

# Berry Creek Community Association

## By-Laws

### Article I

#### Name and Area Definition

This organization shall be known as: The Berry Creek Community Association (Association). The geographical boundaries of the Association shall be that area within the State of California, County of Butte, designated as of this date by the United States Postal Service as the ZIP Code 95916.

### Article II

#### Purpose

The purpose of the Association shall be to represent the citizens of the greater Berry Creek area to Federal, State, and County agencies and boards, and other entities as it chooses, to advocate on behalf of the citizens for the maintenance and improvement of the quality of life in the defined area.

### Article III

#### Membership

All residents and/or real property owners within the defined area are members of the Association.

### Article IV

#### Executive Council

The Executive Council (Council) shall be composed of five (5) members elected by the membership. The Council, in turn, shall elect a Chairperson, Vice Chairperson, Secretary and Treasurer. No officer of the Association shall receive any type of compensation for services rendered.

### Article V

#### Committees and Task Forces

Section 1. The Council shall form, from time to time, Standing Committees for on-going areas of concern, and *ad hoc* Task Forces for specific, shorter-term issues and projects. The Chairperson of the Council shall be an *ex officio* member of each Standing Committee and Task Force.

Section 2. The Standing Committees of the Association shall be:

1. Public Safety
2. Public Health
3. Roads
4. Planning and Zoning
5. Water Shed
6. Environment
7. Parks and recreation
8. Public Information

#### Article VI

##### Meetings of the Council

Section 1. Meetings of the Council shall be held at the time and place decided by the Chairperson on seven days' notice to Council and Association members.

Section 2. A majority of the Council shall constitute a quorum for the purpose of holding meetings and making decisions.

Section 3. In emergencies, after notice to all Association members, the Council may take action without meeting.

#### Article VII

##### Powers and Duties of the Council

Section 1. The Council shall have the power to commit the Association to the support of any issue, goal, or project deemed to be beneficial to the members of the Association.

Section 2. The Council shall have the power to make public its policy statements, recommendations or requests.

#### Article VIII

##### Meetings of the Members

Published notice of meetings of the members of the Association shall be given, stating a place, time, and, in the case of a special meeting, the purpose of the meeting.

#### Article IX

##### Council Elections

Section 1. The members of the Council shall be elected by the members of the Association at a meeting held annually in May.

Section 2. The members of the Council shall serve terms of two (2) years, but the terms shall be staggered.

Section 3. A vacancy in the Council may be filled by appointment of the Chairperson with the approval of the Council. The appointee to such a vacancy shall serve the remainder of the term of the Council member replaced.

#### Article X

#### Powers and Duties of Officers

Section 1. The Chairperson of the Council shall preside at all meetings of the Association, and at all meetings of the Council; shall sign written instruments and make oral statements representing the consensus of the Council; shall, in consultation with the Council, appoint Standing and *Ad Hoc* Committees; and shall have the power to sign checks drawn against the bank accounts of the Association.

Section 2. The Vice Chairperson shall act in the place of the Chairperson in the latter's absence, inability or refusal to act, shall have the power to sign checks drawn against the bank accounts of the Association, and shall have such other duties as may be assigned by the Council or the Chairperson.

Section 3. The Secretary shall record the votes and keep the minutes of all meetings of the Association and the Council, keep appropriate records of the Association, keep current mailing addresses, email addresses, and telephone numbers of Council members, and shall perform such other duties as may be required by the Council.

Section 4. The Treasurer shall collect and disburse funds of the Association, shall deposit all funds in bank accounts in the name of the Association, shall keep books and records of the funds, shall report on the finances of the Association at Council and Association meetings, and shall have the power to sign checks drawn against the bank accounts of the Association.

#### Article X

#### Amendments to By-Laws

These By-Laws may be amended by the Council provided that the notice of the Council meeting specifies the proposed amendments and that the proposed amendments do not change the Purpose of the Association as set forth in Article II above. Any change in the purpose of the Association shall require a simple majority vote of the membership of the Association.

Adopted by consensus this 17<sup>th</sup> day of November, 2007, at Maidu Meadow Conference Center, 70 Graystone Lane, Berry Creek, California 95916.

Roger Cutler, Council Chairperson  
Loren Gill, Council Vice-Chairperson  
Dori Hamill, Council Secretary and Treasurer  
Skip Gross, Council Member  
Members of the Association present