

WEST VOLUSIA AMATEUR RADIO SOCIETY, INC.  
A FLORIDA NOT FOR PROFIT CORPORATION

BYLAWS

Approved by Majority Vote on October 23, 2018

ARTICLE I – MEMBERSHIP

SECTION 1

Prospective members shall submit a formal application for membership which shall be submitted to the membership for approval. Applications may be approved by election of a simple majority of those members present, and provided that a quorum must be present.

SECTION 2

There shall be four classes of membership as follows:

- A. Active: Any person who holds a valid amateur radio license as defined by the U.S. Amateur Radio Regulations, Subpart B, Section 97.7, and accepts the financial obligations and participation requirements of this Society may be elected to active membership. Active members have a vote in the affairs of the Society.
- B. Family: Family membership is extended to licensed members of the family of any active member, residing in the same domicile. Family members shall be accorded the same privileges as an active member but will not receive a copy of mailed publications of the Society.
- C. Youth: Any member below the age of 18 years that possess a valid amateur radio license as defined by the U.S. Amateur Radio Regulations, Subpart B, Section 97.7. Youth members pay no dues and shall have no vote in the decisions of the Society. A youth member may choose to become an active member by paying the dues and fees associated with active membership. Dues paying members below the age of 18, whether active or family members, have votes in the affairs of the Society.
- D. Honorary: Honorary membership may be granted to any person who, in the opinion of the membership, has rendered an outstanding service to the Society. Grant of such membership may be made by a simple majority vote of the membership present and a quorum at any meeting. Honorary members shall have no vote.

SECTION 3

A member may be removed from the rolls of the corporation for deliberate violation(s) of the charter, or the bylaws, or the rules and regulations of the FCC, or any other conduct deemed prejudicial or detrimental to the corporation. Removal is initiated by presenting a written and signed motion to the membership at a regular meeting. If the motion is seconded and approved by the majority of the voting members present, the complaint will be mailed to the member by the secretary within seven days. Member will be notified of the charge and a presentation will be held at the next regular meeting. Two thirds vote of the voting members present and a quorum will be required for expulsions; otherwise the charge will be dismissed.

## **ARTICLE II – ELECTIONS**

### **SECTION 1**

- A. Any qualified member that would like to run for any office shall notify the Secretary prior to the November meeting.
- B. Nominations from the floor will be taken at the November meeting. Nominations will not be accepted after the November meeting, except to fill a vacancy in the “slate” of candidates.
- C. All candidates must be active members for one (1) year in good standing, and of voting age, at the commencement of their office, January 1.
- D. Candidates shall be listed on the ballot in the order in which they notify the secretary or are nominated. No notification to the secretary may be provided prior to the October meeting preceding the election. All incumbent officers will automatically be considered nominates and will appear on the ballot ahead of new candidates, unless they notify the secretary that they are not running for re-election.
- E. The President, Vice President, Secretary, and Treasurer will be elected by a majority vote of a quorum present. Balloting which results in no candidate receiving a majority, a runoff between the (2) two candidates receiving the higher vote, will be held after each of the (2) two candidates is given (5) five minutes to address the membership. If the run-off results in a tie, the winner will be determined by a coin toss conducted by the president except that if the president is one of the candidates involved in the tie; the vice president shall conduct the coin toss. The Candidate appearing first on the ballot for that office shall be represented by the front of the coin (“heads”).
- F. The officers of the Society shall be elected for a term of one year at the December meeting and shall be installed at the close of that meeting. The elective positions consist of President, Vice-President, Secretary, and Treasurer. The elected officers collectively are the Executive Board.
- G. Vacancies occurring between elections shall be filled by a Candidate selected by the executive board, except that if the vacancy is the president, the vice-president will become the president and the executive board will appoint a new vice-president until a special election can be held to fill the vacancy.
- H. An active member may run for more than one office. The Inspectors of the election shall determine the winners of the offices following order: President, Vice-President, Secretary, Treasurer, and Trustee. When a Candidate wins an office, they are ineligible for consideration for any of the subsequent positions.
- I. Any officer may resign by submitting a written resignation to the executive board. Any officer may be removed from office for malfeasance, misfeasance, or nonfeasance in office, according to Roberts Rules of Order.

## **ARTICLE III – REMOVAL OF OFFICERS**

### **SECTION 1**

- A. Removal of officers shall require written petition by two-thirds of the active members. A two-thirds vote of active members at a meeting, and a quorum is required for removal from office.

## ARTICLE IV – DUTIES OF THE EXECUTIVE BOARD AND OFFICERS

### SECTION 1

- A. MEETINGS: The executive board will meet at least quarterly to conduct the affairs of the corporation. Additional meetings may be called by the president or by a majority of the members of the board.
- a. Three (3) members of the executive board to constitute a quorum. Any member of the Executive Board may present a motion in writing for inclusion in the agenda of the executive board meeting. The motion and the action taken by the executive board will be recorded in the minutes of the meeting. Board meetings are open to all members.
- B. OFFICERS:
- a. PRESIDENT: The president shall preside at all meetings of the Society and shall conduct the same according to the rules adopted. The president shall enforce due observance of the articles of incorporation and by-laws, decide on all questions of order, sign official documents, and perform all the duties customary and pertaining to the office of president. The president shall be the chairman of the executive board, and be member ex-officio of all committees, and shall appoint or solicit the chairperson of all committees. The president will appoint (2) two members to have signatory authority on the corporation's financial accounts; this is in addition to the treasurer. President shall, at the expiration of his or her term, turn over to the new incoming president, all documents, files, and materials pertaining to the Society and the office.
  - b. VICE PRESIDENT: The vice president shall assume all duties of the president in the absence of the president.
  - c. SECRETARY: The secretary shall keep a record of the proceedings of all regular meetings, keep a roll of the membership, keep a log of membership attendance at all regular meetings, carry on all correspondence and read communications at each meeting. The secretary shall, at the expiration of his or her term, turn over to the new incoming secretary, all documents, files and materials pertaining to the Society and the office. The secretary shall maintain a stock of membership application forms, to distribute upon request, at regular meetings and other activities of the Society.
  - d. TREASURER: The treasurer shall receive and receipt for all moneys paid to the Society. The treasurer shall keep an accurate account of all moneys received and expended. No bills will be paid without proper authorization by the executive board, based on presentation of vouchers, bills or receipts. The treasurer shall, at the expiration of his or her term of office turn over to the new incoming treasurer, all documents, files and materials pertaining to the Society and the office. An audit shall be made at the end of his or her term of office by the executive board, to be completed by the December meeting.
  - e. TRUSTEE (PROPERTY OFFICER): The trustee shall be an appointed non-voting officer position with the responsibility for maintaining a current inventory LIST of all Society equipment. The trustee shall be appointed by the President and approved by a majority vote of the executive board. The trustee shall have no vote on the executive board.

## ARTICLE V – MEETINGS

### SECTION 1

- A. The Society shall hold its elections at a regular meeting in December of each year on a date, time, and place to be designated by the executive board. The purpose of this meeting shall be the election of officers of the Society, and the directors of the corporation, and the consideration of such other matters as may be necessary or proper for the conduct of the Society.
- B. The rules and proceedings of all meetings of this Society shall be according to Robert's Rules of Order, revised, so far as applicable, and when consistent with the articles of incorporation and by-laws of the Society.
- C. Regular meetings shall be held on the second Monday of each month at 7:00 PM local time. Meetings may or may not include a program.

## ARTICLE VI – QUORUM

### SECTION 1

- A. A quorum for amending the Articles of Incorporation, the by-laws, or any other meeting where elections or determination of assessments, member expulsion, dues and fees are being considered shall be the average number of active members that have attended monthly meetings each month during the preceding twelve months (rolling average of the last twelve months), inclusive of at least 3 Executive Board members.

## ARTICLE VII – DUES AND FEES

### SECTION 1

- A. ACTIVE MEMBERS: Shall pay twenty-five (\$25.00) dollars per year, payable at the annual meeting. Non-ham applicants that test at WestVARS and pass the test will be offered free membership for the next year.
- B. FAMILY MEMBERS: Family members shall pay dues of seven dollars and 50 cents (\$7.50) and families with 2 or more members beyond the active member fifteen dollars flat fee (\$15.00) per year.
- C. YOUTH MEMBERS: Members under the age of 18 years who hold a valid amateur radio license will be dues free.
- D. HONORARY MEMBERS: Shall pay no annual dues.
- E. NEW MEMBERS: Shall have their dues and fees prorated on a QUARTERLY BASIS, FROM THE DATE OF THEIR ADMITTANCE THROUGH December of the year join.

QUARTER	MONTHS	ACTIVE	FAMILY / 2+	Youth
1 <sup>st</sup>	Jan, Feb, Mar	\$25.00	\$7.50 / \$15.00	\$0.00
2 <sup>nd</sup>	Apr, May, Jun	\$18.75	\$5.63 / \$11.25	\$0.00
3 <sup>rd</sup>	Jul, Aug, Sep	\$12.50	\$3.75 / \$7.50	\$0.00
4 <sup>th</sup>	Oct, Nov, Dec	\$6.25	\$1.88 / \$3.75	\$0.00

- F. In addition to the regular dues herein established, the executive board shall be empowered to recommend to the membership the establishment of a special assessment if the need is indicated. A simple majority vote of active members present at a meeting shall be required to make such an assessment, and any assessment so recommended and voted shall be for a specific purpose or purposes only.
- G. VE testing fees waiver: The fees for VE testing are set annually by the ARRL/VEC. The Society voted to pay the testing fees for persons under the age of 18 years and those determined to be indigent at the time of testing.

## SECTION 2

- A. If dues are unpaid thirty days after the due date, (1 February), the executive board shall instruct the secretary to notify the delinquent member that thirty days after the date of the notice, the member shall be suspended, and all privileges of membership withdrawn until the delinquent dues are paid in full.

## ARTICLE VIII – COMMITTEES

### SECTION 1

- A. The executive board is empowered to designate from time to time such ad hoc committees as the executive board may deem expedient to assist in the operations of the Society.
- B. The president shall appoint a chairperson and/or committee members.

## ARTICLE IX – SPECIAL APPOINTMENTS

### SECTION 1

- A. The executive board is empowered to designate from time to time such special appointments as the executive board may deem expedient to assist in the operations of the Society.

## ARTICLE X – AMENDMENTS

### SECTION 1

- A. The by-laws may be amended by a majority vote of a quorum of the members present at a regular or special meeting, specific written notice of which has been given in advance thereof to all active members.

**ARTICLES OF AMENDMENT TO  
ARTICLES OF INCORPORATION  
of  
WEST VOLUSIA AMATEUR RADIO SOCIETY, INC.  
(Document #764515)**

**Pursuant to the provisions of section 617.1006, Florida statutes, this Florida Not For Profit Corporation adopts the following amendments to its Articles of Incorporation, and hereby replaces the entire articles of Incorporation, dated previous to this document, to read as follows:**

**ARTICLE I – NAME**

This corporation shall be known as “The West Volusia Amateur Radio Society, Inc.”

**ARTICLE II – OBJECTIVES SECTION 1**

The corporation is organized exclusively for scientific, educational, and charitable purposes in compliance with section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, including for such purposes, the making of distributions to organizations that qualify as exempt organizations under section 501(c)(3) of the Internal Revenue Code.

**SECTION 2**

The corporation’s activities shall center around the use of amateur radio to serve the community of Volusia County Florida; in gaining knowledge of the scientific principles of radio communications; in conducting scientific experiments into radio propagation and other scientific phenomenon; in providing training in emergency communications; in providing communications to government and relief agencies during times of emergency; and another activities there in compliance with section 501(c)(3) of the Internal Revenue Code.

**SECTION 3**

Notwithstanding any other provision of these articles, this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in furtherance of the purposes of this corporation.

### **ARTICLE III – POWERS**

The legal affairs of the corporation shall be managed by an Executive Boars whose number, duties, and manner of election shall be specified in the bylaws of the corporation.

### **ARTICLE IV – REGISTERED OFFICE AND AGENT**

The address of the registered office of the corporation is P.O. Box 1293, DeLand, FL 32721. The name of the registered agent is the Society treasurer, Greg Geist.

### **ARTICLE V – MEMBERSHIP SECTION 1**

Full membership shall be open to any interested person, holding a valid amateur radio license regardless of sex, age, religion, or educational background, subject only to the election by a simple majority of those members present, and provided that a quorum must be present. Members below the legal voting age (presently 18 years of age) and those not holding a valid amateur radio license may not hold office.

### **SECTION 2**

The classes of membership and dues thereof will be prescribed in the bylaws.

### **ARTICLE VI – OFFICERS SECTION 1**

The officers of this corporation shall be a president, a vice president, a secretary, and a treasurer, elected from the active membership.

### **SECTION 2**

The following listed Executive Board officers being duly elected will continue to act as such until our successors shall be elected.

President – James G. Lea

Vice President – David Templeton, Jr.

Secretary – Jerry Herndon

Treasurer/Registered Agent – Greg Geist

**ARTICLE VII – MEETINGS SECTION 1**

The corporation shall hold its elections annually on a date, time, and place to be established in the by-laws.

**SECTION 2**

Other meetings of the corporation will be held throughout the year, the time and place to be established by the by-laws.

**ARTICLE VII – BY-LAWS SECTION 1**

The corporation shall establish a set of bylaws for its operation in role. These bylaws may be changed from time to time as required by changing needs. These changes may be made by a  $\frac{3}{4}$  majority vote of those members present at a regular or special meeting, provided that a quorum, as defined in the current bylaws, shall be in attendance.

**SECTION 2**

Amendments to these articles of incorporation may be proposed and voted on at a regular or special meeting, provided written prior notice shall be given to all active members at least (30) calendar days prior to the vote and providing that a quorum consisting of the average number of active members that have attended monthly meetings each month during the preceding twelve months (rolling average of the preceding twelve months), inclusive of at least 3 Executive Board members is present. A simple majority shall pass.

**ARTICLE IX – REVERSION OF ASSETS SECTION 1**

No person, firm, or corporation shall ever receive any dividends or profit from the undertaking of this corporation.

**SECTION 2**

In the event of dissolution, the residual assets of this corporation shall be turned over to one or more organizations which themselves are organizations described in section 501(c)(3) of the Internal Revenue Code, and none of the assets will be distributed to any member, officer, or trustee of this corporation.

**These amendments were adopted by a quorum of the active members by a majority vote on October 23, 2018.**



**Dated: October 23, 2018 Signature: \_  
James G. Lea, President**