

BYLAWS AS AMENDED

Wylie East Band Booster Club Adopted June 1, 2010

Article I. Purpose

1. The name of this organization is the Wylie East Band Booster Club.
2. This organization is formed for the purpose of promoting the interests in music education within the Wylie Independent School District, Wylie, Texas, USA. Promotion activities are to be directed primarily to music education as conducted as part of the Wylie Independent School District's band program, however, activities of other music educators within the district as deemed appropriate by the Board of Directors.
3. The Wylie East Band Booster Club is to be operated as a non-profit educational support organization. Rules and guidelines as specified by the current issue of the WISD Booster Club Guidelines that reference the U.S. Internal Revenue Code, Section 501 (c) (3) are considered applicable to the objectives, goals and operating procedures adopted by the Wylie East Band Booster Club.

Article II. Membership

1. Membership in the Wylie East Band Booster Club is to open and encouraged for all parents of students enrolled in music education programs in the Wylie ISD, teachers and other school district personnel, community residents wishing to support the school district music programs, and any other person desiring to actively support these activities or is a parent of guardian of active band student.
2. Membership shall not be denied to any person because of race, religion, sex, or national origin.
3. Any person is considered a "member" of the Wylie East Band Booster Club if that person regularly attends club meetings and supports club activities by participating in such activities.
4. Memberships shall be offered for individual persons known as "memberships". There shall be no other types or classes of memberships other than specified in this section of the bylaws.
5. Membership fees may be assessed as determined by the Board of Directors. There shall be no variance of membership fees and fees shall remain fixed within a fiscal year.

Article III. Sponsorships

1. Sponsorships in the Wylie East Band Booster Club is open to individuals or businesses who wish to support the school district music programs monetarily or by providing services without actively participating in Band Booster Club meetings and activities.

2. Sponsorships shall be offered for individual persons, businesses, and other organizations known as "Sponsorships." There shall be no other types or classes of sponsorships other than those specified in the section of the bylaws.
3. Sponsorship fees may be assessed as determined by the Board of Directors. There shall be no variance of sponsorship fees and fees shall remain fixed within a fiscal year.

Article IV. Termination of Memberships

1. Resignations of members may be made in writing at any time or rendered in accordance with procedures authorized by the Board of Directors.
2. Resignations shall not cancel any legal debt owed to the club by the terminating member, and all working funds held or reimbursements due the club shall not be considered terminated as a result of the termination of membership.
3. Memberships shall not be involuntarily terminated for any member of the club unless approved by a seventy-five percent majority of members present as determined by secret ballot administered by the officer presiding at a regular meeting of the club. No involuntary termination of membership shall be valid if cause for the termination was related to the member's race religion, sex, or national origin. Such a termination will be proposed for membership balloting only upon approval of at least seventy-five percent of the members of the Board of Directors and a rendering of a written charge to the membership outlining just cause for the termination. The charged member shall also have the right to answer the charges verbally or in a written document to be distributed to the membership when the Board of Directors has indicated by its seventy-five percent vote that they believe the termination of membership to be proper because of matters involving gross misconduct, gross non-support of music education within the school district, or violation of any laws by local, state, or federal authority.

Article V. Board of Directors

1. The club activities shall be governed by the Board of Directors, consisting of all club officers, and the chairpersons of the Membership Committee and Concession Committee (six members).
2. The tenure of office for members of the Board of Directors shall be concurrent with the tenure as an officer as prescribed in Article VI.
3. Resignations of members of the Board of Directors shall be replaced in accordance with provisions for replacement of officers and committee chairpersons outlined in these bylaws.
4. Meetings of the Board of Directors shall be conducted as requested by the President. Should the President not be able to conduct affairs of the Board of Directors the power of succession shall be in accordance with Article VI.

5. It shall be the duty of the Board of Directors to have general supervision of the club and enforce the club bylaws.

Article VI. Officers

1. The officers of the club shall be a President, Vice-President, Treasurer and Secretary. Definitions of President, Vice-President, Treasurer and Secretary are outlined in the WISD Booster Club Guidelines (p. 6-8).
2. The officers shall be elected annually, prior to the end of the fiscal year to assume office on July 1, following the end of the school year until June 30 of the following year. The election date shall be determined by the Board of Directors.
3. Resignation of officers shall be made in writing to the Board of Directors. No officer shall be involuntarily removed from office except as a result of membership involuntarily as described in Article IV (3).
4. Power of succession for officers shall be in the order as follows: (1) Vice-President; (2) Secretary; (3) Treasurer. The responsibilities of officers shall be assumed by the next officer in the Power of Succession in sequence as outlined herein.
5. The President shall be the chief executive officer and preside at all meetings. The president shall appoint committees as deemed appropriate, however the Membership Committee and Concession Committee shall be standing committees of the club as discussed in Article VII. (p. 6 WISD Booster Club Guidelines)
6. The Vice-President shall be the assistant to the President and in the absence or incapability of the President to perform required duties the Vice-President shall assume the President's responsibilities and duties. (p. 7 WISD Booster Club Guidelines)
7. The Secretary shall be the secretary at all meetings of the club, have responsibility for informing membership of regular and special meetings, record meetings of proceedings at meetings, and have custody of club records except for those records under the custody of the Treasurer. The Secretary shall assume the duties of President and Vice President in accordance with (4) above as required to ensure continuance of club business. (p. 7 WISD Booster Club Guidelines)
8. The Treasurer shall have charge of the club financial records including financial accounting records, financial statements and checkbook. The Treasurer shall render a complete financial report at each regular meeting of the club and at such other times as requested by the President. The Treasurer shall have the responsibility for supervision over the receipt and disbursement of club funds and disbursement in accordance with club objectives and goals prescribed in Article I. (p. 8 WISD Booster Club Guidelines)

9. Officers shall have the responsibility to direct the club in accordance with its bylaws and provision described in Article I pertaining to operation of the club as a non-profit organization to support music education activities.
10. Executive Board for the Wylie East Band Booster Club will consist of the President, WISD Assistant Superintendent of Business Operations, and WISD District Superintendent. The Executive Board shall have authority over all activities of the Board of Directors and Club Membership.
11. No two family members or relatives can serve as an officer at the same time in any given fiscal year.

Article VII. Committees:

1. The Membership Committee and the Concession Committee shall be standing committees of the club with chairpersons appointed by the president as soon as possible after election.
2. The President shall appoint other committees as necessary to conduct club business and activities. The life of these committees may be no more than one fiscal year or shorter. (p. 9 WISD Booster Club Guidelines)
3. A Nominating Committee may be appointed by the Board of Directors at least two months prior to the annual election of officers to recommend a slate of officers to the membership for election. Appointment of this committee is considered optional, however if elected it must consist of at least three members excluding the president and it must include at least one member who is not a member of the Board of Directors. (p. 9 WISD Booster Club Guidelines)
4. The Audit Committee shall be appointed by the President to perform an audit of all Booster Club records at the end of the fiscal year. The audit should be conducted by at least 2 members who are not involved with day-to-day operations as outlined on page 9 of the WISD Booster Club Guidelines.

Article VIII. Meetings:

1. Regular monthly meetings shall be scheduled from July 1 through June 30 of each fiscal year. The date and time for these regular meetings shall be determined by the Board of Directors.
2. Special meetings of the membership shall be called as considered necessary by the Board of Directors.
3. A quorum shall be constituted at any regular or special meeting of the membership when at least fifteen members are present at the meeting excluding the President.
4. A majority vote of the membership at a meeting shall constitute a vote of the membership except as required in Article IV (3).

Article IX. Fiscal Matters:

1. The fiscal year of the club shall be from July 1 through June 30 of each calendar year.
2. In order to maintain fiscal integrity of the Wylie East Band Booster Club the Board of Directors and Club Membership will follow all fiscal guidelines as outlined in the WISD Booster Club Guidelines. These guidelines include but are not limited to all financial reporting, collection of revenues, and disbursement of funds for Club operations.
3. Should the club terminated operation for any reason; no funds held by the club shall be disbursed to any officer, committee member, or club member. All funds held by the club and all property, personal or real, owned by the club in the event of termination of the club activities shall be converted to cash and disbursed to the Wylie Education Foundation to disburse as scholarships.

Article X. Amendments

1. The bylaws of the club may be amended by a majority vote of the membership at any regular meeting or special meeting where a quorum is present. A written copy of the bylaws as currently in effect and as proposed for amendment shall be presented to the membership prior to balloting on the proposed amendment.
2. Proposed amendments to the bylaws must be approved by the Board of Directors or presented to the Board of Directors with a petition bearing the signatures of ten or more members in which case the Board of Directors must approve the proposed amendment for membership balloting at the next regular meeting of the club.
3. In the event of lack of clarity, the board of Directors shall interpret the bylaws and report their interpretation to the membership at the next regular meeting of the club.
4. In the event any part of the club bylaws is or becomes in conflict with the laws of any city, state, federal or UIL jurisdiction, then that part of the bylaws shall be void and the conflicting law prevail over the operation of the club as a non-profit organization in accordance with Article I.

These Bylaws were originally drafted by officers of the booster club in June 2009, and formally adopted by a majority vote of the general membership at the regular meeting on June 1, 2010, as recorded in the meeting minutes from that date.

A complete list of Amendments to the Bylaws in accordance with Article X follows:

Amendment #1 to the Bylaws – November 2, 2010

Wylie East Band Booster Club

In accordance with Article X of the Bylaws of the Wylie East Band Booster Club, the following amendment is incorporated at the request of the IRS in order to meet the organization test for exemption under section 501(c)(3):

- a. Said organization is organized exclusively for charitable, religious, educational, and scientific 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 corresponding section of any future federal tax code.
- b. Upon dissolution of the organization, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal 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 disposed of shall be disposed of by the Court of Common Pleas of the county in which the principal office of the organization 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.

This amendment (1a-1b above) to the Bylaws of the Wylie East Band Booster Club was formally adopted by a majority vote of the general membership at the regular meeting on November 2, 2010, and confirmed by the following two officers on that date:

Rob Diaz, President

Rory Ragsdale, Treasurer

Amendment #2 to the Bylaws – May 13, 2014

Wylie East Band Booster Club

In accordance with Article X of the Bylaws of the Wylie East Band Booster Club, the following amendment is incorporated at the request of the Officers of the Booster Club in order to establish an additional Officer position of Vice Treasurer to support the Treasurer in their financial responsibilities:

- a. The Vice Treasurer shall be the assistant to the Treasurer and in the absence or incapability of the Treasurer to perform required duties the Vice-President shall assume the Treasurer's responsibilities and duties.
- b. At the determination of the Treasurer, an appropriate split of duties will be defined and the two positions will share in the responsibility for supervision over the receipt and disbursement of club funds and disbursement in accordance with club objectives and goals prescribed in Article I. (p. 8 WISD Booster Club Guidelines).

This amendment above to the Bylaws of the Wylie East Band Booster Club was formally adopted by a majority vote of the general membership at the regular meeting on May 13, 2014, and confirmed by the following two officers on that date:



Rob Freeman, President



Rory Ragsdale, Treasurer

Amendment #3 to the Bylaws - August 2, 2022

Wylie East Band Booster Club

In accordance with Article X of the Bylaws of the Wylie East Band Booster Club, the following amendment is incorporated at the request of the Officers of the Booster Club in order to establish summer spending authorization.

- a. Summer spending is defined as any expenditures that are needed between the end of the previous school year and before the new budget is adopted by the membership at the first regular meeting, to facilitate the start of the next school year.
- b. These items may include, but are not limited to marching band prop supplies, director special purchases, or booster special purchases.
- c. All summer spending will be discussed and voted on by the presiding Officers for the upcoming school year. The expenditures will be reported to the membership at the first regularly scheduled meeting.
- d. A limit on the total amount to be spent is not to exceed a cumulative \$7,500 at any point. If by a vote of the presiding Officers there is a need to exceed this limit, a special meeting will be called to confer with the full membership, and a majority vote will be needed to increase the additional requested funds. Any permanent increase to this limit must be made with a new amendment to the bylaws during a regular meeting with a majority vote of the membership.

This amendment above to the Bylaws of the Wylie East Band Booster Club was formally adopted by a majority vote of the general membership at the regular meeting on August 2, 2022, and confirmed by the following Officers on that date:



Brian Swanson, President



Patti Dunham, Vice President



Kathy McAlister, Treasurer



Tiffany Kvale, Vice Treasurer



Lisa Bass, Secretary