



**BYLAWS OF THE DUKE CITY MODEL YACHT CLUB**  
(Articles of Association Required by N.M.S.A §53-10-1 et. Seq. 1978 Comp.)

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**1. Name and Purpose**

- a. The Duke City Model Yacht Club is an unincorporated membership club operated on a not-for-profit basis. The name of the club is Duke City Model Yacht Club. (“DCMYC” or “Club”).
- b. The Club was founded in April 1996 by charter members Joe Frasier, Bill Petynia, Vic Rotolo, and Jim Scheibner.
- c. The purpose of this Club is to promote radio-controlled model sailboat racing for the benefit of its members, the development of building of radio sailboats, the education of members and the public regarding model yacht racing, and conducting regattas with other similar associations, clubs, or

groups.

- d. The Club is sanctioned by the American Model Yachting Association as Club No. 213.
- e. The Club conducts an annual series of races at the Tingley Aquatic Park Model Boat Pond in Albuquerque, New Mexico. The dates and times for the current year's series are posted on the Club website.
- f. A separate series of races is conducted for boats of the classes approved by the Club for competition. Should the membership choose to start a one-design association, or a development class, based upon a model boat that is not AMYA sanctioned, those members must submit enforceable specifications for their class to the Board of Directors for approval. Only classes consisting of three or more boats will be considered.

## **2. Members**

- a. Individuals may become a member-in-good-standing of the Club by submission of a completed application and dues to the Club secretary. Residency in the Albuquerque Area is not a requirement for membership.
- b. Only members who have paid all dues or general Club assessments shall be deemed to be members-in- good-standing and may vote in elections or on any motion pending before the membership. The Board of Directors may waive this requirement as the situation may warrant for any individual member.
- c. All members of the immediate family (spouse and children under the age of eighteen) are considered non-voting associate members who are entitled to the rights and privileges of members. A family is entitled to only one vote on motions presented to the membership or to elect members of the Board of the Club.

## **3. Board of Directors**

- a. The affairs of the Club shall be managed by a Board of Directors who shall also be the Club's elected officers. Directors must be members-in-good-standing. To ensure continuity, previously elected officers and appointed Club officials are encouraged serve in an advisory capacity to the current Board of Directors but they are not entitled to vote on matters addressed by the Board.
- b. The Board of Directors shall make its decisions by majority vote at a meeting of the Board consisting of at least two directors as a quorum.
- c. Board meetings may be held in person, by phone or videoconferencing at a time, place or manner set by the Board. The Board of Directors shall keep minutes of its proceedings for review by the general membership. The membership will be given notice of a called board meeting in order that the members may attend.

## **4. Duties and Authorities of the Board**

The Board of Directors has the same general authority as provided to the board of any New Mexico nonprofit corporation, including the preparation of an annual budget, setting annual dues, recommending assessments to the membership, and otherwise carrying out the business of the Club.

- a. The Board of Directors may appoint the Club Secretary, Webmaster and other Club officials as needed. The Board of Directors, or their designees, shall assure that a Race Director is available for each scheduled race and shall also appoint committees and other officials as needed to conduct Club activities.
- b. The Board of Directors shall review and approve on an annual basis the proposed race schedule, and types and classes of yachts to be sailed at all official Club racing events. The schedule will be submitted annually by the Regatta Captain, who shall confer with the Fleet Commanders in preparing the proposed schedule.
- c. The Board of Directors may adopt rules and regulations, policies, and procedures, issue Notices of Race ("NOR") and Sailing Instructions ("SI") and make decisions appropriate to accomplish the objectives of the Club.
- d. The Board of Directors shall maintain the current class rules for each of the classes of yachts approved for racing by the DCMYC. Class rules will be made available to members upon request.
- e. The Board of Directors shall maintain the current points and standings for all the yachts participating in all regattas and races authorized by the DCMYC.
- f. The Board of Directors or a delegate shall audit the financial records of the Treasurer in January and July with additional audits as deemed necessary.
- g. The Board of Directors shall establish a schedule for the nomination and election of officers to take place in November of each year. The election shall be conducted by email or by ballots mailed to the members at the address maintained in the Club Roster.
  - i. Only members-in-good-standing may cast ballots.
  - ii. A majority of ballots, cast before the deadline imposed by the Board, shall determine the winner of the election.
  - iii. Members may not vote by proxy.
- h. Board members terms become effective on the first day of January after an election. If a special election is held to replace a Board member, the term of the new member shall be effective the day the results are announce.
- i. The Officers

The officers of the Club shall be Commodore, Regatta Captain, and Treasurer, and shall be elected by the members for a one-year term. The officers may be elected to unlimited consecutive terms. If

offices are not contested, a single slate of officers may be submitted to the membership for its approval.

- a. **The Commodore** is the chief executive officer of the Club and shall :
  - i. Preside at all meetings of the membership and of the Board of Directors.
  - ii. Act as the primary point of contact for the public and representative to the AMYA and government authorities.
  - iii. Lead and coordinate efforts to recruit new members.
  - iv. Act as the Club secretary, unless one is appointed as provided herein, and serve as custodian of all Club records.
  
- b. **The Regatta Captain** is second in command. In the absence of the Commodore, the Regatta Captain will take their place. The Regatta Captain represents the membership on the Board of Directors in areas of race schedules, and types and classes of yachts to be sailed at scheduled Club racing events. In addition, the Regatta Captain shall:
  - i. Be responsible for all Club owned equipment, fleet racing bags and their contents, extra boats, parts, assembly jigs or other type of property the Club owns or may acquire and shall provide the Treasurer with an updated an inventory of said property at least once a year, but no later than 30 days before the end of the calendar year.
  - ii. Select from each fleet a Fleet Coordinator ("FC") who will be responsible to the Regatta Captain for the selection of Race Directors ("RD") for races held by the fleet. In selecting Fleet Coordinators, the Regatta Captain shall consider their sailing experience and willingness to support the goals of the DCMYC. A member may only represent a single class of boat as a Fleet Coordinator.
  - iii. Supervise the activities of the Fleet Coordinators and, when necessary, the Race Directors.
  - iv. Confer with the Fleet Coordinators and then submit a race schedule for the coming year to the Board of Directors for its approval.
  - v. Form a special race committee for the Rio Grande Cup and any special events sponsored by the Club, which shall promote the event through contacts with the media, notices to be published in the AMYA Magazine and appropriate electronic forums.
  - vi. Tabulate event and seasonal scoring.
  - vii. When circumstances permit, the Regatta Captain should not simultaneously serve as a Fleet Coordinator.

c. **The Treasurer** shall:

- i. Have custody of the financial records and maintain the Club's funds at such bank or banks as the Board of Directors shall authorize.
- ii. Have authority to make deposits and withdrawals on behalf of the Club and will keep an accurate record of all such transactions.
- iii. Maintain an inventory of club assets – physical and electronic – including location, access credentials, etc.
- iv. Ensure the timely collection and deposit in the Club's bank account of annual membership dues and fees.
- v. Maintain a directory of all club members-in-good standing.

d. The succession of officers shall be the following:

- i. If the Commodore is unable to complete their elected term, the Regatta Captain shall assume the Commodore's position immediately upon notification by the remaining Directors.
- ii. If any officer or director other than the Commodore is unable to complete their term, the Commodore may appoint a Club member to hold the vacant position until an email or video conferencing election can be conducted.
- iii. All vacancies shall be resolved by nomination and ballot by email, video conferencing or at a business meeting, but not more than two months after the vacancy occurs.

**5. Fleet Coordinators** shall

- a. Represent the interests of their fleet to the Regatta Captain and the Board.
- b. Maintain and preserve any equipment supplied by the Club to their fleet.
- c. Provide the Regatta Captain with input regarding the race schedule.
- d. Recruit Race Directors under the oversight of the Regatta Captain.
- e. Train Race Directors regarding their duties.
- f. Remind fleet members of upcoming races and confirm the scheduled RD will be able to serve.
- g. Identify a replacement or serve as RD when an assigned RD is unavailable or must cancel.

**6. Membership Meetings**

- a. A general membership meeting shall be held annually in January at which the outgoing officers will award trophies and provide reports on the general condition of the Club.
- b. Other membership meetings may be called by the Board in its discretion.
- c. The members may call a membership meeting for the purpose of addressing an issue of importance to the members but only if twenty-five percent of the members-in-good-standing

petition the Board to conduct the meeting.

- d. The presence of twenty-five percent of the members-in-good standing shall constitute a quorum for the purpose of approving Club business submitted to the membership by the Board or acting on issues addressed at a meeting called by the members pursuant to Section 6.c. .
- e. In lieu of conducting an election for Directors/officers by email or paper ballot, the Board may call a Membership meeting for the purpose of conducting an election. A quorum for a called meeting shall be twenty-five percent of the members in good standing. The election shall be held by a show of hands, and a majority of votes cast shall be required to elect a director or officer.

## **7. Financial**

- a. Annual dues or general Club assessments will be determined by the Board of Directors and approved by not less than one-fourth of the total membership in good standing.
- b. Annual dues are payable on the first day of any calendar year. Annual dues for first year of membership shall be prorated by month of membership.
- c. In the absence of prior approval of not less than one-fourth of the total membership in good standing, the maximum financial commitment by the Board of Directors shall be limited to twenty percent of the total budget, or the balance of funds in the general bank account of the Club, whichever is greater. At no time shall the Board of Directors commit the association to a program that will exhaust the association funds (except for Club disestablishment).

## **8. Removal or Expulsion**

- a. An officer or director may be removed from office for cause, provided that a two-thirds majority of the membership approves the action.
- b. A member may be expelled for cause by two-thirds majority of members.
- c. Non-payment of annual dues or assessments within sixty days of the due date shall constitute sufficient cause for expulsion of a member by the Board of Directors without further action by the membership.

## **9. Bylaws and Amendments**

- a. The Board of Directors shall be responsible for maintaining the Bylaws and shall ensure that a current copy is available on the club's website for all members.
- b. These Bylaws may be amended at a membership meeting called for this purpose, or by way of email ballot, provided more than one-half of the membership-in-good standing approve the amendment.

Approved this 20 Day of July 2021 by:

\_\_\_\_\_  
Mark Sutton, Commodore

*John Bannerman*  
John Bannerman, Regatta Captain and Secretary

*Peter Roupas*  
Peter Roupas, Treasurer

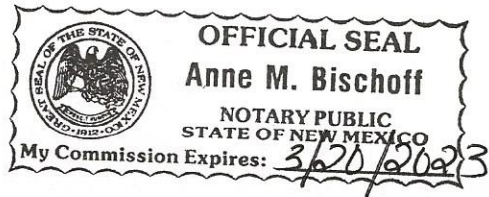
Adopted April 26, 1996  
Amended January 14, 2013  
Amended January 18, 2015  
Amended July 20, 2021

**CERTIFICATE**

I, John A. Bannerman, hereby certify that: I am the Regatta Captain and Secretary of the Duke City Model Yacht Club ("DCMYC") located within the County of Bernalillo, State of New Mexico, (b) the forgoing DCMYC Bylaws were amended by a majority of the members in good standing and acknowledged by each of the duly elected officers of the Duke City Yacht Club on July 20, 2021, and (c) the foregoing DCMYC Bylaws are the equivalent of Articles of Association required to be filed with the Bernalillo County Clerk pursuant to N.M.S.A 53-10-1 et. Seq 1978 Comp.

*John Bannerman*  
John Bannerman  
Club Secretary and Regatta Captain.

State of New Mexico )  
  ) ss  
County of Bernalillo )



This instrument was acknowledged before me on this 27<sup>th</sup> day of July, 2021 by John Bannerman, as the Regatta Captain and Secretary of the Duke City Model Yacht Club.

*Anne M. Bischoff*  
Notary

My Commission Expires: 3/20/2023