

**BY LAWS OF
STAND FOR MORE BASKETBALL CLUB
AT JUSTIN GARZA HIGH SCHOOL**

ARTICLE 1-GENERAL PROVISIONS

1.1 NAME

The name of this organization shall be known as the Stand for More Hoops Club which will hereinafter be referred to as the "Booster Club".

1.2 STATEMENT OF PURPOSE

The Stand for More Basketball Club exists for the purpose of broadening the involvement of students and student families through support of all Justin Garza High School Boys Basketball programs. These by laws are intended to apply to all teams: varsity, junior varsity, freshmen, and youth feeder programs if applicable. The Stand for More Basketball Club shall work together with the Justin Garza School Boys basketball staff and student-athletes to provide fundraising opportunities and financial support to the JGHS Boy's Basketball teams including, spring and summer teams programs for K-12 youth in the community. This club shall operate as a not-for-profit organization. The club shall not seek to control or direct the technical activities or policies of the coaches or of the school administration. The organization shall operate in accordance with all Central Unified School District and CIF Central Section rules and regulations, which shall take precedence over these by-laws. The objectives of the Stand for More Basketball Club are to:

- A. To foster and promote good will, communication and cooperation between parents, students, school and district representatives, coaches, and the community.
- B. Support the student athletes that participate in the sport of Baseball and supporting the events of the Justin Garza High School Basketball program with volunteers and monies generated from the Stand for More Basketball Club.
- C. To enhance the overall experience for student-athletes by providing unique opportunities such as out of town tournaments, team camps, and individual camps for all present and future players.
- D. This entity is organized exclusively for charitable and educational purposes, including for such purposes, the making of distributions to organizations that qualify under section 501(c)(3) of the Internal Revenue code, or any corresponding section of any future federal tax code. No proceeds from the corporation will enrich any individual except that reasonable compensation may be paid for services to the corporation.

The Booster Club will be a non-partisan, non-sectarian, and non-profit organization whose members will have the sole right to govern and control all of its activities through elective officers. All monies collected via dues and other fundraising initiatives will be used for the benefit of the program and the promotion of objectives of the organization. The Stand for More Basketball Club is a 501(c)3 charitable organization.

1.3 ORGANIZATION RESPONSIBILITIES

The Stand for More Basketball Club coordinates with the Justin Garza High School Boys Basketball Staff to provide fundraising opportunities and financial support to the Justin Garza High School Boys Basketball Program in order to enhance the experience of the student-athletes. This will include but is not limited to spring and summer feeder programs for high school and younger athletes.

1.4 MEMBERS

- A. Membership shall be open to any person interested in the mission of this association and shall be a member upon payment of any membership level of the annual dues. Members may include coaches, district staff, parents and community volunteers.
- B. The Booster Club Board of Directors shall determine annually the dues and types of memberships offered.
- C. Outright gifts will be accepted subject to the guidelines of the Office of Advancement and consistent with the fundraising policy of this organization The Stand for More Hoops Club.
- D. New members can join at any time throughout the existence of the club. All members must be committed to attending monthly meetings and participating in all fundraising and program enhancing activities. Failure to commit to these areas could result in removal from the club by majority vote.
- E. MEMBER EXPLOITATION - In no way will secondary agendas occur within the realm of this club. Members shall not use the Booster Club as a platform to promote their student-athlete or negatively influence the direction of the basketball program. Coaches, district staff, parents, community volunteers and other members of the club should collectively work together for the betterment of the basketball program.
- F. MEMBER AT LARGE - Members at Large will have no Board Responsibilities, unless otherwise assigned. However, if Members at Large would like voting rights; there will be a \$5 per calendar year fee. Members at Large must attend three consecutive meetings in order to execute their voting rights.

1.5 DUES

The fee for Booster Club membership is recommended each year by a majority vote of the outgoing Booster Club Board. Booster Club membership dues are \$5 until otherwise changed. Membership dues shall be per family and/or alumni per year, payable on or before the 15th of August with family voting privileges for paying members in attendance at the General Membership Meetings.

- A. Only members whose dues are currently paid shall be entitled to vote.
- B. Members who fail to pay dues as specified shall thereby terminate their membership.

1.5 VOTING

Voting will take place for delegation of funds, scheduling a team event/fundraiser, adding community members to the group, and/or removing a member. The voting procedure is as follows:

- A. Three officers will constitute a quorum, which must be present for a vote to count.
- B. Decisions will be made by a majority vote of officer's present.
- C. Voting Percentages: Below describe the voting percentages for each officer: President, Vice-President, Treasurer, Secretary, Members at Large = 20% each of the vote.
- D. Justin Garza High School head boys basketball coach has Veto Power over all voting outcomes.

1.6 EXECUTIVE BOARD OF DIRECTORS

The Executive Board of Directors of the The Stand for More Basketball Club , herein known as the Board, shall consist of a minimum of at least 3 members: President, Vice-President, and Treasurer. The fourth member of the Board is designated as the Secretary. If this seat is not filled, the Vice President or Treasurer will assume the duties assigned to the secretary at all Board Meetings. Also, there will be no limit of Members at Large.

A. POWERS AND DUTIES OF THE BOARD

1. To ensure proper operation of The Stand for More Basketball Club.
2. To appoint committees for any designated purpose as needed
3. To formulate and follow a budget or expected income and expenses.
4. To provide all 3 levels of the Justin Garza High School Basketball Program with pre-game meals.
5. To operate and manage Stand for More Basketball Club fundraisers including snack bar.

B. BOARD MEMBERSHIP AND TENURE

1. For the initial 2022-2023 **STAND FOR MORE BASKETBALL CLUB BOARD**, terms will be served two-year terms and may be re-elected for no more than two (2) terms in any one office. All Board members elected post the year 2025 shall serve a one-year term and may be re-elected for no more than two (2) terms any one office.

2. After Three absences by a board member, as determined by a vote of the Board, a position is declared vacant and up for immediate re-election except for the Presidency which will be filled by the Vice President.

3. Should any board member submit a resignation in writing to the board, that position will be declare vacant and up for re-election at the next scheduled meeting.

C. ELECTION PROCESS

1. The secretary will notify all Members of the Nominating Meeting at least 72hrs prior to the meeting. Nominations for appropriate elected positions will be made at this meeting or submitted in writing.
2. The Secretary will distribute numbered ballots to members at the next meeting and collect all ballots after selections have been made.
3. The Secretary will tabulate all ballots and announce the results at the end of the meeting.
4. There will be one vote per Board Member and Member at Large.

D. BOARD MEMBER DUTIES

1. The major duties of the **PRESIDENT** include, but are not limited to the following:
 - a. Preside at all meetings of the organization.
 - b. Regularly meet with the Director of Sport regarding booster activities.
 - c. Resolve problems in the membership.
 - d. Regularly meet with the treasurer of the organization to review the organization's financial position.
 - e. Set Up a business non-profit account.
 - f. Select an officer as the designee to receive bank statements through the mail at their home address or booster club P.O. Box. This individual must not be a signer on the account. Upon receipt, the designee should review the activity on the bank statement and canceled checks for reasonableness. This provides an independent review by an individual not associated with

disbursement activity.

- g. Schedule annual audit of records or request an audit if the need should arise during the year.
- h. Perform any other specific duties as outlined in the bylaws of the organization.

2. The major duties of the **VICE PRESIDENT** include but are not limited to the following:

- a. The Vice President acts as the president's representative in his/her absence. They must remain familiar with the organization.
- b. Preside at meetings in the absence or inability of the president to serve.
- c. Perform administrative functions delegated by the president.
- d. Perform other specific duties as outlined in the bylaws of the organization.
- e. Fulfill the duties of the SECRETARY if the BOARD seat is not filled.

3. The major duties of the **TREASURER** include but are not limited to:

- a. Authorized custodian of the funds for the booster club. The treasurer receives and disburses monies indicated in the budget and prescribed in the bylaws or as authorized by action of the voting members.
- b. Issue a receipt for all monies received and deposit said amounts on a weekly basis (daily if receipts on hand exceed \$250.00)
- c. Set Up a business non-profit account.
- d. Present a current financial report including bank statements, bank reconciliations, and financial statements to the executive committee within 30 days of the previous month end. Copies should be available for review by the general membership if requested;
- e. Maintain an accurate and detailed account of all monies received and disbursed;
- f. Submit records to audit committee appointed but the organization upon request or at the end of the year. Other specific duties outlined in the bylaws of the organization.
- g. Complete and submit all tax documents for Federal and State compliance.

4. The major duties of the **SECRETARY** include but are not limited to the following:

- a. The Secretary is responsible for keeping accurate records of the proceedings of the association and reporting to the membership. The secretary must ensure the accuracy of the minutes of the meetings, and have a thorough knowledge of parliamentary law and the organization's bylaws.
- b. Report on any recommendations made by the executive board of the Booster organization if such a governing board is defined by the bylaws.
- c. Maintain the records of the minutes, approved bylaws and any standing committee rules, current membership and committee listing.
- d. Record all business transacted at each meeting of the association as well as meetings of any executive board meetings in a prescribed format.
- e. Maintain records of attendance of each board member and members at large.
- f. Conduct and report on all correspondence on behalf of the organization.
- g. Other specific duties as outlined in the bylaws of the organization.

E. SPECIAL COMMITTEES

Special committees are created for specific purposes and voted upon by the membership. The committee is automatically dissolved as soon as the purpose is accomplished and the committee report is made (sample: committee such as program banquet or fundraising events). Special committees should complete their assignments within the current school year. If the objectives are not met at the end of the school year, officers will be required to reappoint members of the committee for the following year until the purpose of the committee has been achieved. Individuals who have a conflict of interest must not be allowed to serve as members of the committee. For example, senior parents would not be included on a scholarship committee since their child is a potential recipient of the monies.

F. NOMINATING COMMITTEE

The nominating committee is formed from the organization's membership. The purpose of the committee is to recommend various members of the organization for office during the early spring of each year. The nominating committee should be charged with soliciting recommendation for officer positions within the organization. The committee should then contact the potential candidate directly to ascertain their willingness and desire to serve. The nominating committee should report back to membership on their results in the spring so that elections may be held.

G. AUDIT COMMITTEE

At the end of the fiscal year, an audit of the booster club's financial records will take place. The audit will be performed by individuals who are independent from day-to-day financial activities. This audit should be performed by a group of 2 or 3 individuals. The primary objectives of the audit are to:

1. Verify the accuracy and timely filing of the Treasurer's financial reports.
2. Ensure that the club's cash balances are accurate.
3. Determine that established procedures for handling booster funds have been followed.
4. Ensure that expenditures occurred in a manner consistent with the organization's bylaws.
5. Ensure that all revenues have been appropriately received and recorded.

1.7 MEETINGS

- A. **REGULAR MEETING: STAND FOR MORE BASKETBALL CLUB BOARD** will hold meetings every month (First Tuesday or Wednesday of each month). All meetings will be held in a public place open to the entire general membership. Closed meetings may be held to discuss personnel and legal matters.
- B. **SPECIAL MEETINGS:** May be called by the President. A two-day notice is required. The purpose must be known to each Board member prior to the meeting. Conference calls are also permitted if all members cannot meet.

1.8 ORDER OF BUSINESS

- A. Regular, Special and Nominating Meetings:
 1. Roll
 2. Read and approval of the previous minutes
 3. Read and approval of Treasurer's report
 4. Committee reports (if any)
 5. Old Business
 6. New Business
 7. Announcements
 8. Adjournment

1.9 FUNDS

A. Funds will be issued for the following purposes:

1. To sponsor a player for a camp (Central Unified School District students only).
2. Purchase equipment for players and/or coaches at the high school level or feeder team level.
3. Purchase apparel for players and/or coaches
4. Support coaches to clinics and educational functions.
5. Fund additional coaching stipends, stipends will not exceed the district allotment.
6. Help with hotel, gas, and food costs for coaches on roadtrips.
7. Help players with food costs on road trips.
8. Meals prior to games for 3 levels.
9. Plan and coordinate the End of Season banquet.
10. Plan and coordinate program/team dinners and BBQ's.
11. Support team functions and tournaments.
12. Compensating for coaches in "out of season" activities. The Director of Sport will receive up to 25% of the total net earnings for a specific event and 25% will be paid to coaches divided up at the discretion of the Director of Sport as agreed upon prior to the event.

B. STAND FOR MORE BOOSTER CLUB ASSETS

1. All assets, raised under the name of STAND FOR MORE BASKETBALL CLUB, must remain in the community under the direction of the Executive Board and may not be dissipated or transferred for other purposes but must be utilized for the continued benefit and support of the STAND FOR MORE BASKETBALL CLUB and its purposes.

C. REIMBURSEMENT

1. Actual pre-approved expenses by the Executive Board and/or club members in active and faithful discharge of duty shall be reimbursed out of the club's funds. Original receipts must be given to the treasurer in order for the reimbursement to take place.

D. DISSOLUTION

1. Should the **STAND FOR MORE BASKETBALL CLUB** be dissolved, all assets remaining after payment of all debts shall be donated to Justin Garza High School for the boys basketball program.

E. CODE OF CONDUCT

The conduct of all persons associated with the **STAND FOR MORE BASKETBALL CLUB** must always be, at all times, held at the highest level. Any charges of misconduct, as described below, will be presented in writing to the President to be acted on within (7) days. The charges, evidence and testimony must be heard by a minimum of 2/3 of the Board, at the hearing location, date and time. After hearing evidence, the board with the aid of the By-Laws and general Provisions of the **STAND FOR MORE BASKETBALL CLUB**, will make a ruling and immediately notify all parties involved. Offenses, including but not limited to these listed below, are subject to suspension, ban or disqualification from the **STAND FOR MORE BASKETBALL CLUB BOARD**.

1. Physically or verbally assaulting an official, coaches, personnel, players, parents, spectators, or any other persons involved with play, events, or meetings.
2. The deliberate violation of any Central Unified School District or STAND FOR MORE BASKETBALL CLUB rules and regulations.
3. Financial irresponsibility against the STAND FOR MORE BASKETBALL CLUB.
4. Actions that compromise, including but not limited to, theft of property and embezzlement of funds.
5. Prosecution or legal action may also be taken should any criminal law be broken or violated.

FILED

Secretary of State
State of California

4762881

Filing Number

07/06/2021

Filing Date

ARTICLES OF INCORPORATION

OF

Men's Guardians Basketball Club

I.

The name of the corporation shall be Men's Guardians Basketball Club

II.

The place in this state where the principal office of the Corporation is to be located is 3861 S Reed Ave, Sanger, California 93657.

III.

Said corporation is organized exclusively for charitable purposes, including for such purposes, the making of distributions to organizations that qualify as exempt organizations under section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

This corporation is a nonprofit PUBLIC BENEFIT CORPORATION and is not organized for the private gain of any person. It is organized under the Nonprofit Public Benefit Corporation Law for public and charitable purposes.

The specific purpose of this corporation is to club basketball organization for ages 7-18

IV.

The name and address in the State of California of this corporation's initial agent for service of process is:

Kenneth Vossler
3861 S Reed Ave, Sanger, California 93657

V.

No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article III hereof. No substantial part of the activities of the corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office. Notwithstanding any other provisions of these articles, the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation except from federal income tax under section 501(c)(3) of the Internal Revenue Code, or the corresponding section of future federal tax code, or (b) by a corporation,(2) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

VI.

Upon the dissolution of the corporation, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. Any such assets not so disposed of shall be disposed of by a Court of Competent Jurisdiction of the county in which the principal office of the corporation 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.

VI.

IN WITNESS WHEREOF, the undersigned incorporator has executed these Articles of Incorporation on the date below.

Date: 07/06/2021

LegalZoom.com, Inc., Incorporator



By: Cheyenne Moseley, Assistant Secretary