ARTICLES and BY-LAWSEffective February 6, 2004

[**NAME AND PURPOSE**](http://www.evergreen-pac-atvclub.com/ClubHouse/Charter/#purpose) • [**MEMBERSHIP**](http://www.evergreen-pac-atvclub.com/ClubHouse/Charter/#membership) **•** [**DUES**](http://www.evergreen-pac-atvclub.com/ClubHouse/Charter/#dues) **•** [**FISCAL YEAR**](http://www.evergreen-pac-atvclub.com/ClubHouse/Charter/#fiscal)[**MANAGEMENT •**](http://www.evergreen-pac-atvclub.com/ClubHouse/Charter/#management) [**EXECUTIVE COMMITTEE**](http://www.evergreen-pac-atvclub.com/ClubHouse/Charter/#executive) • [**OFFICERS**](http://www.evergreen-pac-atvclub.com/ClubHouse/Charter/#officers) • [**GENERAL MEMBERSHIP MEETINGS •**](http://www.evergreen-pac-atvclub.com/ClubHouse/Charter/#meetings) [**ELECTION PROCEDURES**](http://www.evergreen-pac-atvclub.com/ClubHouse/Charter/#election) **•** [**AMENDMENTS**](http://www.evergreen-pac-atvclub.com/ClubHouse/Charter/#amendments) [**EXPENSES**](http://www.evergreen-pac-atvclub.com/ClubHouse/Charter/#expenses) **•** [**LATEST AMENDMENTS**](http://www.evergreen-pac-atvclub.com/ClubHouse/Charter/#amendments2)

ARTICLE I - NAME AND PURPOSE  
Section 1. The name of this club shall be “Evergreen P.A.C” (Pine, Aitkin, Carlton) ATV Club.  
Section 2. The purposes of this club are:  
  
To stimulate and advance the general welfare and safety of ATVing;  
  
To provide a medium for the exchange of ATVing information;

To develop a fraternal spirit among local ATVers and other recreational interests;  
To serve interests of ATV owners;

To defend such owners against discriminatory legislation, regulations and   
burdensome taxation;

To own or lease property for club use;

To perform all desirable and lawful functions for the successful operations of the  
club and in the general public interest.

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ARTICLE II - MEMBERSHIP  
Section 1. Membership in the club shall consist of the following classes  
  
a) Family membership  
b) Business sponsorship

Section 2. Active membership is available to all ATV owners and enthusiasts without regard to sex, race or religious beliefs. Active membership shall extend to all members of a cohabiting family.

Section 3. Membership shall consist of those persons furnishing current information and paying required membership fees (dues).

Section 4. Each active member shall also be registered as a member of the All Terrain Vehicle Association of Minnesota (ATVAM).

Section 5. A member may resign from the club at any time.

Section 6. Membership in the Evergreen P.A.C. ATV Club may be terminated by majority vote of the Executive Committee for cause. Termination of any member shall not release said member from the obligation to pay dues and other amounts owed to the period of membership.

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ARTICLE III - DUES  
Section 1. The amount of dues as well as the time for their payment shall be determined from time to time by the action of the Board of Directors.

Section 2. The dues, payable June 1st each year, shall be sufficient to include membership in ATVAM and the proper amount shall be forwarded to that organization at the appropriate time.

a) Dues are set at $25.00 per family membership, per membership period. This amount is determined by the dues required by ATVAM ($15.00) and the dues required by Evergreen P.A.C. ($10.00). Business membership dues is 50.00.

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ARTICLE IV - FISCAL YEAR

Section 1. The fiscal year of Evergreen P.A.C. ATV Club shall commence on the first day of July and end on the last day of June the following year.

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ARTICLE V - MANAGEMENT

Section 1. The management of Evergreen P.A.C. ATV Club is vested in the Executive Committee.

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ARTICLE VI - EXECUTIVE COMMITTEE  
Section 1. The Executive Committee shall consist of 3 (three) Directors, each of whom shall be an active member of Evergreen P.A.C. ATV Club. Directors shall be elected at the Annual Meeting of the Membership and shall take office at the close of such Annual Meeting, for a term of 3 (three) years. At the election of the Board of Directors, 1 (one) shall be elected for a term of 1 (one) year; 1 (one) shall be elected for a term of 2 (two) years, and 1 (one) shall be elected for a term of 3 (three) years. The Executive Committee shall also include 2 co-chairs, 2 vice chairs and 1 secretary/treasurer.

Section 2. If vacancies on the Board of Directors should occur by reason of death, resignation, or otherwise, the remaining Directors shall elect, by majority vote, a successor for each unexpired term.

Section 3. The Executive Committee shall hold its Organizational Meeting at the place of, and shall immediately follow, the Annual Meeting of the membership. This meeting shall be open for all active members to attend, but not participate in.

Section 4. Other meetings of the Executive Committee shall be held at such time and place as may be fixed from time to time by resolution of the Committee, or by call of either co-chair. Upon written request of a quorum of Committee members, the Secretary shall call a special meeting of the Executive Committee.

Section 5. A majority of the Executive Committee shall constitute a quorum for the transaction of club business. Any formal action taken at any meeting of the Executive Committee shall require a majority vote of those present. Each member shall be entitled to 1 (one) vote.

Section 6. The Executive Committee may employ whatever personnel they deem necessary, and for which funds are available, to aid in the management and programs of the club; and may authorize the expenditure of club funds in any other manner, provided such actions are in the proper furtherance of the purposes of the club.

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ARTICLE VII - OFFICERS  
Section 1. The officers of this club shall be: 2 (two) Co-Chairs; 2 (two) Vice Chairs; Secretary; Treasurer, and ATVAM Representative. The offices of Secretary and Treasurer may be held by the same person. The ATVAM Representative may also hold any other office.

Section 2. The officers shall be elected from the membership of the club by plurality vote at the Annual Meeting. Vacancies occurring between such elections shall be filled for the unexpired term by the Executive Committee at any meeting. Any officer may be removed from office by the affirmative vote of two-thirds of the whole Executive Committee.

Section 3. All officers shall take office immediately upon election and hold office for a term of   
1 (one) year or until their successors shall have been elected and qualified.

Section 4. The Chair shall preside at all meetings of the club and of its Executive Committee; shall oversee and coordinate such committees as are authorized by the Executive Committee; shall be a member ex-officio of all such committees; and shall carry out those other responsibilities assigned to him (her) by these By-Laws and by the Board of Directors

Section 5. The Vice-Chair, during the absence or temporary incapacity of the Chair, shall perform the duties and have the powers of the Chair.

Section 6. The Secretary shall keep all club records, except financial records, including minutes of meetings, roster of members, lists of committees and their members; shall send out notices of meetings; receive application for membership; and discharge all of the usual secretarial functions of the office required by these By-Laws or by the Board of Directors.

Section 7. The Treasurer shall keep all financial records of the club and have charge of its funds. He (she) shall keep all of the funds in a bank approved by the Board of Directors and in the name of Evergreen P.A.C. ATV Club. He (she) shall disburse such funds of the club under the direction of the Board of Directors; Withdrawals approved from time to time by the Board of Directors. A Treasurer’s Report shall be prepared for each Board meeting and an annual audit shall be prepared and submitted at the Annual Meeting.

Section 8. The ATVAM Representative shall attend all meetings of the Board of Directors of the All-Terrain Vehicle Association of Minnesota and shall represent the interests of Evergreen P.A.C. ATV Club at those meetings.

Section 9. All officers shall have such other powers and duties as are required by law.

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ARTICLE VIII - GENERAL MEMBERSHIP MEETINGS  
Section 1. The Annual Meeting of Evergreen P.A.C. ATV Club shall be held at the time and place designated by the Executive Committee.

Section 2. Regular meetings of the membership of Evergreen P.A.C. ATV Club shall be held monthly at the time and place fixed by resolution at the previous meeting; or as designated by the Executive Committee.

Section 3. Special meetings of the Evergreen P.A.C. ATV Club may be called by the Executive Committee or by any group of 5 (five) active members by giving adequate notice (5 working days) of the time, place and purpose of such special meetings.

Section 4. Written notices of the time and place of the Annual Meeting and all other meetings of the membership shall be prepared and distributed to the membership by the Secretary.

Section 5. The active members present at any duly called meeting shall constitute of quorum. Any formal action taken at any meeting of the membership shall require a majority vote of those active members present. Each active member age 18 and older shall be entitled to 1 (one) vote (except elections).

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ARTICLE IX - ELECTION PROCEDURES  
Section 1. A “qualified member” is an active member age 18 or older whose dues are paid.

Section 2. A Nominating Committee of at least 2 (three) persons shall be appointed by the Executive Committee from the qualified members.

Section 3. The Nominating Committee shall place in nomination candidates for election to the Executive Committee for each prospective vacancy from among the names of the qualified members of Evergreen P.A.C. ATV Club.

Section 4. The Nominating Committee’s slate of candidates shall be shown on the official ballot which shall also provide space for write-in candidates, together with the specific terms of office for which each candidate is nominated. For the initial election, distribution shall be made at the organizational meeting among those joining the club. They shall then immediately mark the ballots and deposit them unsigned in the ballot box. Subsequently, notice of the Nominating Committee’s selections shall be available at the general meeting prior to the Annual Meeting. Official ballots will be distributed at the Annual Meeting to those qualified members present. Absentee ballots shall be made available to those qualified members, who for reason of health or work requirements are unable to attend the Annual Meeting, but must be returned to the Secretary no later than the day prior to the meeting. In each instance, a Tally Committee of 3 (three) members shall be appointed to count the ballots and announce the names of those elected to the Executive Committee for the various terms. All ties will be decided by a run-off ballot.

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ARTICLE X - AMENDMENTS  
Section 1. These By-Laws may be amended by the affirmative vote of a majority of the active members of Evergreen P.A.C. ATV Club at its Annual Meeting, or at any meeting of Evergreen P.A.C. ATV Club provided 30 (thirty) days notice of intent to amend is published.

Section 2. All amendments shall be documented in the Amendment Index at the bottom of this document. All appropriate changes will be reflected in the Evergreen P.A.C. ATV Club By-Laws per Amendments specifications.  
a) Amendment shall include: date, article, section, approved by and description.

ARTICLE XI - EXPENSES  
Section 1. All members expenses shall be approved by the Executive Committee. Reimbursements will be determined by the Executive Committee.

AMENDMENTS

Amendment #1 - Feb 5 2004 Article IV section 1 fiscal year changed from Jan 1 thru Dec 31 to July 1 thru June 30

Amendment #2 - Feb 5 2004 Article VI section 1 number of directors changed to 1 (one) shall be elected for one yr., 1(one) shall be elected for two yrs., 1 (one) shall be elected for three yrs. Ex Committee also includes 2 co chairs, 2 vice chairs and 1 secretary/treasurer