

REVISED AND RESTATED BYLAWS OF THE LINCOLN EAST HIGH BOOSTER CLUB

Pursuant to Article VII of the bylaws executed February 26, 2006, the **LINCOLN EAST HIGH BOOSTER CLUB** hereby adopts these REVISED AND RESTATED BYLAWS.

ARTICLE I – Name, Purpose and Objectives

Section 1.1 Name. The name of this organization shall be the **LINCOLN EAST HIGH BOOSTER CLUB**, hereafter referred to as the “Club,” a Nebraska corporation formed under the Nebraska Non-Profit Corporation Act.

Section 1.2 Purpose. The purpose of the Club is to encourage parents and local businesses to support interscholastic sports offered at Lincoln East High School. The Club’s goals include (but are not limited to) the following:

- To promote and publicize Lincoln East athletics;
- To encourage good sportsmanship and develop team unity;
- To develop and enhance a sense of pride and tradition;
- To provide support, financial and otherwise, to all Lincoln East athletes;
- To provide the necessary resources to supply the program with the highest quality training and equipment

Section 1.3 Non-profit Status. The Club has submitted its application to become an organization exempt from Federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1954 or the corresponding provision of any future United States Internal Revenue Law or by an organization.

Section 1.4 Offices The principal office of the Club is Lincoln East High School, 1000 South 70th Street, Lincoln, Nebraska 68510. The address of such principal office may be changed from time to time by the Board of Directors.

ARTICLE II – Board of Directors

Section 2.1 General Powers. The business and affairs of the Club shall be managed by the Board of Directors (Board).

Section 2.2 Number. The Board shall consist of up to 20 parents or sets of parents, the Athletic Director and the Assistant Athletic Director. Each parent or set of parents shall have one vote. The members of the Board shall be nominated by any current Board member and elected by a majority of a quorum of the Board.

Section 2.3 Vacancy. The members of the Board may accept the resignation of a Director before his or her term has expired. Vacancies in the Board may be a majority vote of the Board at their first meeting after the vacancy occurs.

Section 2.4 Committees. The Board may designate and appoint one or more Committees throughout the year, each of which shall consist of one or more Directors. Committees shall have and exercise the authority of the Board.

Section 2.5 Meetings and Quorum. The Board will meet a minimum of six (6) times a year, the date and time to be decided by a majority of the Board. A quorum shall consist of at least one-third (1/3) of the number of Directors in office immediately before the meeting begins.

Section 2.6 Conflict of Interest. Members of the Board and Committee Members shall not engage in any activity which gives rise to, or could give rise to, an appearance or claim of self-dealing loyalty or conflict of interest by reason of such person's position with the Club. In the event that such person has reason to believe his or her activities or anticipated activities could give rise to any such claim, he or she shall have a duty to disclose such activities or anticipated activities to the Board of Directors. Each Director shall sign an *East High Booster Club Conflict of Interest*, attached as Exhibit A.

Section 2.6 Robert's Rules of Order. Robert's Rules of Order, the latest edition, shall be recognized as the authority governing the meetings of the Club, its Board, and its Committees.

ARTICLE III– Officers

Section 3.1 Officers. The officers shall consist of the President, Vice-President, Secretary, and Treasurer. There shall also be elected at-large members whose responsibilities are described in Article IV, and one chairperson of each Standing Committee.

(a) *Election.* The Officers shall be elected by a majority of the Board at the April meeting and shall serve until their successors are elected.

(b) *Removal, Resignation and Vacancy.* The Board may at any meeting, remove any Officer. The Board may accept the resignation of any Officer. A vacancy shall be filled by a majority vote of the Board at their first meeting after the vacancy occurs.

Section 3.2 Duties of Officers.

(a) *President.* The President shall: Preside at all meetings; appoint committee chairps with the concurrence of the Board; appoint and/or dissolve all other committees as required; serve as ex-officio member of all committees; serve as primary spokesperson for the Club, except as otherwise specified; direct goals and objectives of the Club.

(b) *Vice President.* The Vice President shall perform all the duties of the President in his/her absence.

(c) *Secretary.* The Secretary shall keep a record of all the proceedings of the Board Meetings of the Club. All minutes shall be kept in a regular bound Secretary's Book. A record of the decisions of the Board shall be kept in a separate bound Secretary's Book in the Athletic Director's office.

(d) *Treasurer.* The Treasurer shall maintain a complete set of books of account in accordance with generally accepted accounting principles and practices. The Treasurer shall make disbursements from the Club's general fund, and shall pay expenses approved by the Board and shall secure proper vouchers thereof and shall receive and deposit moneys of the Club in the Club's checking and/or savings account.

ARTICLE IV – Amendments

Section 4.1 Amendments may be adopted at any meeting by a 2/3 majority of those members voting, a quorum being present.

ARTICLE V – Dissolution

Section 5.1 Distribution of Property upon Dissolution. Upon dissolution of the Club and after all outstanding debts and claims have been satisfied, the Board shall direct the remaining property of the Club to another Federally Incorporated entity which maintains the same objectives as set forth in Article II of these By-Laws, which are, or may be entitled to exemption under Section 501(c)(3) of the Internal Revenue Code or any future corresponding, provision. If the Board cannot distribute to an entity which maintains the same objectives of the Club, the Board shall distribute the assets and property to the federal government, or to a state or local government, for a public purpose.

These Bylaws were adopted by the Board at its November 2007 meeting to be effective immediately.

President

Secretary

EAST HIGH BOOSTER CLUB CONFLICT OF INTEREST

It is the Policy of the East High Booster Club (“Club”) that individuals who serve in elective or appointive offices or positions do so in a representative or fiduciary capacity that requires loyalty to the Club. At all times while serving in such offices or positions, these individuals shall further the interests of the Club as a whole. In addition, they shall avoid:

- a. Placing themselves in a position where personal or professional interests may conflict with their duty to this Club.
- b. Using information learned through such office or position for personal gain or advantage.
- c. Obtaining by a third party an improper gain or advantage.

As a condition for selection, each nominee, candidate and applicant shall disclose any situation, which might be construed as placing the individual in a position of having an interest that may conflict with his or her duty to the Club. While serving, the individual shall comply with the conflict of interest policy applicable to his or her office or position, and shall report any situation in which a potential conflict of interest may arise. The Board of Directors shall render a final judgment on what constitutes a conflict of interest.

CONFLICT OF INTEREST DECLARATION

I, the undersigned, declare that neither I, nor any member of my family have or is in a position of having an interest that may conflict with his or her duty to the East High Booster Club as listed in the *Conflict of Interest Policy* stated above.

Signature

Date

Printed Name