

RESOLUTION NO. 2099

**STATE OF TEXAS § A RESOLUTION OF THE CITY OF EDINBURG,
COUNTY OF HIDALGO § TEXAS, APPROVING AND ADOPTING THE
CITY OF EDINBURG § EDINBURG LITTLE LEAGUE CONSTITUTION AND
 BY-LAWS**

WHEREAS, the City of Edinburg Little League Board (hereinafter referred to as “Board”) was created and established by the Edinburg City Council on February 19, 2013; and,

WHEREAS, Little League International requires the Board to create and adopt By-Laws; and,

WHEREAS, the City of Edinburg Little League Constitution and By-Laws (hereinafter referred to as “By-Laws”) as set out in Exhibit “A” attached hereto were presented and approved by the Board on March 22, 2013.

NOW, THEREFORE, BE IT RESOVLED BY THE CITY COUNCIL OF THE CITY OF EDINBURG, TEXAS, AS FOLLOWS:

SECTION I. REQUIREMENTS OF LAW. The City Council finds that all requirements of law have been met in the passing of this Resolution.

SECTION II. The By-Laws as set out in Exhibit A, attached to and made a part hereof, are hereby approved and adopted.

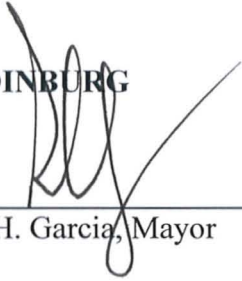
SECTION III. The City Secretary is hereby authorized and directed to send a certified copy of this resolution to Little League International in Williamsport, PA.

SECTION IV. SEVERABILITY CLAUSE. If any section part or provision of this Resolution is declared unconstitutional or invalid by a court of competent jurisdiction, then, in that event, it is expressly provided, and it is the intention of the City Council of the City of Edinburg in passing this Resolution that its parts shall be severable, and all other parts of this or other related resolutions shall not be affected thereby and shall remain in full force and effect.

BE IT FURTHER RESOLVED, THAT: This resolution shall take effect from and after its passage.

READ, CONSIDERED, PASSED AND APPROVED at a regular meeting of the City Council of the City of Edinburg, Texas, at which a quorum was present and which was held in accordance with Vernon’s Texas Code Ann, Government Code, Section 551.041, on the 7th day of May 2013.

CITY OF EDINBURG

BY: 
Richard H. Garcia, Mayor

ATTEST:

BY: 
Myra L. Ayala Garza, City Secretary



APPROVED AS TO FORM:
Palacios & Associates, P.C.

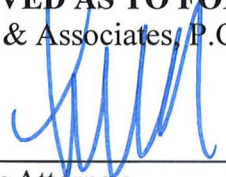
BY: 
City Attorney

EXHIBIT A

CITY OF EDINBURG LITTLE LEAGUE CONSTITUTION AND BY-LAWS

ARTICLE I – NAME

This organization shall be known as the City of Edinburg Little League, hereinafter referred to as “Local League.”

ARTICLE II – OBJECTIVE

SECTION 1

The objective of the Local League shall be to implant firmly in the children of the community the ideals of good sportsmanship, honesty, loyalty, courage, and respect for authority, so that they may be well adjusted, stronger, and happier children and will grow to be good, decent, healthy, and trustworthy citizens.

SECTION 2

To achieve this objective, the Local League will provide a supervised program under the Rules and Regulations of Little League Baseball, Incorporated. The Local League will operate as a non-profit organization. All directors, officers, and members shall bear in mind that the attainment of exceptional athletic skill or the winning of games is secondary, and the molding of future citizens is of prime importance.

ARTICLE III – MEMBERSHIP

SECTION 1

Eligibility. Any person sincerely interested in active participation to further the objective of this Local League may apply to become a board member.

SECTION 2

Classes. There shall be the following classes of members:

- (a) Regular members.
- (b) Player members. Any player candidate meeting the requirements of Little League Regulation IV shall be eligible to compete for participation. Player members shall have no rights, duties, or obligations in the management or in the property of the Local League.
- (c) City of Edinburg Little League Board members. Any adult person actively interested in furthering the objectives of the Local League may become a board member upon appointment by the City Council. Only board members in good standing are eligible to vote at board meetings. All officers, board members, committee members, managers, coaches, volunteer umpires, and other elected or appointed officials must be active regular members in good standing.
- (d) Executive Board members. Three City of Edinburg Recreation Department employees shall constitute the Executive Board. City of Edinburg employees may become a member upon appointment by the City of Edinburg Council.

- (e) As used hereinafter, the word “member” shall mean a board member unless otherwise stated.

SECTION 3

Other affiliations.

- (a) Members, whether board or player, shall not be required to be affiliated with another organization or group to qualify as members of the Local League.
- (b) Board members cannot be actively engaged in the promotion and/or operation of any other baseball/softball program, including coaching in another league.

SECTION 4

Suspension or Termination. Membership may be terminated by resignation or action of the City of Edinburg Little League Board as follows.

- (a) The City of Edinburg Little League Board, by a two-thirds vote of those present at any duly constituted board meeting, shall have the authority to discipline or suspend or terminate the membership of any member of any class, including managers and coaches, when the conduct of such person is considered detrimental to the best interests of the Local League and/or Little League Baseball/Softball. The member involved shall be notified of such meeting, informed of the general nature of the charges and given an opportunity to appear at the meeting and answer such charges.
- (b) The City of Edinburg Little League Board shall, in the case of a player member, give notice to the manager of the team for which the player is a player member. Said manager shall appear, in the capacity of an adviser, with the player before the City of Edinburg Little League Board or a duly appointed committee of the City of Edinburg Little League Board. The player’s parent(s) or legal guardian(s) may also be present. The City of Edinburg Little League Board shall have full power to suspend or revoke such player’s right to future participation by two-thirds vote of those present at any duly constituted meeting.
- (c) The City of Edinburg Council reserves the right to appoint, suspend, and/or terminate the membership of any member of any class, including managers, coaches, regular members, and board members when the conduct of such person is considered detrimental to the best interests of the Local League and/or Little League Baseball/Softball in the Executive Board’s sole discretion.

ARTICLE IV – CITY OF EDINBURG LITTLE LEAGUE BOARD MEETINGS

SECTION 1

Voting. Only City of Edinburg Little League Board members in good standing shall be entitled to make motions and vote at Board Meetings. However, a quorum of the City of Edinburg Little League Board may invite, admit, and recognize guests for presentations or comments during City of Edinburg Little League Board Meetings.

SECTION 2

Annual Meeting of the Members. The Annual Meeting of the Regular Members of the Local League shall be held the second Wednesday of October at 6:30 pm each year for the purpose of receiving reports, reviewing the Constitution, appointing committees, and for the transaction of

such business as may properly come before the meeting. Every two (2) years the appointing of new City of Edinburg Little League Board members and electing officers

- (a) The Membership shall receive at the Annual Meeting of the Members of the Local League a report, verified by the President, or by a majority of the City of Edinburg Little League Board, showing:
 1. The condition of the Local League, to be presented by the President or his/her designate;
 2. The names of the persons who have been admitted to regular membership in the Local League during such year. This report shall be filed with the records of the Local League and entered in the minutes of the proceedings of the Annual Meeting. A copy of such report shall be forwarded to Little League Headquarters.
- (b) After the City of Edinburg Little League Board is appointed, the Board shall meet to elect the officers. After the election, the City of Edinburg Little League Board shall assume the performance of its duties on December 1st. The City of Edinburg Little League Board's term of office shall continue until its successors are appointed by the City Council.
- (c) The Officers of the City of Edinburg Little League Board shall include President, Vice-President, Secretary, Treasurer, Player Agent, Safety Officer and Coaching Coordinator.
- (d) , at a minimum, the President, one or more Vice Presidents, Secretary, one or more Player Agents and a Safety Officer.

ARTICLE V – CITY OF EDINBURG LITTLE LEAGUE BOARD

SECTION 1

Authority. The management of the property and affairs of the Local League shall be vested in the City of Edinburg Little League Board and the Executive Board pursuant to approval of the City of Edinburg Council

SECTION 2

Increase in number. The number of City of Edinburg Little League Board members so fixed at the Annual Meeting may be increased at any Board Meeting by the Executive Board. If the number is increased, the additional members may be appointed at any time by the City of Edinburg Council.

SECTION 3

Vacancies. If any vacancy occurs in the City of Edinburg Little League Board, by death, resignation or otherwise, it will be filled by the City of Edinburg Council.

SECTION 4

Duties and Powers. The City of Edinburg Little League Board may adopt such rules and regulations for the conduct of its meetings and the management of the Local League as it may deem proper, provided such rules and regulations do not conflict with this Constitution or the wishes of the Executive Board.

ARTICLE VI – DUTIES AND POWERS OF THE BOARD

SECTION 1

Appointments. The City of Edinburg Little League Board will be appointed by the City Council. Once appointed, board members will elect officers amongst themselves.

SECTION 2

President. The President shall:

- (a) Conduct the affairs of the Local League and execute the policies established by the City of Edinburg Little League Board and the Executive Board.
- (b) Present a report of the condition of the Local League at the Annual Meeting.
- (c) Communicate to the City of Edinburg Little League Board such matters as deemed appropriate, and make suggestions as may tend to promote the welfare of the Local League.
- (d) Be responsible for the conduct of the Local League in strict conformity to the policies, principles, Rules and Regulations of Little League Baseball, Incorporated, as agreed to under the conditions of charter issued to the Local League by that organization.
- (e) Investigate complaints, irregularities, and conditions detrimental to the Local League and report thereon to the City of Edinburg Little League Board and the Executive Board as circumstances warrant.
- (f) With the assistance of the Player Agent, examine the application and support proof-of age documents of every player candidate and to certify residence and age eligibility before the player may be accepted for tryouts and selection.

SECTION 3

Vice President. The Vice President shall:

- (a) Perform the duties of the President in the absence or disability of the President, provided he or she is authorized by the President or City of Edinburg Little League Board to act. When so acting, the Vice President shall have all powers of that office.
- (b) Perform such duties as from time to time may be assigned by the City of Edinburg Little League Board or by the President.

SECTION 4

Secretary. The Secretary shall:

- (a) Be responsible for recording the activities of the Local League and maintain appropriate files, mailing lists, necessary records.
- (b) Perform such duties as are herein specifically set forth, in addition to such other duties as are customarily incident to the office of Secretary or as may be assigned by the City of Edinburg Little League Board.
- (c) Maintain a list of all Regular, Sustaining and Honorary Members, Directors, and committee members and give notice of all meetings of the Local League, the City of Edinburg Little League Board and Committees.
- (d) Keep the minutes of the meetings of the Members, City of Edinburg Little League Board and the Executive Board, and cause them to be recorded in a book kept for that purpose.

- (e) Conduct all correspondence not otherwise specifically delegated in connection with said meeting and shall be responsible for carrying out all orders, votes, and resolutions not otherwise committed.
- (f) Notify City of Edinburg Little League Board, Directors, Officers, and committee members of their election or appointment.

SECTION 5

Player Agent. The Player Agent shall:

- (a) Record all player transactions and maintain an accurate and up-to-date record thereof.
- (b) Receive and review applications for player candidates and assist the President in verifying residence and age eligibility.
- (c) Conduct the tryouts, the player draft and all other player transaction or selection meetings.
- (d) Prepare the Player Agent's list.
- (e) Prepare for the President's signature and submission to Little League Headquarters, team rosters, including players' claimed, and tournament team eligibility affidavit.
- (f) Notify Little League Headquarters of any subsequent player replacements or trades.

SECTION 6

Safety Officer. The Safety Officer shall:

Be responsible to create awareness, through education and information, of the opportunities to provide a safer environment for youngsters and all participants of Little League Baseball.

- (a) Develop and implement a plan for increasing safety of activities, equipment and facilities through education, compliance, and reporting. NOTE: In order to implement a safety plan using education, compliance, and reporting, the following suggestions may be utilized by the Safety Officer.
 - 1. Education – Should facilitate meetings and distribute information among participants including players, managers, coaches, umpires, league officials, parents, guardians, and other volunteers.
 - 2. Compliance – Should promote safety compliance leadership by increasing awareness of the safety opportunities that arise from these responsibilities.
 - 3. Reporting – Define a process to assure that incidents are recorded, information is sent to league/district and national offices, and follow-up information on medical and other data is forwarded as available.

SECTION 7

Coaching Coordinator. The coaching coordinator shall:

- (a) Represent coaches/managers in a league;
- (b) Present a coach/manager training to the board;
- (c) Gain the support and funds necessary to implement a league-wide training program;
- (d) Coordinate mini-clinics as necessary;
- (e) Serve as the contact person for Little League and its manager-coach education program for the league.

SECTION 8

Treasurer. The Treasurer Shall:

- (a) Be the Director of Finance or his/her desigree
- (b) Perform such duties as are herin set for the and such other duties as are customarily incident to the Office of Treasurer.
- (c) Be responsible for the control of custody and disbursement of City funds.
- (d) Conform to all City accounting and purchasing procedures, regulations and policies

ARTICLE VII – AFFILIATION

SECTION 1

Charter. The Local League shall annually apply for a charter from Little League Baseball, Incorporated, and shall do all things necessary to obtain and maintain such charter. The Local League shall devote its entire energies to the activities authorized by such charter and it shall not be affiliated with any other program or organization or operate any other program.

SECTION 2

Rules and Regulations. The Official Playing Rules and Regulations as published by Little League Baseball, Incorporated, Williamsport, Pennsylvania, shall be binding on this Local League.

SECTION 3

Local Rules, Ground Rules and/or Bylaws. The local rules, ground rules and/or bylaws of this Local League shall be adopted by the City of Edinburg Little League Board shall in no way conflict with the Rules, Regulations, and Policies of Little League Baseball, Incorporated, nor shall they conflict with this Constitution.

ARTICLE VIII – FINANCIAL AND ACCOUNTING

SECTION 1

Authority. The Executive Board shall decide all matters pertaining to the approved fiscal year budget of the Local League and direct the expenditure of funds. All funds collected will be deposited into the City of Edinburg’s General Fund.

SECTION 2

Contributions. The City of Edinburg Little League Board shall not permit the contribution of funds or property to individual teams to discourage favoritism among teams and to endeavor to equalize the benefits of the Local League.

SECTION 3

Solicitations. The City of Edinburg Little League Board shall not permit the solicitation of funds in the name of Little League Baseball or City of Edinburg Little League.

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SECTION 4

Compensation. No Director, Officer, or Member of the Local League shall receive, directly or indirectly any salary or compensation from the Local League for services rendered as Director, Officer, or Member.

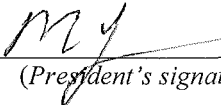
SECTION 5

Fiscal year. The fiscal year of the Local League shall begin on October 1st and end on September 30th.

ARTICLE IX – AMENDMENTS

This constitution may be amended, repealed, or altered in whole or in part by a majority vote at any duly organized meeting of the Members and approval by City of Edinburg Council provided notice of the proposed change is included in the notice of such meeting. Draft of all proposed amendments shall be submitted to Little League Baseball, Incorporated, for approval before implementation.

This Constitution was approved by the City of Edinburg Little League Membership on March 22, 2013 (date).

<u>MARK LOZANO</u> (President’s name)	<u></u> (President’s signature)	<u>4-25-13</u> (date)
<u>235498</u> Little League ID No.	_____ Federal ID No. (if available)	_____ State ID No. (If available)

Make one copy for the District Administrator and copies for the Local League. *Send original to Regional Headquarters. This Local League’s Constitution on file at Regional Headquarters (most recently approved copy) is the official Constitution of this Local League.*

Little League Baseball does not limit participation in its activities on the basis of disability, race, creed, color, national origin, gender, sexual preference, or religious preference.