

FOOTHILLS ATV RIDERS INC.
PO BOX 156 HARTFORD, NY 12838
518-250-FOOT (3668)

BYLAWS

ARTICLE 1

THE OFFICIAL NAME OF THIS ORGANIZATION SHALL BE FOOTHILLS ATV RIDERS INC.

ARTICLE II

THE OFFICIAL PURPOSE OF THE FOOTHILLS ATV RIDERS INC. IS TO WORK WITH PRIVATE LAND OWNERS TO ESTABLISH A NETWORK OF PRIVATE TRAILS FOR THE PURPOSE OF RIDING ATV'S (MUST CONSIST OF A MINIMUM OF FOUR WHEELS) AS RECOGNIZED BY THE STATE OF NEW YORK AS AN ATV FOR THE ENJOYMENT OF ALL LEGAL MEMBERS, LANDOWNERS, AND ESCORTED GUESTS OF THE FOOTHILLS ATV RIDERS INC. ORGANIZATION.

ARTICLE III

MEMBERSHIP:

SECTION 1-COMPOSITION

THE MEMBERSHIP SHALL CONSIST OF DUES PAID MEMBERS, IN GOOD STANDING AND LANDOWNERS, AT NO CHARGE. BOTH MEN AND WOMEN. MEMBERSHIP TO THIS ORGANIZATION SHALL BE DETERMINED ON A NON-DISCRIMINATORY BASIS WITHOUT REGARD TO RACE, COLOR, CREED, OR NATIONAL ORIGIN.

SECTION 2-NUMBER

THERE SHALL BE AT LEAST 75 PEOPLE COMPRISING THE TOTAL ORGANIZATION MEMBERSHIP FOR IT TO CONTINUE. UPON DISBANDING ANY AND ALL MONIES LEFT IN OUR TREASURY SHALL BE DONATED TO A CHARITABLE ORGANIZATION OF THE MEMBERSHIPS AND/OR BOARD OF DIRECTORS CHOICE.

SECTION 3-TERMS OF MEMBERSHIP

1. THE ANNUAL DUES FOR MEMBERSHIP TO THE ORGANIZATION SHALL BE ANNUALLY DETERMINED AT THE MARCH MEETING, WITH THE FEE TO BE VOTED ON BY THE SECOND MONDAY IN MAY OF THE SAME YEAR. DUES WILL RUN FROM THE SECOND MONDAY IN MAY TO THE SECOND MONDAY IN MAY OF THE FOLLOWING YEAR. ALL FIRST TIME MEMBERS WILL PAY \$100 FOR A SINGLE MEMBERSHIP AND \$130 FOR A FAMILY MEMBERSHIP ANNUALLY. SECOND YEAR WILL PAY DETERMINED ANNUAL DUES. FAMILY MEMBERSHIP CONSISTS OF HUSBAND/SPOUSE/SIGNIFICANT OTHER & CHILDREN 17 YEARS OF AGE AND UNDER. LANDOWNERS FAMILIES ARE NO CHARGE. ALL OFFICERS AND BOARD OF DIRECTORS SHALL RECEIVE 1 FREE SINGLE MEMBERSHIP FOR CURRENT TERM SERVED FOR THEIR VOLUNTEER WORK. ANY MEMBER WHO HAS PAID THE \$100 (ONE HUNDRED DOLLARS) AND OPTS OUT FOR ANY PERIOD OF TIME SHOULD NOT HAVE TO GO ONTO THE WAITING LIST AND NOT HAVE THEIR NAME GO INTO THE LOTTERY. UPON RETURNING THEIR DUES SHALL BE THAT OF WHICH IS DETERMINED FOR THE YEAR OF REJOINING.
2. ALL DELINQUENT MONIES ARE DUE PRIOR TO RENEWAL OF CLUB MEMBERSHIPS.

ARTICLE IV

SECTION 1-OFFICERS

THE OFFICERS OF THE ORGANIZATION SHALL BE THE PRESIDENT, VICE PRESIDENT, MEMBERSHIP SECRETARY, RECORDING SECRETARY, TREASURER AND TRAIL COORDINATOR. THESE ARE THE PRESENT OFFICERS FOR 2012-2013.

PRESIDENT: JON WOOD 518-796-1346
VICE PRESIDENT: RICK WASHBURN 518-744-3653
SECRETARY: KIM CHAPMAN 518-258-6639
SECRETARY ASSISTANT: CHRIS WASHBURN 518-744-1054
TREASURER: MIKE IRWIN 518-632-5966
TRAIL COORDINATOR: ROB TAYLOR 518-256-9585

BOARD OF DIRECTOR (4) WITH 1 DIRECTOR TO BE REPLACED ANNUALLY AT THE ANNUAL MEETING IN MAY:

JOE PORTER 2014

BILL PELKEY 2016

JIM WOODCOCK 2015

ROBERT CHAPMAN 2017

SECTION 2-TERMS OF OFFICE

THE OFFICERS SHALL BE ELECTED AT THE ANNUAL MEETING ON THE SECOND MONDAY OF MAY FOR A TERM OF ONE YEAR. OFFICERS SHALL REMAIN IN OFFICE UNTIL A DULY ELECTED SUCCESSOR HAS BEEN ELECTED WITH THE EXCEPTION OF THE CHARTER YEAR OF THE ASSOCIATION (2002). THE OFFICERS SHALL CONTINUE ON IN THE SAME CAPACITY IN THE SECOND YEAR OF OPERATION (2003) UNTIL THE ANNUAL MEETING SECOND MONDAY IN MAY, (2004), ETC. UNLESS NO ONE IS NOMINATED TO THE POSITION IN QUESTION.

SECTION 3-METHOD OF ELECTION

- A. THERE SHALL BE A NOMINATING COMMITTEE APPOINTED BY THE PRESIDENT. THIS COMMITTEE SHALL RECOMMEND A CANDIDATE FOR EACH OFFICE AFTER HAVING ACQUAINTED THE NOMINEES WITH THE RESPONSIBILITIES OF THE OFFICE AND SECURING THEIR WILLINGNESS TO SERVE.
- B. ADDITIONAL NOMINATIONS MAY BE MADE FROM THE FLOOR. FOLLOWING "ROBERTS RULES" ASKING 3 TIMES FROM THE FLOOR.
- C. THE OFFICERS SHALL BE ELECTED AT THE ANNUAL MEETING THE SECOND MONDAY OF MAY, AND ASSUME OFFICE AT THE REGULAR MEETING WHICH WILL BE THE SECOND MONDAY OF MAY.
- D. OFFICERS SHALL SERVE UNTIL THEIR SUCCESSORS HAVE BEEN ELECTED AND DULY INSTALLED.

SECTION 4-DUTIES OF OFFICERS

- A. THE PRESIDENT SHALL BE THE CHIEF EXECUTIVE OFFICER OF THE ORGANIZATION. HE/SHE SHALL PRESIDE AT ALL MEETINGS OF THE ORGANIZATION AND SHALL BE CHAIRMAN AND PRESIDE AT THE MEETINGS OF THE BOARD OF DIRECTORS. THE PRESIDENT SHALL APPOINT THE MEMBERS OF ALL COMMITTEES. HE/SHE SHALL SIGN ALL DOCUMENTS REQUIRING AN OFFICIAL SIGNATURE AND SHALL PERFORM ALL OTHER DUTIES INCIDENTAL TO THE OFFICE.
- B. THE VICE PRESIDENT SHALL PERFORM THE DUTIES OF THE PRESIDENT IN THE ABSENCE OF CAPACITY OF THE PRESIDENT. THE VICE PRESIDENT SHALL AUTOMATICALLY BECOME THE PRESIDENT OF THE ORGANIZATION UPON THE RESIGNATION OR DEATH OF THE PRESIDENT. (SEE ALSO AMENDMENTS TO BY LAWS)
- C. THE SECRETARY SHALL KEEP ACCURATE RECORDS OF THE ACTIVITIES OF THE ORGANIZATION AND BE RESPONSIBLE FOR THE CORRESPONDENCE OF THE ORGANIZATION. SECRETARY SHALL ALSO PREPARE AND KEEP A

LISTING OF ALL CHAIR AND MEMBERS OF SPECIAL STANDING COMMITTEES FOR THE CURRENT AND TWO PREVIOUS YEARS. IT'S BOARD OF DIRECTORS SHALL ISSUE ALL NOTICES OF THE ORGANIZATIONS MEETINGS. DUTIES SHALL BE DIVIDED INTO TWO POSITIONS. MEMBERSHIP SECRETARY AND RECORDING SECRETARY.

- D. THE TREASURER ALSO SHALL KEEP AN ACCURATE RECORD OF ALL MONIES ALLOCATED TO THE ORGANIZATION. SHALL SUPERVISE DISBURSEMENT OF THE FUNDS SUBJECT TO THE DIRECTION AND APPROVAL OF THE BOARD OF DIRECTORS AND SHALL SERVE AS CHAIR OF THE FINANCE COMMITTEE.
- E. TRAIL COORDINATOR WHO SHALL BE RESPONSIBLE FOR THE MAINTENANCE OF THE TRAILS.
- F. VACANCIES OCCURING IN ANY OF THE OFFICES DUE TO ILLNESS, DEATH, OR OTHER INCAPACITY TO COMPY WITH ASSUMED DUTIES SHALL BE FILLED BY ELECTION BY THE ORGANIZATION MEMBERS, EXCEPT IN THE CASE OF THE PRESIDENT, WHEN THE VICE PRESIDENT SHALL SUCCEED TO THE CHAIR AS NOTED IN ARTICLE IV, SECTION 4.B, SUCH OFFICERS SHALL SERVE ONLY UNTIL THE NEXT REGULAR ELECTION.
- G. NO OFFICERS OF THE FOOTHILLS ATV RIDERS INC. SHALL HOLD MORE THAN ONE OFFICE, BE IT PAID OR VOLUNTEER, AT ANY ONE TIME DURING THEIR ELECTED TERM.

ARTICLE V

SECTION 1-COMPOSITION

THE BOARD OF DIRECTORS SHALL BE COMPOSED OF ALL ELECTED OFFICERS AND AN INDIVIDUAL NOMINATED

SECTION 2-FUNCTIONS

THE FUNCTION OF THE BOARD OF DIRECTORS SHALL BE:

- A. TO PERFORM THE ESSENTIAL ORGANIZATION ACTIVITIES THAT MUST BE ACTED UPON FOR THE GOOD OF THE CLUBS BETWEEN MEETINGS OF THE MEMBERSHIP.
- B. TO FORMULATE AND RECOMMEND PROGRAMS AND ACTIVITIES TO THE MEMBERS OF THE ORGANIZATION FOR THEIR CONSIDERATION AND APPROVAL.
- C. TO IDENTIFY AND HELP FORMULATE OTHER COMMITTEES NECESSARY TO FURTHER THE PURPOSES AND FUNCTIONS OF THE ORGANIZATION.
- D. TO CARRY ON SUCH OTHER BUSINESS AS MAY BE DELEGATED TO IT BY THE ORGANIZATION MEMBERSHIP.

ARTICLE VI

FISCAL YEAR:

THE FISCAL YEAR OF THE ORGANIZATION SHALL BE FROM THE SECOND MONDAY OF MAY TO THE SECOND MONDAY OF MAY OF THE FOLLOWING YEAR.

ARTICLE VII

MEETINGS:

- A. AN ANNUAL MEETING OF THE MEMBERSHIP SHALL BE HELD ON THE SECOND MONDAY OF MAY, OF EACH YEAR. WHENEVER SUCH DAY SHALL FALL ON A LEGAL HOLIDAY, THE MEETING SHALL BE HELD ON THE NEXT AVAILABLE DAY AT THE SAME HOUR.
- B. MONTHLY MEETINGS WILL BE HELD ON THE SECOND MONDAY OF EACH MONTH.
- C. THE BOARD OF DIRECTORS SHALL HOLD MEETINGS WITH ELECTED OFFICERS UPON NOTICE, WHEN NEED OCCURS.
- D. THE MEETING LOCATION WILL BE AT THE HARTFORD TOWN OFFICE BUILDING, COUNTY ROUTE 23 UNTIL FURTHER NOTICE.
- E. EACH MEMBER SHALL BE ENTITLED TO ONE VOTE AT ALL MEETINGS IF ALL CLUB REQUIREMENTS ARE MET.

ARTICLE VIII

COMMITTEES:

THE PRESIDENT SHALL APPOINT COMMITTEES DEEMED NECESSARY. THE MEMBERS OF ALL STANDING COMMITTEES SHALL SERVE FOR A PERIOD OF ONE YEAR, SUCH A PERIOD TO BE CONCURRENT WITH THE FISCAL YEAR OF THE ORGANIZATION. ADDITIONAL COMMITTEE MEMBERS SHALL SERVE IN ACCORDANCE WITH THE CHARGE TO THAT COMMITTEE.

ARTICLE IX

REGISTRATIONS/INSURANCE:

- A. AS OF NOVEMBER 25, 2002, ALL ATV'S THAT BELONG TO THE MEMBERS OF THE FOOTHILLS ATV RIDERS, INC. SHALL BE REGISTERED AND INSURED. NO UNREGISTERED OR UNINSURED ATV'S WILL BE ALLOWED TO RIDE ANY FOOTHILLS TRAILS OR ATTEND ANY ACTIVITIES.
- B. (AMENDMENT) ON FEBRUARY 8TH 2010, THE MEMBERS VOTED (WITH RECOMMENDATION FROM THE BOARD) THAT ALL REGISTRATIONS AND INSURANCE PAPERS MUST BE ON FILE WITH THE SECRETARY AT ALL TIMES TO ENSURE THAT ALL FOOTHILLS ATV RIDERS, INC. MEMBERS ARE COVERED AND NOT RIDING WITHOUT PROPER DOCUMENTATION. THIS INCLUDES ALL LANDOWNERS WHICH ARE OR ARE NOT MEMBERS. A CURRENT CLUB LOGO/DECAL MUST BE AFFIXED OR DISPLAYED WHEN ON THE TRAIL. (AMENDMENT) THEY MUST ALSO HAVE REGISTRATIONS AND INSURANCE PAPERS ON FILE WITH THE SECRETARY FOR INSURANCE PURPOSES.
- C. ADDITIONAL LOGO/DECALS WILL BE PURCHASED FROM THE CLUB AT THE CLUBS COST. 2013-2014 \$3.00 EACH.

ARTICLE X

RULES AND REGULATIONS:

- A. HELMETS MUST BE WORN AT ALL TIMES.
- B. GUESTS MUST BE ACCOMPANIED BY A MEMBER AT ALL TIME. MAXIMUM OF 3 GUESTS PER MEMBER. ALL GUESTS MUST COMPLY WITH MEMBERSHIP RULES AND POSSESS A DAY PASS.
- C. ALL ATV'S MUST HAVE A FOUR CYCLE ENGINE (EXCEPT FOR 2 CYCLE ENGINES UNDER 150 CC'S)
- D. NO EXHAUST SYSTEMS WITH EXCESSIVE NOISE.
- E. NO THREE WHEELERS WILL BE ALLOWED IN THE CLUB. NO WIDTH GREATER THAN 64 INCHES.
- F. ALL MEMBERS, GUESTS AND LANDOWNERS WHO WILL BE RIDING OFF THEIR PROPERTY WILL HAVE ON FILE WITH THE CLUBS SECRETARY AN ATV OPERATOR'S DEFENSE, INDEMNITY AND HOLD HARMLESS AGGREETMENT, AND THE PROPER INSURANCE AND REGISTRATION DOCUMENTS.
- G. ALL LANDOWNERS WILL BE ASKED TO SIGN AND HAVE ON FILE WITH THE CLUB A LANDOWNER PERMISSION FORM FOR THE FOOTHILLS ATV RIDERS, INC.

TRAIL USAGE:

- H. ALL N.Y.S. LAWS WILL BE ADHERED TO.
- I. ONLY DULY SIGNED ROADS WILL BE RIDDEN BY CLUB MEMBERS 25MPH MAX.
- J. TRAILS WILL BE OPEN FOR THE RIDING PERIODS: EXCEPT HUNTING SEASONS WHICH IS CONSIDERD TO BE FROM OCTOBER 1ST THROUGH DECEMBER 25TH TO ALSO BE DETERMINED YEARLY. MUD SEASONS WILL ALSO BE DETERMINED YEARLY. THE MONTH OF APRIL IS (JR TURKEY HUNTING) THEREFORE THE NEXT TO THE LAST TWO WEEKEND THE TRAILS WILL ALSO BE CLOSED TILL NOON AND ALSO DETERMINED YEARLY AND THE MONTH OF MAY IS (TURKEY SEASON) THEREFORE THE TRAILS WILL ALSO BE CLOSED TILL NOON.

MISCELLANEOUS:

THE CLUB WILL MAINTAIN A SAFE TRAIL SYSTEM, PROPERLY MARKED, CLEAN AND MAINTAINED. ALL MEMBERS ARE ASKED TO ASSIST IN THIS. WHAT YOU TAKE IN YOU TAKE OUT. LEAVE IT BETTER THAN YOU FOUND IT. THE CLUB WILL REWARD ANY ORGANIZED WORK DETAIL (2 HOURS OR MORE) WITH A BREAKFAST OR LUNCH AT WHAT'S COOKIN OR THE HARTFORD TAVERN (NO ALCOHOL). A VOUCHER **MUST** BE SIGNED BY AN OFFICER OF THE FOOTHILLS ATV RIDERS, INC.

ARTICLE XI

“AMENDMENT”

PURCHASES:

NO OFFICER OR BOARD OF DIRECTORS SHALL MAKE ANY PURCHASES OR MAKE ANY AGREEMENTS OF MORE THAN \$200.00 (TWO HUNDRED DOLLARS) WITHOUT THE PERMISSION OF AT LEAST THREE SITTING OFFICERS OF THE FOOTHILLS ATV RIDERS, INC.

ALCOHOL

1. ALCOHOL-NO CONSUMPTION OF ALCOHOL AT ANY CLUB FUNCTION INVOLVING RIDING OF THE ATV'S.
 - A. DISCIPLINARY ACTION: 1ST OFFENSE ONE YEAR SUSPENSION
2ND OFFENSE SUSPENSION FROM THE CLUB

NEW MEMBERS

1. NEW MEMBERS SHALL ATTEND A MANDATORY FIRST MEETING (DATE TO BE DETERMINED) WITH THE OFFICERS AND THE BOARD OF DIRECTORS TO GO OVER THE RULES AND THE BY-LAWS OF THE CLUB

SECRETARY

1. THE SECRETARY SHALL ASSUME THE MEMBERSHIP PAPERWORK, WAIVERS, REGISTRATIONS, AND INSURANCE FORMS.

LOGOS

1. LOGOS SHALL BE AFFIXED TO FOUR WHEELER IN SUCH A PLACE SO THAT ANYONE CAN SEE THEM.

DISCIPLINARY ACTION:

WILL BE ONLY ONE WEEK TO COMPLY WITH PROPER DOCUMENTATION, THEN MEMBERS WHO DO NOT COMPLY WILL BE REMOVED FROM THE CLUB.

THIS ACTION WILL ALSO PERTAIN TO THOSE WHO DO NOT HAVE THEIR PAPERWORK ON HAND WITH THE SECRETARY. ALL REGISTRATIONS AND INSURANCE PAPERWORK SHALL BE TURNED IN UPON RENEWAL. IT WILL NOT BE ACCEPTED AT ANY OTHER TIME. THIS MEANS THAT WHEN DUES ARE TO BE RENEWED ONLY THE

REGISTRATIONS AND INSURANCE PAPERWORK THAT COMES UP FOR RENEWAL AFTER THAT MONTH, DURING THAT MONTH WILL BE ACCEPTED. ALL OTHER REGISTRATIONS AND INSURANCE COMING DUE THROUGHOUT THE YEAR MUST BE MAILED TO THE FOOTHILLS ATV RIDERS, INC.-PO BOX 156-HARTFORD-NY-12838.

DISCIPLINARY ACTION FOR UNLAWFUL ACTIONS ON THE TRAILS WHICH INCLUDES NOT HAVING THE PROPER LOGO SHOWING AT ALL TIMES ON THEIR ATV ARE AS FOLLOWS:

1. 1ST IS A WARNING, 2ND IS 6 MONTH SUSPENSION AND 3RD IS REMOVAL FROM THE CLUB FOR ONE YEAR.

ARTICLE XII

LANDOWNERS MEMBERSHIP

LANDOWNERS AND THEIR IMMEDIATE FAMILY

1. ALL LANDOWNERS WILL NOW HAVE A LOGO STATING THAT THEY ARE LANDOWNERS AND THIS WILL NOT HAVE TO BE REPLACED.

AMENDED APRIL 8, 2013. OK'D BY MEMBERSHIP PRESENT. APPROVED