



# **Pike Cubs Baseball**

**Pike Cubs Baseball, Inc.**  
**BYLAWS**

**ARTICLE I. Name and Object**

**Section 1. Name.** The name of the organization shall be Pike Cubs Baseball, Inc. (hereinafter referred to as "Pike Cubs.")

**Section 2. Object.** It shall be the object of the Pike Cubs to foster, promote, and advance the cause of youth baseball and softball within the jurisdiction of the organization and protect the interests of its members. Further it shall be the policy of the Pike Cubs to conduct its activities using the standard that the physical and moral welfare of young people for whose benefit it is organized shall remain paramount. All matters of policy shall be determined on that basis.

**Section 3. Make-up.** The Pike Cubs shall be a volunteer, nonprofit, recreational, and educational organization and shall have no salaries paid to its officers, Board of Directors or committee members for the performance of their duties.

**ARTICLE II. Administration**

The affairs of the Pike Cubs shall be administered by the Board of Directors (hereinafter referred to as "BOD") and the elected officers. All organization matters, except those set forth in Article V Section 9 (Trial Board) and Article VII (f) (matters for membership vote), shall be resolved by the members of the BOD. The BOD shall be responsible and accountable to the members of the organization for its actions.

**ARTICLE III. Membership**

**Section 1. Members.** There shall be one class of members in Pike Cubs. A member is a registered player's(s') family, (parent or legal guardian) in good standing with the Pike Cubs. Each player's(s') parent(s) or legal guardian(s) are welcome to attend meetings, however each family involved in the Pike Cubs shall have one vote even if a family has more than one (1) player participating at any level. Voting by proxy shall not be allowed. Only the player's(s') parent or legal guardian as registered with the Pike Cubs shall meet the criteria of a registered player's(s') family.

**Section 2. Bi-Annual Membership Meetings.** There shall be two meetings of the members of the Pike Cubs each year. Refer to Article VII, Section (j) and (k).

**Section 3. Special Membership Meetings.** Special Meetings of the members of the Pike Cubs for any purpose or purposes may be called at any time by the majority of the BOD, or by written petition delivered to the President signed by any ten (10) members of Pike Cubs in good standing. Notice of the time and place of Special Meetings shall be given in the same manner as for Bi-Annual Meetings as set forth in Article VII (k). There shall be 14 day (including weekends and legal holidays) notice of Special Meetings.

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**Section 4. Suspension and/or Removal of a Member.** Should the BOD find the conduct of any member, player, manager, coach, or other member contrary to the organization Object, detrimental to the best interests of the organization or the best interests of youth baseball or softball, the BOD may take such action as the BOD deems reasonable including, but not limited to, suspension from or removal from the organization. Such action shall require the vote of a two-thirds (2/3) majority of the BOD present at any meeting. If a member, player, manager, coach or other member disagrees with the BOD's action, then an appeal can be made by requesting a Trial Board be convened and address the issue, as outlined in Article V, Section 9.

**ARTICLE IV. Affiliation**

The Pike Cubs shall be an affiliated and comply with The Mountaineer Baseball Association (MBA), The Mountaineer Softball League (MSL), and the PONY Baseball organization.

**ARTICLE V. Officers**

**Section 1. Officers of Pike Cubs.** The officers (President, Vice President, Secretary, Treasurer) and the members of the BOD shall be elected by individual and separate confidential ballot at the Fall Annual Meeting. President, Vice President and Secretary and Treasurer shall take office immediately upon election and hold office for one year, with no consecutive term limits. In order to take office as Treasurer, the elected member must be insured. Members of the BOD shall be the following: (2) 3 year members, (2) 2 year members (1) 1 year member. The elections for members of the BOD shall be staggered according to the position available.

- (a) The Officers of the Pike Cubs shall consist of: president; vice president; secretary; treasurer; and 5 board members. (total 9)
- (b) The Officers and BOD members shall be elected by the candidate who receives the most votes of the members present at the Fall Annual Meeting.
- (c) These Officers shall constitute the BOD. No person shall be elected to more than one office concurrently.
- (d) Nominations for officer positions shall be required by a member present and not comprising of the nominee.
- (e) Vacancy by voluntary resignation or removal, suspension or revocation shall be filled by appointment of the President until the next Bi-Annual or Special Meeting scheduled where an election can be conducted.

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- (f) Upon the end of term or vacancy, each officer shall immediately tender to the organization all items and things owned by Pike Cubs or produced by the officer or BOD member on behalf of Pike Cubs.

**Section 2. Duties of the President.**

- (a) The President shall act as chairperson of all BOD, Bi-Annual and Special Meetings. The President shall preside at all meetings and shall be an ex-officio member of all Standing and Ad Hoc Committees and shall perform such other duties as are normally associated with the office of President.
- (b) The President shall be responsible for coordinating activities of the Pike Cubs, promoting youth baseball and softball as a whole, and performing administration duties concerning the Pike Cubs.
- (c) The President will only vote when needed to cast the deciding vote at BOD, Trial Board, Special and Bi-Annual Meetings.
- (d) The President shall recommend programs, policies, rules, regulations and other matters for BOD and membership consideration and shall effect and oversee their successful completion.
- (e) The President shall represent the organization in all MBA, MSL, and Pony baseball activities pertaining to the Pike Cubs and report such activities to the BOD and membership.
- (f) The President may appoint delegates to represent his office and other offices for MBA, MSL, and Pony baseball activities.
- (g) The President shall designate the time and location of BOD meetings which shall be made known to the BOD members with reasonable actual notice to all BOD members.
- (h) The President, with the advice and consent of the BOD, shall designate and appoint members to all Standing and Ad Hoc Committees.
- (i) The President shall confirm that the organization has acquired proper insurance for the player participants, coaches and managers, the properties leased by Pike Cubs and that the Treasurer is bonded.
- (j) During the audit of financial records after August 1 of each year, the President shall confirm the organization's monies on deposit at any bank or other financial institution.
- (k) The President shall confirm that the Bylaws and Amendments, if any, are properly distributed pursuant to Article IX(a) and (b).

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- (l) The President shall confirm that each member each year is provided with the listing of officers, BOD members and Standing Committee Chairperson name, address and phone number.
- (m) The President shall be the signator to all contracts entered into by Pike Cubs with the approval of the BOD.
- (n) The President shall be the second signator to all checks issued by Pike Cubs. Said signature shall only be applied after the check has been prepared and signed by the Treasurer.

**Section 3. Duties of the Vice President.**

The Vice President shall perform all duties of the President in the absence or unavailability of the President. The Vice President shall perform such duties as may be assigned by the President; shall otherwise assist the President in the performance of the President's duties and shall preside at all BOD, Special and Bi-Annual Meetings in the absence of the President. The Vice President shall be an ex-officio member of all Standing and Ad Hoc Committees.

**Section 4. Duties of the Secretary.**

- (a) The Secretary shall record, prepare and preserve written minutes of all BOD, Special and Bi-Annual Meetings for review of any member and deliver them for approval at each subsequent meeting.
- (b) The Secretary shall complete all officer, BOD and league correspondence and shall record, keep and preserve the records of the organization.
- (c) The Secretary shall maintain a record of player registrations and a current mailing list of all members with a designation for officers, BOD members and all Standing and Ad Hoc committee members.
- (d) The Secretary shall serve as the reporter for any Trial Board session.
- (e) The Secretary shall give all notices of all Bi-Annual and Special Membership Meetings consistent with Article VII(k) (Notice Requirements).
- (f) The Secretary shall distribute the Bylaws and Amendments consistent with Article IX(a) and (b).
- (g) The Secretary shall distribute to each member annually the listing of officers, BOD members, and Standing Committee Chairpersons name, address and phone number.

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**Section 5. Duties of the Treasurer.**

- (a) The Treasurer shall collect all fees and monies due and owed the organization and have custody and control of all monies of Pike Cubs. The Treasurer shall compile an annual budget for BOD consideration, and shall keep a detailed ledger of account of receipts and disbursements and supporting documentation.
- (b) The Treasurer shall submit a monthly report of finances and shall pay all bills properly voted upon and approved for payment by the BOD.
- (c) The Treasurer shall prepare and sign all checks which shall then be countersigned by the President.
- (d) The Treasurer shall possess for review and submit to the membership at Bi-Annual Meetings a detailed financial statement covering all receipts and disbursements for the preceding 12 months with corroborating documentation.
- (e) The Treasurer shall be personally responsible for the care and preservation of all Pike Cubs' monies.
- (f) The Treasurer shall upon request of any officer, BOD member or written petition endorsed by 10 or more members in good standing delivered to the President immediately produce for inspection all financial records, receipts and disbursements and corroborating documentation of all monies owned or held by Pike Cubs.
- (g) The Treasurer, at the expense of Pike Cubs, shall be insured for malfeasance, misfeasance and/or negligence in handling all monies up to the total of money possessed by Pike Cubs.
- (h) The Treasurer shall submit all of the financial records of Pike Cubs to the Finance/Audit Committee by August 1 of each year for a full audit of the records.

**Section 6. Duties of the BOD members.**

The BOD members' duties shall be to conduct the business of the organization and to promulgate rules, regulations, guidelines and policies for the operation of the organization and implementation of the Object of the organization.

Members of the BOD shall have one vote in matters of the organization in general, but shall not represent a team or vote on matters of the BOD in which they are involved as a coach or manager.

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**Section 7. Removal of Officer.**

Any officer may be removed from office for any reason including but not limited to misfeasance, malfeasance, dereliction of duty and activities inconsistent with the Object of the organization by a two-thirds (2/3) vote of the members present at a duly and properly scheduled Bi-Annual or Special Meeting as set forth in Article VII(k).

**Section 8. Committees.**

- (a) The following Standing Committees shall be appointed and designated by the President with the advice and consent of the BOD: *Finance/Audit Committee, Registration Committee, Tag Day Committee, Steak Fry Committee, Rules and Regulations Committee, Shirt Sponsor Committee, Sign Sponsor Committee, Fields & Equipment Committee, Concessions Committee, and a Trial Board* (if needed). Committee members shall be selected from the members of organization.
- (b) Any Standing Committee shall recommend action and implement programs approved by the BOD.

**Section 9. The Trial Board.**

- (a) The Trial Board shall consist of seven (7) members. The members of the Trial Board shall be the President, two (2) members of the BOD appointed by the President and four (4) non-officer members shall be appointed by the President, with the advice and consent of the BOD, from the members of the organization and must include at least one (1) member who is involved at the same level of play as the subject player, manager, coach or individual and one (1) member that is chosen from the members by the subject individual for which the Trial Board has been implemented. If the subject individual is the President, then he/she shall not serve on the Trial Board and the Vice President would serve by way of substitution for all duties of the President regarding the Trial Board process.
- (b) The Trial Board shall have charge of a *de novo* review of the case, and either affirm the BOD decision or reverse and remand the case back to the BOD for further consideration. The Trial Board may recommend lesser punishment of membership rights of players, managers, coaches, and individuals who are members of Pike Cubs who have violated the rules and regulations or have been deemed to have acted inconsistently with principles and objects of the organization or any league to which Pike Cubs is a participant.
- (c) The Trial Board shall conduct a confidential vote on the subject individual. Said vote shall be by majority vote of those present with the President only voting to break a tie.
- (d) The subject individual shall be given due process. He/she shall have the right to hear,

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confront and see the accusers and accusations against him or her and a right to be heard. The subject individual shall not be allowed legal or lay representation.

- (e) The Trial Board shall hold all sessions in private Executive Session with the subject individual permitted to be present at all said sessions.
- (f) If the Trial Board reverses and remands the case to the BOD, the BOD shall reconsider the case and only impose a less restrictive form of punishment than had been proscribed in the first instance by the BOD which shall be final with no further appeal or review. Any recommendation made by the Trial Board shall not be mandatory and is only advisory.
- (g) The Secretary shall serve as the Trial Board reporter at all sessions.

**Section 10. Ad Hoc Committees.**

- (a) The Ad Hoc Committees may be formed by the BOD and members appointed by the President with the advice and consent of the BOD consisting of members of the organization to facilitate the operation of organization activities.
- (b) Ad Hoc Committee members shall be selected from the members.
- (c) Ad Hoc Committees shall recommend action and implement programs approved by the BOD.

**ARTICLE VI. Board of Directors**

- (a) The BOD shall transact all business of the Pike Cubs and shall have power to enforce the Bylaws, rules, policies, objects and regulations.
- (b) Specific powers of the BOD shall be as follows:
  - (i) To propose rules and regulations governing competition consistent with Pike Cubs Bylaws and affiliated organizations under Article IV.
  - (ii) To appoint, suspend, restrict or remove any Manager, Coach, player or member.
- (c) Official business of the BOD shall be conducted when a quorum (5) of the BOD members are present.
- (d) BOD member(s) absent from three (3) consecutive BOD meetings without reasonable cause or justification or absent from 50% of the meetings over a six month period, may have their office declared vacant by majority vote of the BOD. The vacant office shall

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be filled by appointment by the President, subject to approval by a majority of the board members, until the next regular membership meeting when an election for the vacant office shall be held consistent with Article V, Section 1.

- (e) All meetings except "Executive Sessions" and Trial Board sessions shall be open to the members. Guests shall be granted the privilege of being present at meetings; however, guests shall not speak unless granted permission by majority vote of the BOD. Any violation of this rule or other acts of subordination or subversion shall be grounds for expulsion and revocation of invitation from the meeting by majority vote of the BOD. Executive Sessions shall be closed and only opened to BOD members and those invited by majority of BOD members. Executive Sessions shall only be called for matters involving litigation and other sensitive matters of grave concern.
- (f) The order of business at BOD and Bi-Annual and/or Special Membership Meetings, unless altered or amended by a majority of BOD members present, shall be as follows:

- Call to order
- Roll call of BOD members
- Recognition of guests and visitors
- Reading and approval of minutes of the previous meeting
- Reading of correspondence
- Committee reports
- Treasurer's report
- Approval for payment of submitted expenses
- Unfinished business
- New business (Election at Fall membership meeting)
- Adjournment.

- (g) The BOD by majority vote shall approve the expenditure of any amount from the treasury in excess of \$500.00 which has not previously been subject to an approved proposal or budget item.

**ARTICLE VII. Membership Meetings**

- (a) The members of the Pike Cubs shall be defined as the total number of individual families (irrespective of the number of players at any level) represented by registered players not under suspension or revocation.
- (b) The members shall vote on (1) election of officers and BOD members; (2) Bylaws and Amendment(s) to Bylaws; (3) removal of officers (4) dissolution of organization; (5) motion by a member at a Membership or Special Meeting requiring the BOD to place

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- on the agenda of the next regularly scheduled BOD Meeting the motion for BOD consideration and (6) other matters put to the members by majority vote of the BOD.
- (c) Members must be present at the time of voting to represent their respective family unit. No absentee or proxy voting shall be permitted.
  - (d) Each family shall have one vote to cast on any one issue or election. No one person may represent more than one family for purposes of voting.
  - (e) The total number of eligible votes shall be determined at the time of voting by the Secretary.
  - (f) A majority of votes cast by members attending at the time of voting shall decide motions, except for Amendments to the Bylaws, the removal of officers and dissolution of the organization, which shall require a two-thirds (2/3) majority vote.
  - (g) All Pike Cubs meetings shall be for members only. Courtesy of participation by guests shall be granted at the discretion of and by majority vote of the BOD.
  - (h) In case of doubt or conflict as to procedure at any Pike Cubs meeting, the "Robert's Rules of Order" shall govern.
  - (i) All issues voted by the membership shall be final for the meeting as scheduled.
  - (j) The membership meetings shall be held and shall be designated as follows:
    - (i) Annual Spring (pre-season) Meeting - March / April, not later than 8 days prior to the start of the season.
    - (ii) Annual Fall (post-season) Meeting - August / September.
  - (k) Each Bi-Annual or Special Meeting of the members of Pike Cubs shall be duly and properly set with notice of the date, time and place to the members at least 15 days prior to the scheduled meeting. Notice of any meeting shall be fulfilled by:
    - (i) Actual written or oral notice, or
    - (ii) Publication of the meeting in both the morning and evening editions of the local newspaper.
  - (l) No quorum requirements apply to Bi-Annual or Special Meetings.

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**ARTICLE VIII. Amendments to the Bylaws**

- (a) Amendments to the Bylaws shall be made only at a Bi-Annual Meeting, or at a Special Meeting scheduled for that purpose.
- (b) Amendments made at a Bi-Annual or Special Meeting shall be by a two-thirds (2/3) majority vote of the members present.
- (c) Proposed Amendments by members must be made in writing and published consistent with Article IX to the members no less than thirty (30) days prior to the Bi-Annual Meeting and/or Special Meeting.
- (d) The Bylaws and Amendments thereto apply to all members of the organization.

**ARTICLE IX. Publication**

- (a) **Initial Passage.** The Bylaws or any Amendment thereto shall be published to each member by actual delivery of the complete text of the Bylaws.
- (b) **New Members.** All new members shall be given a copy of the current Bylaws including any Amendments thereto at the time of registration.

**ARTICLE X. Funds/Ownership**

- (a) **Finances.** This organization is not intended as a profit-making organization, nor is it founded with the expectation of making a profit. The organization shall use its funds only for objects and purposes specified in these Bylaws.
- (b) **Bonding.** Persons entrusted with the handling of association funds may be required, at the discretion of the BOD, to furnish, at organization expense, a suitable fidelity bond.
- (c) All equipment and things purchased by the organization shall remain the sole property of the organization unless otherwise specified and shall only be utilized for the benefit of the members only unless specific permission is requested and given by the President.

**ARTICLE XI. Dissolution**

- (a) Dissolution of the organization shall be by two-thirds (2/3) majority member vote of those present at a Bi-Annual Meeting or Special Meeting duly and properly noticed.

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- (b) Upon dissolution, the assets and monies shall be donated to a similar youth baseball organization based upon two-thirds (2/3) vote of the membership.

Dated this 11<sup>th</sup> day of April, 1999.

William Cornforth  
President, William Cornforth

Scott Blass  
Board of Director, Member  
Scott Blass

Tim Popic  
Vice President, Tim Popic

Don Atkinson  
Board of Director, Member  
Don Atkinson

Lou Vargo  
Secretary, Lou Vargo

Jeff Laird  
Board of Director, Member  
Jeff Laird

Dan Bell  
Treasurer, Dan Bell

Randy Miller  
Board of Director, Member  
Randy Miller

Donald J. Tennant, Jr.  
Board of Director, Member  
Donald J. Tennant, Jr.

BYLAWS PREPARED BY:

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PROPOSED BYLAW AMENDMENTS  
(Proposed amendment is underlined)

**ARTICLE V. Officers**

**Section 1. Officers of Pike Cubs.** The officers (President, Vice President, Secretary, Treasurer) and the members of the BOD shall be elected by individual and separate confidential ballot at the Fall Annual Meeting. President, Vice President and Secretary and Treasurer shall take office immediately upon election and hold office for one year, with no consecutive term limits. In order to take office as Treasurer, the elected member must be insured. Members of the BOD shall be the following: (2) 3 year members, (2) 2 year members, (1) 1 year member, and, at the option of the newly elected President, up to (3) 1 year members nominated by the newly elected President, Vice President, Secretary or Treasurer and voted into office by a majority of the officers and BOD.

Adopted 2007