

CONSTITUTION AND BYLAWS OF THE  
VOLKSSPORT CLUB AT WEST POINT

ARTICLE I - NAME AND OBJECTIVE

Section 1. This organization shall be called the "Volkssport Club at West Point," hereinafter referred to as the "Club."

Section 2. The objectives of this organization shall be to conduct and promote all facets of volkssporting and other volkssport events.

ARTICLE II - GENERAL PROVISIONS

Section 1. The Club operates and exists on the West Point Military reservation with the consent of the Superintendent. This consent is contingent upon compliance with the requirements of all Army and USMA regulations including AR 210-1 and USMA Supplement 1 to AR 210-1. The Club will operate as a self sustaining private association and will not receive support or assistance, or facilities from the US Army or from NAF except as provided for in Army and USMA regulations. The Club shall operate by individuals not acting within the scope of their official capacity as officers, employees, or agents of the U.S. Government.

Section 2. If the assets of the organization are not sufficient to meet contractual liabilities or to pay other debts, the Club members regardless of office will be equally liable for such liabilities, in equal shares. However, an individual member will not be personally bound on any contract entered into by the Club unless that member has ratified that contract. Because members of the Club are required to have read and assented to its Constitution and By-laws which state the authority of the organization officers, a member will be held to have ratified a contract lawfully entered into or a debt lawfully incurred by an officer of the Club on behalf of the private organization, unless the member expressly disaffirms the contract or debt.

Section 3. An individual member of the Club will not be personally liable for the tortuous or negligent conduct of the Club or its members unless that member authorizes, assents to, participates in, or otherwise ratifies such conduct. A member is presumed to have ratified conduct of officers and members of the Club authorized by specific provisions of the Constitution and By-laws. The individual member will be personally liable for his own tortuous or negligent conduct that he commits or in which he participates.

Section 4. The Club shall operate under the jurisdiction of the Superintendent, West Point, NY, and in consonance with the American Volkssport Association, Inc. (AVA), a member of the International Volkssport Verband, e.v. (International Federation for Popular Sports) (IVV).

Section 5. The club has responsibility for management functions pertaining to coverage and limitation of insurance. As a sanctioned member of the American Volkssport Association, Inc., the Club has \$1,000,000.00 liability coverage for all sanctioned Volkssport events.

ARTICLE III - MEMBERSHIP

Section 1. Membership in this organization shall be voluntary and shall consist exclusively of any person of good repute subscribing to this Constitution.

Membership is open to military and civilian members of the West Point community, as well as military and civilian personnel outside West Point.

#### ARTICLE IV - OFFICERS

Section 1. The association shall be administered in accordance with this approved Constitution and Bylaws of the organization and other applicable directives under the supervision of the Executive Council. These other directives include the rules and regulations established by the AVA and the IVV. Unless otherwise provided herein or in the Bylaws, all business shall be conducted in accordance with Roberts' Rule of Order (Revised).

#### ARTICLE V - MEETINGS

Section 1. Regular general membership meetings will be scheduled at a minimum quarterly throughout the calendar.

#### ARTICLE VI - RESOLUTIONS

Section 1. Resolutions are adopted by majority vote of voting members present. In case of tie, the vote of the President or presiding officer will be decisive.

#### ARTICLE VII - VOTING

Section 1. All active members 18 years of age or older are eligible to vote.

#### ARTICLE VIII - MINUTES

Minutes of General membership meeting must be recorded, signed by the Secretary or recorder, and countersigned by the President or presiding officer.

#### ARTICLE IX - FINANCES

Section 1. The revenue necessary to pursue the objectives described in Article II shall be derived from dues paid by the active membership, and from revenue-producing activities entered into by the organization when required, approved, and conducted under the guidance and supervision to the Executive councils. All revenue-producing activities not confined to the organization membership shall have prior approval of the Installation Commander.

Section 2. Club dues will be determined annually by a majority vote of the general membership, voting in a duly constituted meeting. Per USMA Supplement 1, to AR 210-7 dues will not exceed \$5.00 per individual per month.

Section 3. The Treasurer's books shall be subject to audit by a Certified Public Accountant, Licensed Public Accountant, or Public Account in accordance with existing regulations.

Section 4. In no event shall the United States Government be held liable, in fact or in spirit, for any indebtedness incurred by the members of this organization, or the organization itself.

Section 5. The finances of the organization shall be banked in the name of the organization and the signatories to the account shall be the Treasurer together with any one of the President, First or Second Vice President, or Secretary. Source of funds will be dues and other monies raised within the membership,

as well as residue from approved club activities after expenses.

Section 6. The account records shall be audited at least annually, or upon change of treasurer, by a person not an active club member. The audit report will be retained in the files of the association for review as necessary. The audit shall include the following as a minimum:

a. A thorough check to insure that all transactions are recorded and accounts are posted currently.

b. An inventory of all property owned, if any.

c. Assurance that financial statements are accurate and issued at least quarterly for review by the Officers and on changes of Treasurer.

d. A cash count of all cash on hand, reconciliation of cash in the bank, test check of accounts receivable, and reconciliation of accounts payable and other liabilities.

Section 7. The organization's fiscal year shall run from July 1st to June 30th to coincide with the American Volkssport Association's fiscal year. The club's membership year shall run on a twelve (12) month renewal basis.

Section 8. Possible proceeds from club operations will be used only for purposes consistent with the Constitution and Bylaws.

#### ARTICLE X - PROPERTY

The property of this organization shall consist of such articles as may properly come into its possession. The property shall be accounted for by the Treasurer and in accordance with sound business practices to prevent loss.

#### ARTICLE XI - RECORDS

Section 1. A historical file consisting of the following permanent records will be maintained by the Executive Secretary:

a. Original Constitution with all subsequent revisions.

b. Original Bylaws with all subsequent revision.

c. Records of approval of Constitution and Bylaws and all amendments thereto.

d. Current list of members.

Section 2. All records of this organization, excluding permanent files and the uncompleted checkbook, will be cut off at the end of the membership year and held at least three (3) years, after which time they may be destroyed. The checkbook will be placed with related records when it is completed, using the applicable provisions of the AR 340- series as a guide.

#### ARTICLE XII - CONSTITUTIONAL AMENDMENTS

Amendments to this constitution shall be by a two-thirds (2/3) vote at any scheduled or special meeting, provided that the membership has been notified. Amendments are subject to Final review by the Superintendent.

#### ARTICLE XIII - DISSOLUTION

Section 1. The club can be dissolved by a two-thirds (2/3) vote of members present at a meeting called especially to dissolve the club.

Section 2. Any assets shall be given to a non-profit group with similar goals.

Section 3. If the organization is dissolved, all Funds in the Treasury at the time will be used to meet any outstanding debts, liabilities, or obligations. The balance of these assets will be disposed of as determined by the membership.

#### ARTICLE XIV - ADOPTION

Section 1. All activities and functions of this organization shall be in accordance with applicable Army regulations and as approved by the Superintendent, or his authorized representative.

Section 2. This Constitution shall be effective upon adoption in a duly constituted regular or special general membership meeting, by majority vote of the voting members present, and upon approval of the Superintendent, or his representative. This Constitution shall then supersede all previous Constitutions until such terms of agreements or contracts shall have reached their expiration dates.

President	/s/ <u>Joan Kimmel</u>
1st Vice President	_____
2nd Vice President	_____
Treasurer	/s/ <u>Andrew D. Schmidt</u>
Executive Secretary	/s/ <u>Nancy Patrick</u>

BYLAWS  
of  
VCLKSSPORT CLUB AT WEST POINT

ARTICLE I - GENERAL

Section 1. These bylaws are established to implement the provisions of the Constitution of the Volkssport Club at West Point (the Club).

ARTICLE II - MEMBERSHIP

Section 1. Active (Voting) Memberships:

- a. Individual memberships shall have one (1) vote.
- b. Family memberships shall have two (2) votes.

Section 2. Honorary and Associate Memberships will have no voting privileges.

ARTICLE III - DUES

Section 1. Dues shall be determined annually at the first meeting of the year by a majority vote of members present. Per USMA Supplement 1, to AR 210-7 dues will not exceed \$5.00 per individual per month.

Section 2. Dues are payable upon application for membership and are valid for one (1) year from date of application.

Section 3. Dues are nonrefundable.

ARTICLE IV - ADMINISTRATION

Section 1. The supreme governing body of the club shall be the general membership.

Section 2. The Executive Council consists of five elected officers.

Section 3. The Executive Council is responsible for the overall planning and conduct of the club business and activities.

ARTICLE V - OFFICERS

Section 1. Only active members are eligible to hold office.

Section 2. Duties and Responsibilities:

PRESIDENT

- 1. Signs all contracts and obligations.
- 2. Presides at the meetings of the club and of the Executive Council.
- 3. Appoints all committee chairmen and is an ex officio member of each committee.
- 4. Provide overall direction and control of the planning and conduct of

all club activities.

5. Officially represents the club.
6. Submits all necessary reports to the AVA.
7. Coordinates public relations.

#### FIRST VICE PRESIDENT

1. Assists the president, and performs the duties of the president in his/her absence.
2. Establishes meeting places.
3. Oversees event awards and brochures.
4. Arranges for and locates refreshments, latrines, medical aid, law enforcement, CB patrols, and other special needs at events.

#### SECOND VICE PRESIDENT

1. Assists the president and the vice president and performs their duties in their absence.
2. Explores potential routes and makes recommendations to the club.
3. Marks all routes clearly.
4. Establishes locations of the control stations along the routes.
5. Coordinates setting up tentage, tables, chairs, generators, light sets, music, etc.

#### SECRETARY

1. Records the minutes of the Executive Councils and general membership meetings. The minutes shall be submitted for approval and kept in a permanent file.
2. Can conduct correspondence of the organization.
3. Notifies members of special meetings and events.
4. Keeps current mailing lists.

#### TREASURER

1. Keeps an itemized account of all receipts and disbursements in accordance with AVA guidelines and good accounting practices.
2. Along with one other officer, signs disbursements authorized by the Executive Council.
3. Provides a financial report monthly.
4. Furnishes a written financial report at the last general meeting of

the year.

5. Arranges for an annual audit of the accounts. An audit will be conducted whenever a new Treasurer assumes duties.

#### ARTICLE VI - ELECTIONS

Section 1. Officers: The officers of the club shall be elected from and by the membership annually.

Section 2. Nominations: A nominating committee consisting of a chairman and two members shall be selected. The committee will announce their proposed slate of officers no later than November 15<sup>th</sup>.

Section 3. Elections: Additional nominations may be made from the floor or electronic communication prior to the election provided the nominee has given prior approval. The election will take place at a previously-announced December general membership meeting or via electronic communication and the newly elected officers will assume their duties on January 1<sup>st</sup>.

#### ARTICLE VII - TERM OF OFFICE

Section 1. Elected officers will hold office for a term of one (1) calendar year unless sooner relieved of their responsibilities by resignation or two-thirds (2/3) vote of voting members present at any scheduled or special meeting, provided the membership has been notified.

Section 2. If a member of the Executive Council vacates his position during his term of office, the remaining members of the Executive Council can appoint a replacement to fulfill the unexpired term.

#### ARTICLE VIII - MEETINGS

Section 1. Regular general membership meetings will be held.

Section 2. Executive Council meetings shall be held monthly or as the need arises.

Section 3. The assembly of members present for a membership meeting or Executive Council meeting constitutes a quorum, regardless of the number present.

#### ARTICLE IX - STANDING COMMITTEES

Section 1. Standing committees may be created, changed or abolished at the direction of the President with approval of the Executive Council.

Section 2. Committee chairmen shall appoint their own committee members in accordance with guidelines established by the President, Executive Council or general membership.

#### ARTICLE X - BYLAW Amendments

Section 1. Amendments to these bylaws shall be by majority vote at a scheduled meeting. Amendments are subject to Final review by the Superintendent.

Revision History of "CONSTITUTION AND BYLAWS":

6/4/2005 - 11/26/2005 - Scanned into electronic document by Andrew Schmidt, Treasurer, with typographic corrections reviewed by Joan Kimmel, President

6/5/2007 - Incorporated changes of Article IX (Finances): Changed sections 5 and 7 via duly authorized club meeting changes. Previous Section 5 and 7 read as follows:

Section 5. The organization shall have one fund, the Club General (Operating) fund. Source of funds will be dues and other monies raised within the membership, as well as residue from approved club activities after expenses.

Section 7. The organization's fiscal and membership year shall run the calendar year.

1/21/2013 - Club members voted to change name, (as requested by the JAG to no longer use the phrase '...of West Point'), from 'Volkssport Club of West Point' to 'Volkssport Club at West Point'.

12/14/2015 - At annual meeting, club members updated the nomination and election process in Bylaws "ARTICLE VI - ELECTIONS" and "ARTICLE VII - TERM OF OFFICE" for specific dates of nominations due and calendar year of officer terms to be made explicit

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