

## **BYLAWS OF THE KRUSHERZ Softball, Inc.**

1478 Ridge Top Drive  
Tarpon Springs, FL 34688

### **ARTICLE I- Organization Name and Overview**



The official name of this girls' softball organization is: The West Pinellas Krusherz Softball, Inc. This corporation will also refer to itself as, the Krusherz.

This corporation is a non-profit corporation organized under the laws of the State of Florida. The Krusherz Softball, Inc. shall be run by: a Board of Directors, Officers, Committees, and Coaching Staff. The Krusherz Softball, Inc. shall consist of as many teams and in the age groups that the Board of Directors approves from year to year.

The Mission Statement of the organization is: The Krusherz Softball, Inc., also known as, the "Krusherz" is a community organization dedicated to the development and enhancement of our female athletes. Our goal is to develop these players in a fun, goal-oriented program. The young ladies we select for the teams will develop as players as well as young ladies on and off the field.

### **ARTICLE II – Objectives**

The Krusherz Softball, Inc. is a corporation that was formed for the following objectives:

1. Provide a complete, recreational activity for young women, which will promote citizenship, sportsmanship, leadership, and good moral conduct.
2. Seek appropriate affiliation for the teams.
3. Establish a governing body to set team policy and practices.
4. Run the organization with the intent of being beneficial to the players.
5. Conduct activities necessary to properly fund the organization.
6. Promote visibility of girls to recruiting college coaches.

### **ARTICLE III- Affiliation**

The Krusherz will be registered and affiliated with any association deemed appropriate by the Board of Directors. The initial affiliation of the Krusherz will be with The National Softball Association (NSA), a charitable organization.

All Krusherz team activities will be conducted in accordance with the rules of play as established by the National Softball Association (NSA), Independent Softball Association (ISA), Amateur Softball Association (ASA), or any other approved fast-pitch softball association.

## ARTICLE IV – Membership

The Krusherz Organization shall be comprised of a Board of Directors, Officers, Coaching Staff, and Parents of Players. A background check will be required for all managers and coaches prior to joining this organization and updated yearly, thereafter.

Any findings, felony charges, convictions, pending adjudication, etc. will be brought before the BOD for final decision/vote prior to Manager, Coach approval. If, during the course of the year, any felony charges, convictions, pending adjudication's are filed against a Board Member, Manager or coach, they must notify the BOD's immediately. At such time an emergency meeting of the BOD's will be convened to determine status within the organization.

## ARTICLE V – Board of Directors

The Krusherz Board of Directors (BOD) shall be initially comprised of (4) members, of which the President, Vice-President, Treasurer and Secretary. The number of BOD seats may be extended to a maximum of nine (9) or reduced to a minimum of five (5) by a majority vote of the existing BOD.

The Krusherz BOD shall:

1. Establish policy and rules necessary to operate the organization in accordance with the Krusherz objectives.
2. Schedule various BOD meetings to conduct organization business as follows:
  - a. General Meetings- called to conduct business when all members of the Krusherz need to be present such as annual elections. At least (7) day's notice must be given prior to meetings.
  - b. BOD Meetings- regularly scheduled meeting to conduct team business. This is a closed meeting at which only BOD members, managers or the team representative are permitted to attend. Any other participation is by invitation only.
  - c. Special Meetings- From time to time, situations may arise which require the immediate attention of the BOD. The president or a majority of the BOD may call this meeting. Attendance shall be dictated by the nature of the situation.
3. Ensure that all Krusherz business actions are assigned, scheduled, and carried out.
4. Ensure that the Krusherz business is conducted in a professional and ethical manner.
5. Resolve all player and parent concerns and issues.

## ARTICLE VI – Officers and Responsibilities

The Krusherz Officers shall include the President, Vice-President, Secretary, Treasurer, and appointed Board of Directors.

The responsibilities of each officer are outlined below.

### President

- Spokesperson at all Krusherz activities
- Conduct all meetings of Krusherz
- Appoint committee chairperson (s) with majority approval of the BOD
- Act as consultant to all committees
- Is an active member of the BOD
- Shall continue on the BOD for one (1) year immediately following His/her term
- Shall co.-sign all disbursements

### Vice-President

- Shall assume presidential responsibility in the President's absence
- Act as consultant to all committees
- Assist the President
- Is an active member of the BOD
- Shall co.-sign all disbursements in the absence of a President
- Shall appoint nominating committee with a member from each age group if possible and per Article XVIII- Nominating Committee

### Treasurer

- Receive and have responsibility for all Krusherz funds
- Keep accurate financial records and receipts for each team and the general fund
- Withdraw and disburse funds only with the approval of the BOD
- Countersign all financial documents requiring the signature of the President
- Is an active member of the BOD
- File appropriate tax return for the Krusherz Organization

### Secretary

- Maintain the bylaws and other important records
- Prepare meeting agenda and record meeting minutes
- Reproduce and mail notices, announcements, etc.
- Prepare and maintain official team rosters
- Is an active member of the BOD

## ARTICLE VII- Managers and Responsibilities

The BOD must ratify the managers each year. The managers shall submit a list of coaches to the BOD and they shall be ratified each year. If a manager removes a coach or adds an additional coach later in the season, the manager must notify the BOD immediately for their approval.

The manager shall be responsible for:

- Maintain team official roster and submitting it to the BOD by March 15
- Maintain team number's birth certificates
- Maintain team member's medical consent forms
- Maintain team insurance forms
- Registration and financial records with copies of receipts turned in to the Treasurer.
- Annual projected budget
- Amendments to budget of quantity over \$500.00 must be approved by the BOD
- Responsible for enforcement of Krusherz player policies
- Maintain a professional manager to player relationship
- To hold team meeting with team members and parents to explain do's and do not's.
- Responsible for team members and coaching staff's actions and conduct
- Never allow a player to be placed on their roster only for her financial contribution with the thought she would never play A.k.a. money kid

## ARTICLE VIII – Players

The Manager shall select the team members. A competitive tryout shall be used each year. Any girl selected to play shall be required to pay an appropriate registration fee, set by the BOD. This fee must be paid prior to participating in any tournament play unless there is prior BOD approval. In addition, each girl will be required to participate in other fund raising events. If the girl quits or is ejected from the team, fees are not refundable, and all equipment is to be returned. Hardship cases shall be brought before the BOD for their review.

## ARTICLE IX- Parents

Any interested person may petition any BOD member to speak before the BOD. The BOD member will inform the Secretary of the petition and schedule the person to address the BOD at the next scheduled BOD meeting.

Parents of the players have one vote per family per player, and are eligible to vote only on those issues brought before them in a General Meeting.

Direct all questions and issues to a member of the BOD, the coaching staff **does "not"** make policy. Disruptive behavior or interfering with the coaching duties, especially during a game, is considered highly detrimental to the team's success. Such inappropriate conduct shall be cause to remove the parent and/or the child from the game and/or the team.

## ARTICLE X – Termination of a Manager or Coach

If the BOD deems necessary to terminate a manager or coach for, but not limited to, the list below, they must follow the procedure as outlined in Article XI.

- Lack of support at the BOD ratification

- What the BOD would consider improper or unethical actions/behavior on or off the field
- Not conducting team business in a proper fashion, as outlined in Article VII.
- Not addressing a problem after brought to his/her attention by BOD.
- Dating or patronizing on a personal level with any Krusherz team member throughout the entire Krusherz organization is not permitted.

#### ARTICLE XI – Procedure for Termination

The President shall call a special BOD meeting and request the manager and other pertinent officials to attend. Additionally, the manager should be advised prior to the meeting as to what the meeting shall be about and to be prepared to speak on his/her own behalf. After the manager and other pertinent individuals have explained their views, the manager and individuals that are not members of the BOD shall leave the meeting to allow the BOD to vote. Immediately after voting, the BOD shall inform the manager of the outcome; at which time the manager has five (5) days to submit an appeal in writing to the BOD. If an appeal is made, the BOD must meet for a grievance hearing at which time the vote shall be final. If the manager refuses to attend the meeting, the BOD special meeting will convene, and the manager will be notified of the vote.

#### ARTICLE XII – Procedure for Termination of Board of Directors Member

If there is a dispute with a BOD member, follow the procedures as outlined in Article XI – Termination Procedures.

#### ARTICLE XIII – Voting

The only persons eligible to vote on issues involving the policies or representations of the Krusherz are the current members of the BOD.

Whenever a **policy decision** is required, the BOD shall vote on the issue. A simple majority will carry the motion, as long as a quorum of two-thirds of the BOD is present. In the event of a tie, the President shall cast the deciding vote.

From time to time, the BOD shall deem it necessary to put issues forth to the parents of the players. At such times, a general meeting shall be called and every effort will be made to provide sufficient notice. Any votes taken will require a simple majority of those present, with one vote per family per player.

#### ARTICLE XIV – Commitment of Authority

The BOD shall have exclusive authority to commit the Krusherz to any agreement or responsibility. Before this commitment is made, the BOD shall vote to agree that engaging in such activity would be beneficial to the organization.

#### ARTICLE XV – Fund Control

While the Krusherz remains a viable organization, Krusherz funds shall be administered by the Treasurer. Any check disbursement shall require signature from both the President and Treasurer. If one of these officers is unavailable, the Vice-President will serve as an alternate.

#### ARTICLE XVI – Accounting Means

There shall be a general fund consisting of organization money that is raised by tournaments and other group fundraisers.

These funds shall be used for general operating expenditures required by the BOD.

The surplus shall be distributed equally among the team accounts.

The managers shall each have an additional account to be used for the operation of each specific team within the general fund.

Other funds raised by individual teams will be put in their team account for the cost of equipment, tournaments, travel and other miscellaneous expenditures.

This account shall be maintained by the Treasurer; although the individual manager shall have full access to their team account.

If a manager changes age groups within the Krusherz organization, the account shall stay with the team. If the manager resigns or is not ratified, and a new manager takes over the team, the account shall remain with that team.

If the team is split, some players move up with the coach, the BOD may approve a prorated amount to be moved up with them.

If the team is disbanded, the account shall be terminated and the residual funds shall be distributed to the general fund.

#### ARTICLE XVIII – Nominating Committee

The Vice President shall appoint a Nominating Committee of three (3) or more members to nominate candidates for the Board of Directors. The committee shall notify the Secretary, at least fourteen (14) days before the date of the annual meeting, of the names of the candidates it proposes, and the Secretary shall mail to the last recorded address of each member at least ten (10) days before the annual meeting.

Nomination for Directors may also be made from the floor at the annual meeting.

ARTICLE XIX – Election of Officers

All officers, except the President, and all but one Board seat shall be filled at the end of each season. Since the President automatically occupies a Board seat in the following term, he/she is not eligible to run for consecutive terms of office and will preside over the election.

The BOD may allow the President to remain additional years, although it must be ratified at the general meeting. Only persons indicating acceptance of nomination will be slated. The elections will be conducted by whatever means is appropriate. A simple majority of the membership or vote by proxy will be used to fill positions.

ARTICLE XX – Vacancies

Any vacancies that may occur on the BOD by reason of death, resignation, or otherwise, shall be filled by presidential appointment with the BOD approval until the next annual election, or the balance of the term.

ARTICLE XXI – Amendments

These bylaws or any section thereof may be amended or repealed by a two-thirds vote of the Board of Directors.

ARTICLE XXII – Terminating the Organization

The Krusherz organization can be terminated by a vote of sixty-six percent (66%) of the BOD. Should this occur, the Treasurer and President would file appropriate papers, including a final tax return, to properly dissolve the organization? Any funds remaining in the Treasury, after all obligations are met, shall be donated to a girls’ softball program or local girls’ athletic program.

Approved by the Krusherz 2007-2008 Board of Directors as outlined in Article XIII.

Date: \_\_\_\_\_

President: \_\_\_\_\_  
Ray Szelest

Vice-President: \_\_\_\_\_  
Dan Collins

Treasurer: \_\_\_\_\_  
Robert Faison

Secretary: \_\_\_\_\_  
Jaime Zimmerman

General Counsel: \_\_\_\_\_  
Larry Gonzales, Esq.