

KUKINI DOG AGILITY CLUB

BY-LAWS

ARTICLE I ORGANIZATION

1. The name of the organization shall be Kukini Dog Agility Club (KDAC).
2. The organization may at its pleasure by a vote of the membership body change its name.
3. KDAC shall not be conducted or operated for profit and no part of any profits of remainder or residue from dues or donations to KDAC shall inure to the benefit of member or individual.
4. KDAC will not assume responsibility for any loss, damage or injury to any person, animal and/or property. Members are encouraged to obtain personal liability insurance.

ARTICLE II MISSION

KDAC has been organized for the following purposes:

- 1) To promote the sport of dog agility and encourage involvement by dog owners of all ages
- 2) To promote fun and healthy recreational activities for dogs and their owners
- 3) To promote responsible dog ownership
- 4) To promote awareness of responsible ways to deal with dog behavior

ARTICLE III MEMBERSHIP

Membership in KDAC shall be open to all who agree to be responsible dog owners, provide appropriate protection for their dogs from common pests and diseases, and who wish to support the sport of dog agility.

Membership categories and dues shall be determined by the Board of Directors and made public for interested participants. Membership is not restricted by residence in Hawaii County its site of operation.

Each applicant for membership shall apply on the form approved by the Board of Directors and applicant agrees to abide by these by-laws and the Articles of Incorporation. Applicants shall include a signed waiver with membership application as approved by the Board of Directors and submit dues payment for the current year.

All applications are to be filed with the Secretary who shall maintain the list of all members approved and current in their membership.

Membership can be terminated by resignation upon written notice to the Secretary. Members who do not pay their dues by the 90th day of the fiscal year shall be dropped from the membership list. The Board may elect to grant an additional 90 day grace period to delinquent members who petition to remain a member.

A membership may be terminated by the Board for violating the conduct code as provided in Article XII of these by-laws.

ARTICLE IV MEMBERSHIP MEETINGS

KDAC's fiscal year shall run from July 1st and extend to June 30th.

One annual membership meeting shall be held at a time and place determined by the Board. Every member in good standing shall be notified of the time and place of the meeting at least seven (7) days prior to the meeting by way of the contact information as in appears in the membership record.

Meeting of KDAC shall be held in Hawaii County at a site determined by the Board.

The presence in person or by mailed in ballot of not less than 20% of the members shall constitute a quorum and shall be necessary to conduct business of the organization.

Special meetings of the membership may be called by the president, or by two of the Directors, or by petition of 50% of the members when deemed in the best interest of KDAC. Notice of such meetings shall be mailed or emailed to all members on the membership list at least seven (7) days before the scheduled date set for the meeting and state the reasons for the meeting and the business to be transacted at the meeting. No other business than that specified in the notice may be transacted at a special meeting without the consent of 2/3rd of the members present at such meeting.

ARTICLE V VOTING

At all meetings, except for the election of officers and directors, all votes shall be by voice. At any regular or special meeting, if quorum has been met, any question may be voted upon by the membership. For election of officers, ballots shall be provided and voting shall be done in a manner that protects the anonymity of the member casting the ballot.

Each member in good standing whose dues are paid in the current year shall be entitled to one vote at any meeting of KDAC. Proxy or absentee voting shall be permitted at any club meeting or election.

The Board shall select a nominating committee consisting of two members at least 2 months prior to annual elections. The committee shall nominate at least one candidate for each office, secure the candidates approval, and report the nominations to the Secretary. The Secretary shall announce the nominations to the general membership at least seven (7) days before the annual meeting.

Additional nominations may be made at the annual meeting by any member in attendance provided the person so nominated agrees to run for the office.

No person may be a candidate for more than one position.

The Board shall appoint a committee of three, to certify election results when balloting is required who will certify in writing to the President that results of the election and provide a written tally of the voting. No one on this election certification committee shall be a candidate for office or personally interested in the question voted upon.

ARTICLE VI
ORDER OF BUSINESS

- 1) Establish quorum
- 2) Read and approve minutes of preceding meeting
- 3) Reports from committee
- 4) Reports by officers
- 5) Old Business
- 6) New Business
- 7) Adjournment

ARTICLE VII
BOARD OF DIRECTORS

The business of the organization shall be managed by a Board of Directors consisting of five (5) members including the officers of KDAC. The majority of the directors shall be residents of the State of Hawaii and at least one must be a citizen of the United States.

Directors shall be elected at the annual meeting for the ensuing year and for a term of two (2) years. Two of the initial directors shall serve for only one year, while three shall serve for two years. The President, Secretary and Treasurer shall serve for two years and the Vice President and Director-at-Large shall serve for one year. In the event a director is unable to serve of the entire duration of his or her term, the remaining directors shall appoint a replacement to complete the remainder of his or her term.

The Board shall have the control and management of the affairs and business of KDAC. The board shall only act in the name of KDAC when regularly convened at a meeting after due notice to all the directors of such meeting. The Board may establish regular meetings to be held at such places and at such times as it may determine by consensus, and when any such meeting or meetings shall be so determined, no further notice thereof shall be required.

Special meetings of the Board of Directors may be called at any time by the president or by any two (2) Members of the Board. Notice of each special meeting of the Board of Directors stating the authority for the call of the meeting and place, day and hour thereof, shall be given to each director by the office of the Association or by the person calling. Such notice shall be given to each Director in any of the following ways: verbally or by handwritten note delivered to director's residence or place of business; by phone, facsimile, or email.

A majority of the total number of Directors in office immediately before a meeting begins shall constitute a quorum to transact business. To be valid, any act of business must receive the approval of a majority of such quorum. A vacancy or vacancies on the Board shall not affect the validity of any action of the Board.

Each director shall have one vote and there will be no votes by proxy, however, attendance at board meetings may be via remote access or teleconferencing.

The board may make such rules and regulations covering its meetings as it deems necessary.

A director may be removed when sufficient cause exists for such removal. The Board may entertain charges against any director. A director may be represented by counsel upon any removal hearing. The board shall adopt such rules for this hearing as it deems necessary for the best interests of KDAC.

ARTICLE VIII OFFICERS

The initial officers of the organization shall be as follows:

President:	Angelic Ebbers
Vice President:	Tara Frazier
Secretary:	Eileen O'Hara
Treasurer:	Melissa Schelling
Director-at-Large:	Gregg Frazier

The president shall be the Chairman of the board and shall, subject to the control of the Board, have general supervision, direction and control over the affairs and officers of KDAC. He or she shall preside at all meetings of the Board, and shall have the general power and duties of management usually vested in the office of president of a corporation, together with such other powers and duties as may be prescribed by the Board or the Bylaws. He or she may be one of the officers who can sign check or drafts for KDAC.

In the absence or disability of the president, the vice president shall perform all the duties of the president and when so acting shall have all powers of, and be subject to all of the restrictions upon the president. He or she shall have such other powers and perform such other duties as from time to time may be prescribed by the Bylaws. He or she may be one of the officers who can sign check or drafts for KDAC.

The secretary shall: (i) keep, or cause to be kept, a book of minutes of all meetings of directors and Members; (ii) keep, or cause to be kept, appropriate current records showing the Members of KDAC, together with their addresses; (iii) give, or cause to be given, notice of all meetings of the Board and the Members required by the Bylaws or by the law to be given; (iv) keep the seal of the Association in safe custody; (v) perform such other duties and responsibilities as may be prescribed by the Board or by the Bylaws. At a minimum, the minutes shall note the date, time and location of the meeting, the persons in attendance, a general description of the matters discussed and an accurate record of the actions taken or duly approved by the Board or the Members, as the case may be. He or she may be one of the officers who can sign check or drafts for KDAC.

The treasurer, shall: (i) keep and maintain, or cause to be kept and maintained, adequate and correct accounts of the money or securities of KDAC, the deposit of all monies and other valuables in the name and to the credit of KDAC with such depositories as may be designated by the Board; (iii) disburse the funds of KDAC as may be ordered by the Board (iv) render to the president and directors whenever they request it, an account of all of his or her transactions as treasurer and of the financial condition of KDAC, and (v) exercise such other powers and perform such other duties as may be prescribed by the Board or the Bylaws. He or she may be one of the officers who can sign check or drafts for KDAC.

Officers are by virtue of their office members of the Board of Directors.

No officer shall for reason of his or her office be entitled to receive any salary or compensation for performing their duties as an officer or director although nothing herein shall be construed to prevent an officer or director from receiving any compensation from KDAC for duties other than as a director or officer.

Any property of KDAC shall be maintained by a designated member and inventoried annually by the Treasurer.

ARTICLE IX SALARIES

The Board shall hire and fix the compensation of any and all employees or contract hire which they in their discretion may determine to be necessary for the conduct of the business of KDAC.

ARTICLE X COMMITTEES

All committees of KDAC shall be appointed by the board for the purpose indicated by the board and shall exist until the board terminates the committee.

ARTICLE XI DUES

The dues of KDAC shall be paid yearly in accordance with the schedule of fees which shall be reviewed yearly by the Board.

ARTICLE XII DISCIPLINE AND CODE OF CONDUCT

To meet its mission, KDAC requires the following conduct of its members and their dogs:

In the interest of safety for its members, dogs and others, KDAC takes dog aggression very seriously. KDAC will assist members in overcoming minor aggression problems their dogs demonstrate providing that safety and interests of other members and their dogs are not jeopardized as a result.

Members shall be courteous and will conduct themselves in a manner that does not discredit KDAC or the sport of dog agility. It is expected that all members' dogs will behave appropriately and not demonstrate undue aggression at any time. Undue aggression is herein defined as an unprovoked attack on another dog, animal or human involving physical contact, whether injury occurs or not. Barking, growling, baring of teeth or lunging are undesirable and should be strongly discouraged, but are not considered undue aggression.

MISCONDUCT OF CLUB MEMBERS:

Misconduct shall include, but not be limited to, abusive and foul language, hostility to fellow club members, competitors, visiting judges, sponsors, hosts, or spectators of agility events. Misconduct also includes inhumane treatment of a dog; demonstration of poor sportsmanship; and any other behavior that may result in demeaning the reputation of KDAC or the sport of dog agility.

MISCONDUCT OF CLUB DOGS:

Misconduct includes acts of aggression toward another dog, handler, participant or spectator at any dog agility event.

INCIDENTS OF PRECEIVED MISCONDUCT:

Any individual or organization may file a charge of misconduct against a member of KDAC to the board. Should the incident require immediate action, the President or Vice President, at their discretion, may impose a temporary suspension of the member(s) and/or dog(s) preventing participation in any KDAC event. Failure of a member to comply with a suspension may result in expulsion from KDAC. The President shall promptly require a review of the conduct to ascertain the facts of the incident.

The President or designate shall prepare a written incident report and provide to the defendant within 72 hours or as soon as reasonably possible. The defendant must respond within 72 hours of receipt of report although a time extension may be approved by the President. A hearing committee composed of the board of directors shall convene at a time, date, and place set forth by the president who shall notify the defendant and complainant of the hearing. Any director who is either defendant or complainant in the charge of misconduct shall be recused from the hearing committee. The board may request additional information and may adjourn and reconvene the hearing at a later date as needed. Should a charge of misconduct be reached by a majority vote, the board may place on probation, suspend, or revoke membership of the offender and his/her dog and/or take other appropriate action as deemed necessary.

The defendant and complainant shall be notified of the results and actions taken and a written summation of the board's action as a hearing committee shall be sent to both parties.

The board's rulings as a hearing committee on charges of misconduct shall be final.

Member/Dog Probation: Term not to exceed three (3) months. On probation, a member/dog may attend and participate in KDAC events however a second proven incident of misconduct during the probation period will mean offender is automatically suspended from KDAC activities for a period not to exceed six (6) months. The dog found to have committed misconduct shall not be allowed to participate in any demonstrations or public events for at least six (6) months.

Member Suspension: In the case of repeated serious misconduct, a member/dog may be suspended from KDAC activities for a period of time not to exceed six (6) months. The board may require remedial training before allowing the dog to participate again in KDAC events.

Member Expulsion: In the case of extreme or chronic misconduct, a member/dog may be permanently expelled from KDAC.

ARTICLE XIII AMENDMENTS

These by-laws may be altered, amended, repealed, or added to by an affirmative vote of not less than a simple majority of the members.