

Palmetto Amateur Radio Club, Inc.

Founded and established in 1971

By-Laws

Revised and adopted November 18, 2019

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ARTICLE I - Name

Section 1.1 This organization shall be known as the Palmetto Amateur Radio Club, herein after referred to as PARC.

ARTICLE II - Purpose

Section 2.1 The PARC is a not for profit Florida Corporation whose sole purpose is wishing to secure for ourselves the social pleasures and benefits of a formal organization commonly interested in operation under the Amateur Radio Service - Part 97 of the Federal Communications Commission rules and regulations. To operate amateur radio Repeater stations in Southeast Florida in accordance with Federal Communications Commission and other such agencies, as necessary. To cultivate and promote the Amateur Radio Hobby through education and informative presentations, Licence testing and other activities.

ARTICLE III - Members

Section 3.1 Members of the "Club" are expected to be of good moral character and to conduct themselves in accordance with all Federal Communications Commission regulations as stated in 47CFR PART 97 and a manner that will bring honor and respect to the "Amateur Radio Community". It is strongly recommended, but not specifically required, that all members of the "Club" maintain membership in the ARRL (American Amateur Radio Relay League).

Section 3.2 Eligible persons as defined in Section 3.1 of these By-Laws, shall become members upon the submission of an application to the President or his designee and the payment of the annual dues as specified in section 3.4. Once admitted such person may be referred to as "member". To maintain membership, each member must adhere to the annual requirements as specified by the Executive Board.

Section 3.3 The annual dues to the PARC payable to the Club by members shall be in such amounts as determined by resolution approved by a majority vote of the Club Officers. Dues shall be payable for the year on admission to membership and annually thereafter at such time or times as may be fixed by the Club Officers. At the option of the Club Officers, semi-annual dues may be authorized when appropriate.

Section 3.4 There shall be no limit on the number of members the PARC may admit. Annual dues shall be in the amount of \$25.00 for individual and \$35.00 for family membership.

Section 3.5 A member of the PARC shall not be solely or partially, because of such membership, be personally liable for the debts, obligations, or liabilities of the PARC.

Section 3.6 Neither membership in the PARC, nor any rights in the membership, may be transferred for value or otherwise.

Section 3.7 The membership of any member of the PARC shall be terminated for any of the following reasons:

- (a) Upon receipt of such member's written, signed request for such termination.
- (b) Failure of any member to pay dues within sixty (60) days of due date.
- (c) Failure to abide by the By-Laws of the PARC or the conditions set by the sanction of the Executive Board of Directors. Said member shall be given thirty (30) days written notice of the termination stating the reasons and a timely opportunity to be heard on the termination. The notice shall be sent by email or certified mail to the last known address in the records held of the PARC. The opportunity to be heard may, at the election of said member, be in person or in writing.
- (d) For the convictions for a violation of Amateur Radio Service Part 97 of the Federal Communications Commission's rules and regulations involving an Amateur repeater.
- (e) For the loss of one's operating license under the Amateur Radio Service Part 97.
- (f) For the loss of one's operating license due to conviction of any felony unless reinstated by Federal Communications Commission.

Section 3.8 Neither membership in the PARC, nor the payment of membership dues shall be a prerequisite for the use of the club repeaters. Only members may operate additional features that the club has added to the repeaters operation (i.e.. I.R.L.P., repeater control operator).

Section 3.9 "Assessments" although extremely unusual may be required at times to ensure the financial integrity of the Club. A motion for an Assessment may be made at any Club Officers Meeting" and by a set timetable.

ARTICLE IV - Voting

Section 4.1 The term "vote" in ARTICLE IV shall refer to the process of electing the Club Officers that will consist of the President, Vice President, Secretary and Treasurer. These Club Officers shall constitute the membership of the Executive Board of the PARC.

Section 4.2 Each active member shall be entitled to one (1) vote.

Section 4.3 Members entitled to vote may authorize in writing another PARC member to exercise a Proxy on their behalf.

ARTICLE V - Club Officers and The Executive Board

Section 5.1 The Executive Board for the PARC shall consist of the Club President, the Club Vice President, the Club Secretary and Club Treasurer and the term of office for all Officers and Executive Board Members shall be four (4) years.

Section 5.2 The Executive Board shall be responsible for administering the PARC's activities in accordance with the needs of the membership subject to the responsibilities and restrictions contained in these By-Laws and the PARC's Coordination Policy.

Section 5.3 Election of the Executive Board and Club Officers.

The term for a Club Officer will be four (4) years. An election of eligible members of the Club will be held each January. The office of club President and club Secretary will be held In even-numbered years two (2) years apart. The office of club Vice President and club Treasurer will be held In odd-numbered years two (2) years apart. This will provide the election each year for one club office for the term of four years each. The following is a formula for the next five (5) years:

January 2020 - The office of Club President

January 2021 - The office of Club Vice President

January 2022 - The office of Club Secretary

January 2023 - The office of Club Treasurer

January 2024 - The office of Club President

Each candidate for Club Officer who wishes to be considered for election shall submit a nominating petition stating the candidate's name, call sign, and the club office in which he /she is a candidate. This petition shall be signed by the candidate. Additionally, prerequisite for the candidate shall be a member in good standing for at least one (1) year. The candidate shall include four (4) other signatures and call signs of active members (membership for at least one (1) year consecutively) as a reference for representing the PARC membership in good standing. These members who support the nomination of the petitioning candidate, must also be in good and consistent standing in the club. These additional signatures can be on the same or separate documents providing the nominating petition is submitted with all the required names and signatures in one package.

The completed nominating petition must be submitted to the Club Secretary of the PARC no later than October 30th., immediately prior to the scheduled election and be submitted to the club membership for discussion, before any votes be accepted for passage of the nomination.

Nominees must be bonafide proven licensed Amateur radio operators with interest in maintaining a cohesive and organized structure to the Amateur Radio community and to operate and assist in maintaining the clubs Amateur Radio Repeater Stations in Southeast Florida.

Ballots will be sent to each member in good standing by email and returned to the Secretary. The secretary shall have the ballots counted in such a way that assures fairness. The winner of the election of each office shall be elected by plurality.

In the event that no nominating petitions are received from the membership in the time frame required in the year scheduled for the election of it's officer and director, then the president shall present the name of a qualified member from the slate for election by the Executive Board at the next Annual Executive Board Meeting.

Section 5.5 In the event an Officer and Director is unable to complete his/her term for any reason, the President shall appoint a temporary Officer and Director who will serve until the next scheduled election is to be held.

Section 5.6 An Officer and Executive Board Member shall be removed from office:

Upon presentation of petitions to the Secretary and Executive signed by at least 51% of the membership to generate a new election in the respective slate.

Upon a 2/3's vote of the remaining Officers and Executive Board,

Upon revocation or suspension of an Amateur radio license, conviction of any felony, or any long term disability, or death that prevents a Club Officer / Executive Board Member from carrying out his/her duties for a period greater than six (6) months.

Failure of a Club Officer / Executive Board Member to attend three (3) consecutive scheduled monthly meetings shall cause the automatic removal of the office he/she holds. The President shall appoint a successor as provided in the By-Laws. Attendance via Teleconferencing is acceptable.

Section 5.7 The Executive Board will be responsible for conducting all of the business of the PARC. All business, arbitration, and coordination policies enacted by the Executive Board of Directors will be by a majority vote of The Executive Board. The President is the General Manager and Chief Executive Officer of the PARC and will control and conduct all of the meetings of the PARC. If the President is unable to control and conduct some of the meetings of the PARC, the Vice President will temporarily step into his position for the meeting.

ARTICLE VI - Meetings

Section 6.1 Monthly Club Meetings.

(a) The PARC shall hold a Monthly Club Meeting on the 3rd Monday of each Month. The January meeting shall be held within thirty one (31) days of the beginning of the PARC's fiscal year (January 1st). The time & place for the meetings will be established by the Executive Board and called by the President of the PARC.

(b) Notice shall be given to the general membership at least ten (10) days prior to the meetings. The notice will be posted on the main page of the PARC website and sent by e-mail.

(c) A Quorum (a majority of members plus the PARC President or Vice-President) must be present for a meeting to be held.

(d) The Robert's Rules of Order, as may be amended from time to time, shall govern the meeting of PARC members insofar as such rules are not inconsistent with or in conflict with these By-Laws, the Articles of Incorporation, or the law.

ARTICLE VII - Executive Board Meetings

Section 7.2 Executive Board Meetings:

(a) The PARC President or any three Executive Board members may call a meeting at any time that it is deemed necessary.

(b) Notice will be given each Executive Board member at least thirty (30) days and ten (10) days prior to a Executive Board meeting that has been called, except in emergencies.

ARTICLE VIII - Audit

Section 8.1 It shall be required that an audit be conducted by the Executive Board from the membership and club owned equipment (inventory) at least once per fiscal year. This audit shall include the financial records and club owned equipment (inventory). A report of the books authenticity shall be presented by the Club Treasurer at the annual Executive Board meeting.

ARTICLE IX - Binding Actions

Section 9.1 All actions passed by a vote of the PARC within the authority if these By-Laws shall be considered binding on all members as the policy of the PARC.

ARTICLE X - Disbursement of Funds

Section 10.1 Should the PARC dissolve the corporation or disband, the remaining funds from the treasury shall be divided evenly between the club's membership. The inventory (real property) shall be divided evenly between the club membership who have been in good standing for more than five (5) years.

ARTICLE XI - By-Law Amendments

Section 11.1 These By-Laws may be amended by a seventy-five (75) percent vote of the Executive Board provided that appropriate notification of intent to amend the By-Laws has been included in the meeting notice.

Voted and Affirmed by the membership November 18 , 2019

Certificate of service by my signature, I do hereby certify and attest that this Document is the true and correct Constitution of the Palmetto Amateur Radio Club, Inc.

John Kreider, WA4YOG
Palmetto Amateur Radio Club President
November 18, 2019

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