contract with any governmental agency or private foundation for grants, direct loans or other financial aid and to make any other contract in furtherance of its said purposes; and to take such other and further actions as may be necessary for the accomplishment of its said purposes and not inconsistent with the specific limitations of its powers hereinafter recited.

PROVIDED, HOWEVER, that the club shall not be operated for profit and no part of the net earnings of the club shall ~~insure~~ be to the benefits of, or be distributable to, its members, trustees, officers or other private persons, partnerships, or corporation; except that the club shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distribution in furtherance of its purposes hereinbefore set forth.

PROVIDED, FURTHER, that no substantial part of the activities of the club shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the club shall not participate in, or intervene in (including the publishing or distributing of statements) any political campaign on behalf of any candidate for public office.

PROVIDED, FURTHER, that notwithstanding any other provision of these articles, the club shall not carry on any activities not permitted to be carried on by a club exempt from Federal income tax under Section 501 (c) (7) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law), or by a club, contributions to which are deductible under Section 170 (c) (2) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law).

PROVIDED, FURTHER, that upon the dissolution of the club, the Board of Directors shall, after paying or making provision for the payment of all liabilities of the club, dispose of all the assets of the club exclusively for the purposes of the club in such manner, or to such organization or organizations organized and operated exclusively for charitable, educational, religious or scientific purposes as shall at the time qualify as an exempt organization or organizations under Section 501 (c) (7) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law), as the Board of Directors shall determine. Any of such assets not so disposed of shall be disposed of the Superior Court of the County in which the principal office of the club is then located, exclusively for such purposes or to such organization or organizations, as said Court shall determine, which are organized and operated exclusively for such purposes.

ARTICLE III

Membership: Dues (change effective 06/01/2023)

1. ~~Initial Members.~~ Membership in this club shall consist initially of the Board of Directors, officers, and members.
2. Membership is open to any person of good character and in sympathy with the purposes of the club upon application to the secretary and payment of one years' dues.
3. Membership shall consist of ~~two~~ THREE classes: (change effective 06/01/2023)
 - a. Family Membership ~ This membership shall include ~~husband and wife~~ Two Adults and their children under 18 years of age in the same household.
 - b. Single Membership ~ shall include a single person.
 - c. Associate Membership ~ shall include any persons wishing to become a supporting member of the Friends and Neighbors ATV Club, who has provided the membership chair with proof of a primary membership in any ATV Maine or Maine ATV Coalition affiliated club.
4. Powers. Members (16 years and older) shall be eligible to vote at all meeting of, and to hold office in, this club.
5. ~~The Board of Directors shall establish the qualifications and rights of Associate Members.~~ Business Sponsors – all Business Sponsors will be considered an Honorary Club Member
6. Resignation, removal. If a member, while operating an ATV, violates any law or regulation, or commits any act which could reflect on the integrity of the club, the membership may be terminated by a majority vote of the general membership seated at the membership meeting. Or if his annual dues remain unpaid sixty (60) days after ~~bills therefore are mailed out by the treasurer.~~ submission of yearly membership form.
7. Dues. The annual dues for membership shall be ~~Ten dollars (\$10.00)~~ set forth by the currently elected Officers and Board of Directors, memberships shall run annually per calendar year, and will be payable on or before the 30th day of April in each calendar year. The annual dues for family membership (with sons or daughters under the age of 18) shall be ~~Twenty dollars (\$20.00)~~
 - a) Yearly Memberships will run from April 1st to March 31st each calendar year.
 - b) Membership Dues will be reviewed and determined yearly at the annual meeting
 - c) Yearly Membership costs will be communicated to the club members upon agreement of leadership.
 - d) Communication of all Club Business and activities will be sent monthly to club members in their chosen communication format on their membership application, Mail or email, Information will also be posted on social media, and posted on the Club Website; Friendsandneighborsatvclub.com

ARTICLE IV

Meeting of Membership (change effective 06/01/2023)

Annual Meetings. The annual meeting of the club for the purpose of electing directors and officers shall be held on the fourth Thursday in ~~April~~ October of each year (effective October 2023), ~~except that if such day is a legal holiday, such meeting shall be held on the business day next following.~~ Such meeting shall be at some place designated by the President.

- a) The yearly meeting held on the fourth Thursday in the month of September will be designated as the Nominations meeting.
 - b) Any nominations may be submitted in person at the September meeting or may be submitted electronically via email to any of the currently elected sitting Officer.
 - a. Any Officer receiving an electronic nomination must print the electronically received communication and present it at the Nominations meeting.
 - c) All nominations must be received by the Club FIVE business days prior to the September meeting. (Mail or emailed)
 - d) Any person whose name is being submitted for an open position must be a current member in good standing with Friends and Neighbors ATV Club.
 - e) After the September nomination meeting, notice of persons nominated for each seat will be communicated in the September meeting minutes for all club members to have notice prior to the Annual Meeting in October.
 - f) Annual Election votes maybe cast in person at the meeting, electronically submitted, or via paper ballot upon request of a club member.
 - a. All non in person ballots must be received by the club FIVE business days prior to the date of the Annual Meeting.
1. Special Meetings. Special meetings of the membership may be called by the President at any time and shall be called ~~by him~~ at the written request of five (5) members stating the object thereof. Upon receipt of such request the President shall forthwith cause the Secretary to issue notice to the membership stating the time, place, and object of such meeting, which shall be held not later than twenty-one (21) days after receipt by the President of request thereof. No business not related to the object stated in the request shall be transacted thereat.
 2. Quorum. A quorum for voting purposes at any meeting of the membership shall be one-fifth (1/5) of the seated membership at the time of the call of the meeting; however, a less interest may adjourn the meeting
 3. Notice. Written notice of every meeting of the membership shall be ~~mailed~~ communicated by the ~~Clerk~~ Secretary to every member at ~~his~~ the last known address last appearing in the club records no less than seven (7) days before the date fixed for such meeting.
- a. Notice shall be deemed given to club member upon receipt of their chosen communication format on their membership application via mail, or email. This Information will also be posted on social media site and on the Club Website.

ARTICLE V

Officers (change effective 06/01/2023)

1. Number and designation. The management of the affairs of this club shall be entrusted to four (4) officers, President, Vice-President, Secretary and Treasurer.
2. President. The President shall be the chief executive and administrative officer of the club. He or she shall preside at all meetings of the club.
3. Vice-President. The Vice-President shall, in the absence of or disability of the President, have and exercise all the powers of the President. He or she shall have such other and further duties as the President may from time to time prescribe.
4. Secretary. The Secretary shall keep an accurate record of the meetings of this club. He or she shall give the notice required by these by-laws of all such meetings. He or she shall notify persons of their election to or removal from membership and shall conduct the formal correspondence of this club. He or she shall have custody of the minute book and other records of this club.
5. Treasurer. The Treasurer shall keep the account and have charge of the funds of this club. He or she shall render a written report of the financial condition of this club to the membership ~~at its annual~~ at least once a year at the Annual meeting, monthly reports provided when requested by an Officer or Board of Director who will present the report at the clubs monthly meeting.
6. Committees; ~~absences.~~ The President may from time to time appoint from the membership such members to committees as in his/her judgment shall be necessary to further the purposes of this club. ~~In case of the absence or inability to act of either the Secretary of the club or the Treasurer, the President may appoint a Secretary or Treasurer pro-tem.~~
7. Trail Master: The President of the club shall appoint a Trail Master for the club. The responsibilities and expectations of the Trail Master will be determined by the President. The Trail Master will be responsible for working with the President to ensure the safety of the club trail system.
8. Election of Officers. The officers of this club shall be elected by the membership at the annual meeting of this club.
 - a. From the nominees for each office the one receiving the highest number of votes cast shall assume that office. If there is no more than one nominee for each office, the President may waive the requirement of formal balloting and direct the Secretary to cast one ballot for the nominee.
 - b. The terms of the several officers shall be for one year and until their successors are elected. A nominating committee of at least three persons shall be appointed by the President one month prior to the annual meeting with the approval of the Board of Directors.
 - c. All nominated persons must be a current member in good standing within the club membership to accept a nomination.

ARTICLE VI

Board of Directors (change effective 06/01/2023)

1. Number, how elected, term. The governing body of this club shall be a Board of Directors composed of ~~four (4)~~ FIVE (5) persons; one seat of the Board of Directors shall be filled by the position of the currently appointed Trail Master. Of those elected initially to serve as directors, two shall be elected for a term of three years, one shall be elected for term of two years, and one shall be elected for a term of one year. Thereafter all directors shall be elected at the annual meeting of the club for a term of three years or until their successors are elected. In the event of a vacancy on the Board, the remaining directors may choose a person from the membership of the club to fill the unexpired term.
2. Officers of the Board. Immediately following the annual meeting of the club membership, the Board of Directors shall meet and elect from their number a Chairman and Secretary. The Chairman shall preside at all meetings of the Board and the Secretary shall keep the minutes of such meetings.
3. Meetings. The Directors shall meet at the call of the Chairman of the Board. ~~Special meetings shall be called by the Chairman at the written request of three (3) members stating the object thereof. Upon receipt of such request, the Chairman shall cause the Secretary to forthwith issue notice to the Directors stating the time, place, and object of such special meeting, which shall be held not later than five (5) days after receipt of the Chairmans request., therefore. No business not related to the object stated in the request shall be transacted thereat.~~
4. Quorum. A quorum for voting purposes at any meeting of the Directors shall be three (3) members; however, a less interest may adjourn the meeting.
5. Notice. Written or telephone notice of all meetings of the Directors shall be given by the ~~Secretary Chair to each Director at least five (5) days before the date fixed for such meeting. Notice shall be deemed given when mailed;~~
6. The Board of Directors will meet at a minimum with the currently elected club officers monthly on the date of the monthly club meeting one hour prior to the start of the membership meeting. Other meeting times to be determined by agreement of the quorum.

ARTICLE VII

Finances: Execution of Documents (change effective 06/01/2023)

1. Finances. All club finances shall be deposited in such bank as may from time to time be designated by the Board of Directors. Club checks shall be signed by the Treasurer or one other authorized member of the club.
2. Execution of Documents. When authorized by the Board of Directors, the President shall execute all documents on behalf of this club, except club checks.
3. PayPal Account to be established in the name of Friends and Neighbors ATV Club. This will allow the organization to collect electronic payments regarding membership dues, donations and/or other funds from club members and the public.

ARTICLE VIII

Affiliation (change effective 06/01/2023)

1. This club shall be affiliated with the ATV Maine (Association of Trail Vehicles of Maine) effective July 2022 and MAC (Maine ATV Coalition effective 2023).

ARTICLE IX

Insurance (change effective 06/01/2023)

PROVIDED, FURTHER, that the club will ~~not provide insurance on club members, non members, ATV's or any sporting or non sporting equipment~~ provide liability insurance for the Friends and Neighbors ATV Club, as directed by the State of Maine Division of Risk Management.

ARTICLE X

Seasonal Riding (change effective 06/01/2023)

PROVIDED, FURTHER, ~~that no riding on snowmobile trails after snowmobile trail grooming begins.~~ The club trails will open in accordance with the current landowner agreements on file with the club and after inspection by the currently appointed trail master with president approval. The club trail system yearly seasonal closure will be on the 2nd Monday in October @ 6 p.m. in accordance with the club's current landowner agreements; or at any time directed by the President and Board of Directors.

ARTICLE XI (change effective 06/01/2023)

Landowners

Landowner permission forms shall be prepared, and post marked by December 31st of each calendar year. Landowner appreciation shall be voted on at annual meeting, then prepared and post marked by November 30th of each year.

ARTICLE XII

Amendments (change effective 06/01/2023)

This club and these by-laws may be amended by a two-thirds vote of the seated membership present at the call of the vote on changes being set forth.

These bylaws shall be reviewed annually by the board of Directors and more often, if necessary to keep with operational needs of the organization.

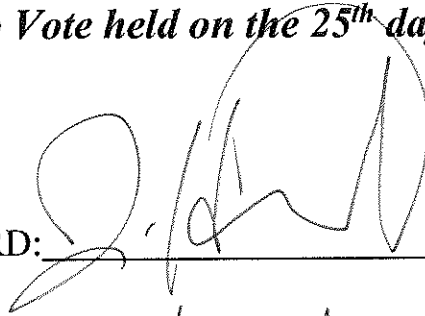
Copies of amended bylaws shall be Communicated to club members in their chosen communication format on their membership application. Also, will be made available by electronic posting to the entire membership on the club website.

Changes above are being presented as recommended and necessary changes to the Membership to align the Bylaws of the Friends and Neighbors ATV Club in accordance with current operational needs of the organization.

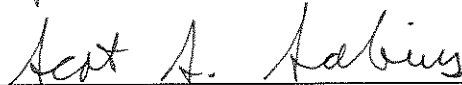
All underlined words/sentences are the proposed recommended language to be added to the current verbiage of the sentence or section of the article to update the bylaws of Friends and Neighbors ATV Club to assist with the current organizational working needs.

Signed after Club Vote held on the 25th day of May 2023

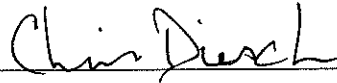
PRESIDENT: JOHN HIBBARD:



VICE PRESIDENT: SCOT SABINS:



TREASURER: CHRIS DIESCH:



SECRETARY: DARCEY EMERY:

