

Constitution and By-laws
of the
Cape Hatteras Anglers Club, Inc.
CONSTITUTION

Article I. NAME AND LOCATION

This organization shall be known as the CAPE HATTERAS ANGLERS CLUB, INC., (CHAC), an incorporated, tax-exempt *501c (4)* organization, located on Hatteras Island, Dare County, at 47231 Light Plant Road, Buxton, North Carolina 27920.

Article II. PURPOSE

The purpose of the Cape Hatteras Anglers Club is to:

- a. To promote an interest in and for recreational fishing, marine life and the marine resources of our State, and to encourage recreational anglers to practice "catch and release" as a means of sustaining those resources;
- b. To foster and develop a friendly and harmonious relationship among all anglers;
- c. To sponsor and hold events relating to recreational fishing and marine life;
- d. To support Community related activities which serve and benefit Hatteras Island (and our members);
- e. To educate the public and serve as a "watch dog" organization with regard to any and all matters or issues affecting or limiting ORV beach access, and to help perpetuate and promote open access to the beaches of the Cape Hatteras National Seashore Recreational Area and its resources;
- f. To join with like-minded groups, i.e. Outer Banks Preservation Assn. (OBPA) and North Carolina Beach Buggy Assn. (NCBBA), working in a cooperative manner with federal, state, and local agencies to develop uniform and impartial application and enforcement of such laws, rules and regulations as they pertain to beach access, and those related, restrictive impacts on beach access, i.e. buffers and closures for birds and turtles, and Vehicle Free Areas (VFAs); and
- g. To cooperate with federal, state and local authorities in the uniform and impartial application and enforcement of pertinent laws, rules and regulations, and to promote and follow all rules and regulations established by North Carolina Marine Fisheries and the National Park Service.

Article III. MEMBERSHIP

Section 1. Members

An application for membership must be reviewed by the Board of Directors (BOD), and if acceptable, be presented at the next members' meeting. If approved by a majority vote of those members present, those applicants presented shall become members. The first year's dues shall accompany the application for membership. A Member "In Good Standing" is a Club member whose dues are current. Any person agreeing with our purpose as set forth in Article II, shall be eligible for active membership in the Club. There are three (3) membership classes: Youth (free) – Age up to 9; Junior (free) – Age 11 through age 16; and Adult. Youth and Junior members must renew their membership each year to be eligible for inclusion in the "Members Surf Fishing Contest." Any person under 17 years of age shall be a Junior member and not entitled to vote or hold office. Membership in the Club is not transferable. Lifetime membership is available to any member upon the payment of the amount set by the BOD and subject to approval by the Members.

Section 2. Dues

Annual and Lifetime Club dues are defined in the Club's Policies and Procedures and determined by a majority vote of the BOD.

Section 3. Anniversary Date

The anniversary date for all members shall be December 31st. Any member whose dues are not paid by March 31st of the following year will lose all membership privileges and may be dropped as a member of the Club. A new membership application may need to be submitted to reinstate membership status, but no new numbered license plate will be issued under these circumstances.

Section 4. Limitation and Removal

The Board of Directors reserves the right to revoke one's membership for cause including actions viewed as detrimental to the values and purpose of the Club.

Exclusions: Membership in the Club does not create or constitute any ownership interest in the assets of the Club. Membership in the Club in no way includes access to any CHAC Social Media outlets. The CHAC BOD has the authority to ban or deny access to any person found to be defacing CHAC on any Social Media Outlets. Removal from social media, up to and including revocation of one's membership, is possible.

Section 5. Honorary Membership

Courtesy or Honorary Membership may be granted to individuals at the discretion of the BOD. These memberships will be free, non-voting, and the recipients are not eligible to hold any office or seat on the BOD, nor shall the bestowal constitute any appearance of being a monetary gift to the individual.

Article IV. OFFICERS AND BOARD OF DIRECTORS

Section 1. Officers

The Officers of the Cape Hatteras Anglers Club shall be President, Vice President, Recording Secretary, and Treasurer.

Section 2. Board of Directors

The Board of Directors (BOD) shall consist of the four (4) Officers of the Club as set forth in Section 1 above and seven (7) Directors. All BOD members are eligible to vote on motions brought to the board. For election purposes, the BOD shall be divided into two groups (Group A and Group B). Group A shall be comprised of the President, Secretary and four board members. Group B shall be comprised of the Vice President, Treasurer and three board members. Each of the two groups began serving staggered terms of two years starting in 2014, with each group up for election in alternating years.

Section 3. Absences and Qualifications

Officers and members of the BOD of the Cape Hatteras Anglers Club must have been members for the preceding twelve (12) months and serve without compensation. The BOD has the authority to excuse absences on a case-by-case basis or accept attendance at a meeting virtually or by electronic communication. Any Officer or member of the BOD having three (3) unexcused absences in a calendar year will be asked to resign and be replaced in accordance with Article II, Section 3 of the By-laws. At no time may more than one member of any immediate family serve in any elected office. A majority number of the Officers and members of the BOD must be year-round residents of Dare County, NC.

Section 4. Powers

Board Of Directors - The BOD shall hire persons, including, but not limited to an Executive Secretary, club accountant, attorney, or any other professional to serve in such capacity for the benefit of the Club, or any workers to perform work on the Club premises OR building and grounds.

Executive Secretary - An Executive Secretary may be hired as needed to conduct and manage the business affairs of the Club and serve as Executive Secretary. The Executive Secretary shall be a member of the Club and a year-round resident of Dare County, N. C. The BOD shall establish Job qualifications, compensation, and duties. The Executive Secretary shall carry out all duties and responsibilities as directed by the BOD and will receive direct instructions from the President. The Executive Secretary shall be an *ex officio* member of the BOD and all committees, without vote, and will be required to leave the Board meetings at the direction of the President. The Executive Secretary is not eligible to hold an elected seat on the BOD. The Executive Secretary may be discharged, for cause, at any time by majority vote of the BOD.

Club Accountant - The BOD may hire a person to act as Club Accountant. The duties of the Club Accountant are to keep an accurate account of all financial records of the Club including, but not limited to, payroll and all of its related reporting requirements.

Article IV. COMMITTEES

The Standing Committees of the Cape Hatteras Anglers Club shall be:

1. Annual Tournament Committee
2. Building and Grounds Committee
3. Membership Committee
4. Bingo Committee
5. Scholarship Committee (shall be the current BOD)

The above committees serve at the discretion of the BOD and any changes in policies or

structure must be presented to and approved by the BOD. The BOD may create additional committees as needed.

Article V. DISSOLUTION

Upon dissolution of the corporation, the balance, if any, of all assets received by the corporation from its operations or from any other source, after payments of all debts and obligations of the corporation of whatever kind and nature, shall be deposited into a trust to award scholarships as described below to be administered by the Outer Banks Community Foundation, Inc., which is a 501 c (3) organization experienced in awarding scholarships. Written instructions are to be given to the Outer Banks Community Foundation, Inc. that will require them to award scholarships in the name of the Cape Hatteras Anglers Club. Scholarships shall be given to graduating seniors who are residents of Hatteras Island, North Carolina, and who have been accepted into a full-time post high school program of study leading to a minimum of an associate degree, or a trade school leading to a Certificate of Completion. Home schooled students with a transcript and Certificate of Completion equivalent to a Diploma are also eligible.

Article VI. AMENDMENTS

Amendments to this Constitution shall be made by being proposed at a regular meeting and voted upon at the next regular meeting. A two-thirds vote of the total members present and entitled to vote will be required to pass any proposed amendment.

By-Laws

Article I. NOMINATING COMMITTEE

The Nominating Committee, to consist of three members, shall be chosen by the BOD prior to the regular November meeting. No incumbent of an elected position or member of their immediate family may serve on the Nominating Committee. The duty of the Nominating Committee is to recommend a slate of Officers and BOD who are qualified, willing to accept nomination, and who agree to serve if elected.

Article II. NOMINATION, VOTING, AND ELECTION

Section 1.

Nomination and election of Officers and BOD shall be made at the December meeting of each year, unless or in the case of Special Circumstances. Special Circumstances may be declared or deemed to be such as those during a pandemic, or other circumstances duly agreed upon by the BOD.

Section 2.

In addition to the slate presented by the Nominating Committee, the President will call for nominations from the floor for each position. Any member present shall be entitled to nominate any qualified member to an office or position on the BOD open for election. Those nominated from the floor and those named by the Nominating Committee are then voted upon by members who are present. The nominees receiving the greatest number of votes shall be elected. The elected Officers and BOD will be installed at the regular January meeting.

Section 3.

In the event of death, resignation, termination, or inability of any Officer or Director to serve, the BOD shall appoint a member who meets the nomination requirements to fill the vacancy until the next regular election for that seat.

Article III. DUTIES OF OFFICERS AND BOARD OF DIRECTORS

Section 1. President

The duties of the President shall be to preside at all meetings of the Club, to preserve order, appoint committees (except the Nominating and Standing Committees) or representatives as may be required to perform duties pertaining to his office.

Section 2. Vice President

The duties of the Vice President shall be to perform the duties of the President during the President's absence and other duties deemed necessary or assigned by the President.

Section 3. Treasurer

The Treasurer shall be responsible for the safeguarding of all funds received by the Cape Hatteras Anglers Club and for their proper disbursement. Such funds shall be kept on deposit in

financial institutions approved by the BOD.

The Treasurer will prepare an annual budget for review and approval by the BOD. Expenditures not budgeted must be authorized by the BOD prior to purchase .

All funds shall be disbursed only by Electronic Funds Transfer (EFT) or check signed by those authorized by the BOD and insured under the Club's Bond Insurance policy. The club's financial records for the preceding year shall be reviewed prior to March 31st of the following year by one member of the BOD and two members of the Club. Following this review, a report shall be made to the BOD and members of the Club.

Section 4. Recording Secretary

The duties of the Recording Secretary shall be to keep a proper record of all proceedings of each meeting of the Club, when necessary.

Section 5. Board of Directors

The BOD shall work with the President at all times in planning and executing the business affairs of the Club. They shall have the authority to disburse funds as necessary. Furthermore, the President may authorize an expenditure of up to \$1,000.00 without prior approval of the BOD. Approval of any matter may be sought via e-mail to and response from all members of the BOD. The BOD shall meet at least once a month.

Article IV. MEETINGS

Section 1. Members Meetings

A Members Meeting of the Cape Hatteras Anglers Club shall be held on the second Saturday of each month at 7:30 p.m. from September through June unless otherwise announced in the Club Bulletin, by e-mail, phone, social media, and posting a sign of the door of the Club premises. Meetings may be canceled immediately and until further notice in the case of an emergency or pandemic situation.

Section 2. Special Meetings

The President or the BOD may call a Special meeting of the BOD or the Members at any time if they deem it necessary, or by the written request of ten members. All members shall be notified of a Special Members meeting. The business of the Special BOD or Members meeting shall be limited to the published agenda.

Section 3. Quorum

A quorum for a Members Meeting or a Special meeting shall consist of 15 members in addition to six members of the BOD. For the BOD to convene and take action, a minimum of six (6) members, constituting a Quorum, must be present. A majority vote of those present will decide any issues brought to the floor except for amendments to the Constitution and By-Laws. Attendance via remote conference call-ins will be recognized towards quorum requirements.

Section 4. Meeting Protocol

All meetings shall be conducted according to Standard Code of Parliamentary Procedures by the American Institute of Parliamentarians. The President shall designate one member of the BOD to be a Parliamentarian.

Article V.

CLUBHOUSE AND CLUB PROPERTY

The Clubhouse and Club property shall be used only for the benefit of the Cape Hatteras Anglers Club, except with the approval of the BOD. At no time shall approval be granted for use of the clubhouse or Club property for personal gain.

Article VI.

AMENDMENTS

Amendments to these By-Laws shall be made by being proposed at a regular Members Meeting and voted upon at the next regular Members Meeting. A two-thirds vote of the total members present and entitled to vote will be required to pass any proposed amendment.

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