

DEL MONTE KENNEL CLUB

BYLAWS

ARTICLE I

NAME AND OBJECTS

Section 1 – The name of the club shall be the Del Monte Kennel Club, Inc. (herein, 'the Club').

Section 2 – The objects of the Club shall be:

- (a) To further the advancement of all breeds of purebred dogs;
- (b) To do all in its power to protect and advance the interests of all breeds of purebred dogs and to encourage sportsmanlike competition at dog shows, matches, and performance events and in all other dog activities; and
- (c) To conduct dog shows, sanctioned matches, and performance events under the rules of the American Kennel Club.

Section 3 – The Club shall not be conducted or operated for profit and no part of any profits or remainder or residue from dues or donations to the Club shall inure to the benefit of any member or individual.

Section 4 – The members of the Club shall adopt and may from time to time revise such bylaws as may be required to carry out these objects.

ARTICLE II

MEMBERSHIP AND DUES

Section 1 – Eligibility: There shall be three types of membership open to those who are in good standing with the American Kennel Club and who subscribe to the purposes of this Club:

- (a) **Regular membership: for individuals 18 years of age and older.** A regular member enjoys all the privileges of the Club, including voting and holding office.
- (b) **Life membership: those eligible have served the Club for a long period of time, such as 25 years.** Upon majority vote of the board of directors, a life member will enjoy all privileges of the Club, but pays no dues.
- (c) **Junior membership: open to 10 to 17 year old children of regular or life members.** Junior members may automatically convert to regular membership on reaching their 18th birthday.

While membership is to be unrestricted as to residence, the Club's primary purpose is to be representative of the breeders and exhibitors in the Monterey Peninsula area.

Section 2 – Dues: Upon recommendation by the board, the amount of membership dues for the following calendar year shall be determined by the affirmative vote of two-thirds of the members present and eligible to vote at a given general meeting.

During the month of November of each year, the treasurer shall send to each member a statement of his dues for the ensuing year. Dues are due to be received by the treasurer on January 1st, are delinquent if not paid by February 1st, and membership is deemed to have lapsed if the member's dues have not been received by March 1st. No member may vote whose dues are not paid for the current year.

Section 3 – Requirements for application: prospective applicants shall be required to attend three meetings of the Club before submitting application for membership.

Section 4 – Election to membership: Each applicant for membership shall apply on a form as approved by the board of directors and which shall provide that the applicant agrees to abide by these constitution and bylaws and the rules of the American Kennel Club. The application shall state the name, address, and occupation of the applicant and it shall carry the endorsement of two members.

All applications are to be filed with the Recording Secretary. The next Club meeting notice shall include information that the application will be read at that meeting. No less than five days nor more than 45 days after being read to the Club, the board of directors shall consider the application and report its recommendation to the entire membership. At the next Club meeting, the application will be voted upon by secret, written ballot. Affirmative votes of 2/3 of the members present and eligible to vote shall be required to elect the applicant.

Applicants for membership who have been rejected by the Club may not reapply within six months after such rejection.

Section 5 – Termination of membership: Memberships may be terminated:

- (a) **by resignation:** any member in good standing may resign from the Club upon written notice to the Secretary, but no member may resign when in debt to the Club. Dues obligations are considered a debt to the Club and they become incurred on the first day of each calendar year.
- (b) **by lapsing of dues:** A membership shall be considered as lapsed and automatically terminated if such member's dues remain unpaid by the 1st day of March of the calendar year.

- (c) **by expulsion:** A membership may be terminated by expulsion as provided in Article VII of these constitution and bylaws.

ARTICLE III

MEETINGS AND VOTING

Section 1 – Club meetings: Regular meetings of the Club shall be held on the Monterey Peninsula on the *first Tuesday of each month* (except for January, which meeting will be held as described in Article V, section 2) at such hour and place as may be designated by the president. Written notices of each such meeting shall be mailed by the recording secretary at least five (5) days prior to the date of the meeting.

The *quorum* for such meetings shall be not less than twenty (20) percent of the members who are currently eligible to vote.

Section 2 – Special club meetings: Special club meetings may be called by the president, or by a majority vote of the members of the board who are present and voting at any regular or special meetings of the board, or by the secretary upon receipt of a petition signed by five members of the Club who are eligible to vote.

Such special meetings shall be held on the Monterey Peninsula and at such hour and place as may be designated by the person or persons authorized to call such meetings as set forth in this section. Written notice of such meeting shall be mailed by the secretary at least five days and not more than fifteen days prior to the date of the meeting, and said notice shall state the purpose of the meeting; no club business other than that stated may be transacted at such special meeting.

Section 3 – Board meetings: Meetings of the board of directors shall be held on the Monterey Peninsula at least once every three months, each year, at such hour and place as may be designated by the president. Written notice of each such meeting shall be mailed by the secretary at least five days prior to the date of the meeting.

The quorum for board meetings shall be a majority of those elected board members who are currently eligible to vote.

Section 4 – Special board meetings: Special meetings of the board may be called by the president, or may be called by the secretary upon receipt of a written request signed by at least five members of the board. Such special board meetings shall be held on the Monterey Peninsula and at such hour and

place as may be designated by the person authorized by this section to call such meeting. Written notice of such special board meeting shall be mailed by the secretary at least five days and not more than ten days prior to the date of such meeting. Any such notice shall state the purpose of the meeting and no business other than that stated shall be transacted thereat.

Section 5 – Voting: Each member in good standing whose dues are paid for the current year and who has attended at least one of the four immediately previous meetings shall be entitled to one vote at any meeting of the club at which that member is present. Voting by proxy will not be permitted at any club meeting or election.

ARTICLE IV

DIRECTORS AND OFFICERS

Section 1 – Board of directors (‘ the board’): The board shall be comprised of the president, vice-president, recording secretary, corresponding secretary, treasurer, delegate, and five other persons, all of whom shall be elected for their respective terms at the Club’s annual meeting as provided in Article V.

The delegate to the American Kennel Club shall be a member of the Club’s board of directors and shall represent the Club at official meetings of the American Kennel Club according to the instruction of the Club or the board of directors of the Club and shall report in writing to the Del Monte Kennel Club on each quarterly meeting attended; and shall also represent the Club in such other tasks as shall be specified by the Club.

General management of the Club’s affairs shall be entrusted to the board of directors.

Officers shall serve for terms of one year. The six persons serving on the board of directors who are not officers shall be elected for two-year terms, three being elected in even numbered years and three, including the delegate, being elected in odd numbered years.

Section 2 – Officers: The Club’s officers, consisting of president, vice-president, recording and corresponding secretaries, and treasurer shall serve in their respective capacities both with regard to the Club and its meetings and to the board and its meetings.

- (a) The president shall preside at all meetings of the Club and of the board and shall have the duties and powers normally appurtenant to the office of president in addition to those particularly specified in these constitution and bylaws.
- (b) The vice-president shall have the powers and exercise the duties of the president in case of the president’s death, absence, or incapacity.

- (c) The recording secretary ('the secretary') shall keep a record of all meetings of the Club and of the board of directors and of all matters of which a record shall be ordered by the Club or the board. The recording secretary shall notify members of meetings, notify new members of their election to office, shall keep a roll of the members of the Club with their addresses and shall carry out such other duties as are prescribed by the constitution and bylaws.
- (d) The corresponding secretary shall have charge of the correspondence of the Club at the Club's direction and shall present all such correspondence to the Club membership.
- (e) The treasurer shall receive all moneys due or belonging to the Club. Moneys shall be deposited in a bank designated by the board of directors in the name of the Club. The books shall at all times be open to inspection by the board and a report shall be given at every meeting on the condition of the Club's finances and every item of receipt or payment not before reported; and at the second meeting after the annual meeting an accounting shall be rendered of all moneys received and expended during the previous fiscal year. His or her books shall at all times be open to inspection of the Board and he shall report to the Club at least every three months, the condition of the Club's finances, which report shall include every item or receipt of payment not before reported; and at the first meeting after the annual meeting, an accounting shall be rendered of all moneys received and expended during the previous fiscal year.

Section 3 – Vacancies: Any vacancies occurring during the year shall be filled for the unexpired term of office by a majority vote of all the then-members of the board at its first regular meeting following the creation of such vacancy.

ARTICLE V

THE CLUB YEAR, ANNUAL MEETING, ELECTIONS

Section 1 – Club year: The Club's fiscal year shall begin on the first day of January and end on the thirty-first day of December. The Club's official year shall begin immediately at the conclusion of the election at the annual meeting and shall continue through the election at the next annual meeting.

Section 2 – Annual year: The annual meeting shall be held in the month of January on the first Tuesday after the first Monday in the month, at which time directors and officers and, in odd-numbered years, the delegate to the American Kennel Club shall be elected .

Section 3 – Nominations and elections: Officers and directors for the ensuing year and, in odd-numbered years, the delegate to the American Kennel Club, shall be nominated and elected as set forth below in this section of this article.

- (a) **Qualifications of Candidates** – No member may be a candidate in any club election unless he or she has been nominated in accordance with these bylaws. No person shall be a candidate for more than one position and the additional nominations which are provided for herein may be made only from among those members who have not accepted a nomination made by the nominating committee.
- (b) **Nominating Committee** – The board shall select a nominating committee no less that ELEVEN weeks before the annual meeting. The committee shall consist of three members, not more than one of whom shall be a member of the board. The board shall obtain each designated committee member's consent to serve and shall name a chairman of the committee whose duty it shall be to call meetings of the committee membership. The committee must begin its deliberations no less than NINE weeks before the annual meeting.
- (c) **Committee Nominations** – The nominating committee shall nominate from among the eligible members in good standing one candidate for each office and as many candidates as are necessary to fill the vacancies of out-going directors, and in odd-numbered years the committee shall nominate a candidate for delegate to the American Kennel Club. The committee shall obtain the acceptance of each person nominated before the names of those nominated are submitted to the general membership.
- (d) **Notification of Club Members of Committee Slate** - The nominating committee shall submit its slate of candidates to the recording secretary no less than SEVEN weeks before the annual meeting. The recording secretary shall mail a copy of the slate to each member of the club no less than SIX weeks before the date of the annual meeting.
- (e) **Additional Nominations** – nominations of eligible members in good standing may be made orally at the regular meeting immediately prior to the annual meeting. Each additional nominee must signify his or her willingness to be a candidate orally at the meeting where nominated or in writing to be presented to the membership at that meeting.
- (f) **Unopposed Election** – If no valid additional nominations are made at the regular meeting immediately prior to the annual meeting, the nominating committee's slate shall be declared elected at the time of the annual meeting and no vote will be needed or taken.

- (g) **Notification of Club Members of Opposed Election** – If one or more valid additional nomination is made, the recording secretary shall compile a list of those nominated by committee and nominated orally as set forth in this section and the position for which each was nominated and shall mail a copy of this list to the members at least THREE weeks before the annual meeting.
- (h) **Annual Meeting** - Nominations cannot be made at the annual meeting or in any manner other than as provided in this section. Club members present at the annual meeting shall vote to elect directors and officers for the next year by secret, written ballot from among those nominated in accordance with this section. The nominated candidate for each position who receives the greatest number of votes shall be elected.
- (i) **Accession to Office** - All officers and directors shall take office immediately upon conclusion of the election and each retiring officer and director shall turn over to his successor in office all properties and records relating to that office within THIRTY DAYS of the election date. The delegate to the American Kennel Club shall take office following approval by the board of directors of the American Kennel Club; the retiring delegate must turn over all related properties and records to the new delegate within THIRTY DAYS of the approval date.

ARTICLE VI

COMMITTEES

Section 1 – Standing committees: The board may each year appoint standing committees to advance the work of the club in such matters as dog shows, performance events, matches, trophies, prizes, membership, and other fields which may be well served by committees.

Section 2 – Special committees: The board may appoint special committees to aid it on particular projects.

Section 3 – Auditing committee: At the first or second meeting of each official year, the president with the board's approval shall appoint three members to serve as an auditing committee which shall examine the records of the treasurer after the closing of the books for the fiscal year and shall report its findings to the board.

Section 4 – All committees shall always be subject to the final authority of the board.

Section 5 – Any committee appointment may be terminated by a majority vote of the full membership of the board upon written notice to the appointee, and the board may appoint successors to those whose services have been terminated.

ARTICLE VII

DISCIPLINE

Section 1 – American Kennel Club suspension: Any member who is suspended from the privileges of the American Kennel Club automatically shall be suspended from the privileges of this Club for a like period.

Section 2 – Charges: Any member eligible to vote may prefer charges against a member for alleged misconduct prejudicial to the best interests of the Club. Written charges with specific allegations must be filed in duplicate with the recording secretary together with a deposit of \$25.00, which shall be forfeited if such charges are not sustained by the board.

The recording secretary shall promptly send a copy of the charges to each member of the board or shall present them at a board meeting, and the board shall first consider whether the actions alleged in the charges, if proved, might constitute conduct prejudicial to the best interest of the Club. If the board considers that the charges do not allege conduct prejudicial to the best interest of the Club, it may refuse to entertain jurisdiction. If the board entertains jurisdiction of the charges, it shall fix a date of a board hearing not less than three weeks nor more than six weeks thereafter. The recording secretary shall promptly send one copy of the charges to the accused member by registered mail together with a notice of the hearing date and time and an assurance that the defendant may personally appear in his own defense and bring witnesses if he wishes.

Section 3 – Board hearing: the board shall have complete authority to decide whether counsel may attend the hearing, but both complainant and defendant shall be treated uniformly in that regard. Should the charges be sustained after all evidence and testimony presented by complainant and defendant have been heard, the board may by a majority vote of those present suspend the defendant from all the privileges of the club for not more than six months from the date of the hearing. And, if it deems that punishment is insufficient, it may also recommend to the membership that the penalty be expulsion. In such case, the suspension shall not restrict the defendant's right to appear before his or her fellow members at the ensuing club meeting at which the board's recommendation is considered. Immediately after the board has reached a decision, its finding shall be put into written form and filed with the secretary. The

secretary, in turn, shall notify each of the parties of the board's decision and penalty, if any.

Section 4 – Expulsion: Expulsion of a member from the club may be accomplished only at a meeting of the club following a board hearing and upon the board's recommendation as provided in section 3 of this article. Such proceedings may occur at regular or special meetings of the club to be held within sixty (60) days but not earlier than thirty (30) days after the date of the board's recommendation of expulsion. The defendant shall have the privilege of appearing on his or her own behalf, although no evidence shall be taken at this meeting. The president shall read the charges and the board's finding and recommendation, and shall invite the defendant, if present, to speak in his own behalf if he wishes. The members shall then vote by secret ballot on the proposed expulsion. A two-thirds vote of those present and voting at the meeting shall be necessary for expulsion. If expulsion is not so voted, the board's suspension shall stand.

ARTICLE VIII

AMENDMENTS

Section 1 – Amendments to the constitution and bylaws of the Club may be made in one of two ways: (one) as proposed by the board of directors to be voted on by the Club membership, or (two) by written petition signed by twenty percent of the membership in good standing and sent to the recording secretary for board action. Amendments proposed by petition shall be promptly considered by the board of directors; the recording secretary shall then submit the proposals and the board's recommendations regarding the proposals to the members for a vote by the membership to take place within three months of the date on which the petition was received by the recording secretary.

Section 2 – The constitution and bylaws may be amended by a 2/3ds vote of the members present and eligible to vote at any regular or special meeting called for that purpose, provided the proposed amendments have been included in the notice of the meeting and mailed to each member at least two weeks prior to the date of the meeting.

Section 3 – No amendment to the constitution and bylaws adopted by the Club shall become effective until it has been approved by the Directors of the American Kennel Club.

ARTICLE IX

LIMITATION

Section 1 – No dog owned or co-owned by a member of the Club may be entered in any Del Monte Kennel Club dog show.

ARTICLE X

DISSOLUTION

Section 1 – The Club may be dissolved at any time by the written consent of two-thirds of the members eligible to vote. In the event of the dissolution of the Club other than for purposes of reorganization, whether voluntary or involuntary or by operation of law, none of the property of the Club nor any proceeds thereof nor any assets of the Club shall be distributed to any members of the Club, but after payment of the debts of the Club, its property or any assets shall be given to a charitable organization for the benefit of dogs as selected by the board of directors.

ARTICLE XI

ORDER OF BUSINESS

Section 1 – At meetings of the Club, the order of business shall be as follows:

- Roll call
- Minutes of the last general meeting
- Report of the President
- Report of the Corresponding Secretary
- Report of the Treasurer
- Report of the Delegate
- Reports of committees
- Election of officers and other board members (annual meeting)
- Election of new members
- Unfinished business
- New business

Section 2 – At meetings of the board, the order of business, unless otherwise directed by a majority vote of those present, shall be as follows:

- Roll call
- Minutes of the last board meeting
- Report of President
- Report of Corresponding Secretary

Report of Treasurer
Reports of committees
Unfinished business
New business

ARTICLE XII

RULES OF ORDER

Section 1 – The rules contained in the current edition of ' Robert's Rules of Order, Newly Revised' shall govern the club in all cases to which they are applicable and in which they are not inconsistent with these bylaws and any other special rules of order the club may adopt.

1 August 2000

President: Ruth Morgan Edwards

By-laws review committee: Virginia Egan Crawford

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