

NEWMARKET YOUTH ATHLETIC ASSOCIATION CONSTITUTION

Article I: Name

The name of the Association shall be "Newmarket Youth Athletics Association"

Article II: Purpose and Objective

- a) The purpose for which this Association is organized is to develop and maintain a dialogue of Communication and Cooperation between various youth sport programs in the Town of Newmarket.

- b) The NYAA is also organized for the purpose of assisting the Town of Newmarket Administrator with budgeting for, and distribution of, Town of Newmarket, New Hampshire, (Town"), funds that are appropriated for organized youth sports activities. The appropriations of these funds is voted upon by the residents of the Town under state law, and are provided through real estate taxes levied by the Town. These funds are distributed by the Town to the NYAA, and are to be distributed directly by the NYAA to the individual youth sports associations (i.e.: baseball, basketball, soccer, softball) of the Town. The individual youth Sports associations account to the NYAA for expenditure of these funds, and provide budgets to the NYAA for use in obtaining future appropriations from the Town. The funds are to be used exclusively for the purpose of providing organized youth athletic programs, as described in paragraph (a).

Notwithstanding any other provisions of this Constitution/(articles), the NYAA intends that it is exclusively organized for one or more of the purposes as specified in Section 501(c)(3) (state governmental agency/educational) of the Internal Revenue Code of 1986, and shall not carry on any activities not permitted to be carried on by an organization exempt from Federal income tax under IRC 501(c)(3) or Corresponding provisions of any subsequent tax laws.

- c) No part of the net earnings of the organization shall inure to the benefit of any member, officer, Board member, volunteer, or other person acting on behalf of

the NYAA in any Capacity, and no member, officer, Board member, Volunteer, or other person acting On behalf of the NYAA, or any private individual, shall be entitled to share in the distribution of any of the NYAA's assets on dissolution of the organization. No compensation shall be paid to any member officer, Board member, volunteer, or other person acting on behalf of the NYAA, and any services provided to the NYAA by Such individuals shall be performed gratuitously.

- d) No substantial part of the activities of the NYAA shall be Carrying on propaganda, or otherwise attempting to influence legislation (except as otherwise provided by IRC 501 (h)) or participating, or intervening in (including the publication or distribution of statements), any political campaign on behalf of or in Opposition to any candidates for public office.

- e) In the event of dissolution, all of the remaining assets and property of the NYAA shall, after payment of necessary expenses thereof, be distributed to such organizations as shall qualify under Section 501 (c) (3) of the Internal Revenue Code of 1986, or corresponding provisions of any subsequent Federal tax laws, or to the Federal government, or State or local government, for a public purpose, subject to the approval of a Justice of the Supreme Court of the State of New Hampshire.

- f) In any taxable year in which the NYAA is a private foundation as described in IRC 509 (a), the NYAA shall distribute its income for said period at Such time and manner as not to subject it to tax under IRC 4942, and the NYAA shall not (1) engage in any act of Self-dealing as defined in IRC 4941 (d); (2) retain any excess business holdings as defined in IRC 4943 (C); (3) make any investments in Such a manner as to Subject the NYAA to tax under IRC 4944, or; (4) make any taxable expenditures as defined in IRC 4945 (d) or Corresponding provisions of any Subsequent Federal tax law.

The objective of this Association is that through the medium of Supervised programs this Association will seek to implant in the youth of this Community goals of good Sportsmanship, honesty, and loyalty so that they may become finer, Stronger, and happier youths.

Article III: Powers

This Association shall have the following powers:

1. To make and enforce rules and regulations to govern itself on a local basis.
2. To solicit contributions at any and all member games and to Conduct such fund raising activities as are deemed necessary for the solvency of the Association and its member teams.
3. To review all budgets of Association members and to Submit to the Town of Newmarket any and all budget requestS.
4. To receive and disperse funds as necessary,
5. To hold and own equipment and or property
6. To enter into legal Contracts.
7. To regulate the number of teams in the Town of Newmarket.
8. Associations will govern their own groups and determine fees and regulations for their group.

Article IV: Membership

Membership in the Newmarket Youth Athletics Association shall be from the Youth Baseball League, Soccer League, Youth Girls Softball League, Youth Basketball and any interested adult in the Town of Newmarket.

Article V: Budget Submissions

Each of the four associations shall submit a Complete budget to the President of the NYAA by the first meeting of the NYAA year (September). This budget should include: income (to include registration fees, Snack bar income, etc.), expenses (to include everything, i.e.: umpire/official fees, food expenditures, uniform expenditures, etc.) and a proposed amount to be asked for from the Town Administrator (this should be the difference between your income and expenses). If an association should find itself short" in a year, that too, should be clearly stated in it's report, **If an Association should fail to submit a report for the year, they will not receive any money from the Town Administrator for that year.

Article VI: Officers

There will be a total of eight (8) elected officers. Each Association member will hold one position, and an interested Newmarket adult resident Will fill the ninth position. The elected officers shall be: President, Vice President, Secretary, Treasurer and 4 Presidents of each League (ie: Baseball, Softball, Basketball, Soccer), or their Representative.

1. All officers shall be elected by vote of the general membership.
2. Term of office shall be for one (1) year, All officers may succeed themselves, and may continue to hold office as often as they are elected.
3. Election of officers shall be held On: _____

Article VII: Voting

In the event that a vote must take place during a scheduled Board meeting, the following protocol will take place:

1. There must be a quorum present at the time of the meeting (at least 5 members MUST be present at the meeting).
2. In the event that both a President of a league and their representative are present, ONLY the President may vote.
3. Topic to be voted on will be brought to the attention of all members present.
4. President will present issue to be voted on, and a motion will be made to have a vote.
5. All Board members, with the exception of the President of the NYAA will have one vote, whether yea or nay,
6. If a tie occurs, the President of the NYAA will have the tie-breaking vote. Once that Vote has been Cast, the results are final,

*** If at any time a Board member feels that a meeting needs to occur, whether it be to discuss a topic or to have a vote, he/she may request that a Board meeting take place, The President should be contacted and all members must be given at least 48 hours notice of such meeting via Contact of phone or e-mail. Once all members have been Contacted, a date can be set, and a meeting takes place.