

**BYLAWS  
OF  
THE OAKS COUNTRY CLUB, INC.  
UNION COUNTY, MISSISSIPPI**

**ARTICLE I - Name**

The name of the club is The Oaks Country Club, Inc.

**ARTICLE II – Purpose**

The object and purpose of the corporation is for the promotion of the health and pleasure of the members, and not for profit. The club shall have such rights as granted by its Charter and by the Statutes of the State of Mississippi.

**ARTICLE III – Membership**

**Section 1 – Authorized Membership.** The membership of the club shall be limited to 400 members. When this limit is reached, additional applications for membership will be filed in order of their receipt, and will be acted upon by the Board of Trustees as vacancies may occur in membership of the club.

**Section 2 – Membership Applications.** Memberships may only be purchased from Oaks Country Club for \$1,000. Prospective members may apply for membership in the Club by completing an application for membership. The application shall contain the recommendation of three present club members in good standing. Such application shall be placed on the Pro Shop bulletin board and on the Club’s web site, oaksc.com, for a period of at least two weeks. The prospective member may visit the Club twice during the application process but must pay green fees, swim fees, etc. during the visit.

**Section 3 – Objections to Membership.** Any objection to an applicant by a member shall be made to the Board of Trustees during the two-week period aforesaid. The Board of Trustees will consider all objections at its next meeting.

**Section 4 – Approval.** Applicants for new memberships require a unanimous vote of all board members present and voting. The applicant shall be given a copy of the bylaws of the club. If the applicant is not approved, the applicant’s entire payment shall be returned.

**Section 5 – Dues.** Dues for the new members shall start in the month that his application was approved by the Board of Trustees. Dues of the club shall be in the sum of \$115 per month, payable in advance on the first day of each month by automatic draft. Dues may be raised or lowered at any time by a two-thirds majority of the entire membership of the Board of Trustees.

**Section 6 – Assessments.** A special assessment for each member may be assessed by the concurring vote of eight or more members of the Board of Trustees, and the Board of Trustees, upon such assessment, may set the amount thereof and the due date of the same.

**Section 7 – Votes.** Each membership shall entitle the holder thereof to one vote in any meeting or any transaction of the club.

**Section 8 – Delinquent Payments.** Only dues-paying members can own membership certificates. Names of member's delinquent in dues shall be reported to the Board by the Treasurer at each Board meeting. If any member becomes delinquent in payment of that member's charges from the Club for a period of more than 90 days, then that member will automatically be placed on an "inactive" status and will not be allowed to rejoin the Club for a period of one year from the date that notice is given. After a period of one year has passed, the delinquent member may pay a \$250 reactivation fee plus all dues, charges and fees owed at the time that member became inactive, and upon making that payment, the member will again be considered in good standing. During the one year period stated above in this section, a member may again become active at any time by paying all dues, fees and charges owed at the time of reactivation which would have otherwise been owed had the member not been placed in an inactive status due to being delinquent for more than 90 days, plus a \$250 reactivation fee. A member may formally request in writing to the Board of Directors that he become "inactive" for good cause shown at any time, and the terms of such inactive status, if approved by the Board, shall be established at the time such request is made. Approval of such a request for inactive status by a member must be approved by the Board of Directors by a majority vote of those members attending a meeting when the matter is considered by the Board.

**Section 9 – Membership Transfers.** Certificates of membership in the club are not transferable.

**Section 10 – Junior Members.** A person, between the ages of 18 and 30, may become a Junior Member of the Club upon an initial payment of \$500. Junior Members are subject to the following conditions:

- (a) The applicant must be under 30 years old.
- (b) Monthly dues of an associate member shall be the same as those paid by regular members.
- (c) No voting privileges are extended to associate members.
- (d) An associate membership is non-transferable and is subject to cancellation by the Board of Trustees for good cause.
- (e) Failure to pay monthly dues by an associate member will result in a suspension of all privileges under the same terms and conditions as herein above set forth in Article III, Section 8. However, the Board of Trustees may hold the person holding the membership certificate upon which the associate membership is predicated fully responsible for all dues and other amounts owed the club by the associate member. Further, the person holding the membership certificate upon which the associate membership is predicated is subject to all the same sanctions

and penalties as hereinabove set forth in Article III, Section 8 of these bylaws. These sanctions and penalties shall include, but not be limited to, the cancellation of membership of the person holding the membership certificate upon which the associate membership is predicated.

- (f) Associate members are not to be considered members for the purposes of voting and ownership of the club, but as regards the use of club facilities, they shall have the same rights, duties and privileges as those holding certificates of membership in the club.
- (g) When the privileges pertaining to an associate membership are terminated, for whatever cause or reason, there shall be no refund of the initial payment of dues to the person formerly holding associate membership.
- (h) When the rights and privileges of an associate member have been canceled or surrendered, for whatever cause or reason, and the former associate member then desires to regain his status as an associate member of the club, the initial dues payment of \$500 must again be made along with all monthly dues which were delinquent at the time of the cancellation or surrender of the former associate membership.

When any Junior Member reaches age 30, that Junior Member will be required to pay an additional \$500 to the Club no later than 45 days after that Junior Member's 30<sup>th</sup> birthday to become a full member. Failure to pay the additional \$500 when any Junior Member reaches age 30 will negate that Junior Member's membership in Oaks, and to rejoin at any later date will require purchase of a membership at the \$1,000 price paid by any other member.

#### **ARTICLE IV – Board of Trustees.**

**Section 1 – Composition.** The club shall be governed by a Board of Trustees composed of twelve members of the club who shall be elected by ballots made available to each member of the club. After the date of the incorporation of the club, the first annual meeting of the club shall be held at a time and place after due notification not more than six months from the date of such incorporation. The initial Board of Trustees shall be elected at such meeting and there shall also be elected by the membership from the Board of Trustees a President and a Vice-president. The Board of Trustees may appoint a Secretary-Treasurer from the membership of the club.

**Section 2 – Designation.** Any Trustee may resign at any time by sending a written notice of such resignation to the Secretary. Unless otherwise specified therein, such resignation shall take effect upon receipt thereof by the Secretary. More than three consecutive absences from regular meetings of the Board of Trustees unless excused by resolution of the Board of Trustees, shall automatically constitute a resignation, effective when determined by the Board of Trustees.

**Section 3 – Terms.** At the initial meeting of the membership after the incorporation of the club, the twelve trustees so elected will be elected as follows: Four members will be elected to serve three years, four members will be elected to serve two years, and four members will be elected to serve one year. Thereafter, Trustees shall be elected at each annual meeting thereof to fill the vacancies occurring in the Board of Trustees, and such members of the Board of Trustees

shall be elected to serve a term of three years. After a board member's term has expired, that person may not serve another term until one year has passed.

**Section 4 – Authority.** The Board of Trustees shall have power:

- (a) To appoint and remove by resolution the members of an executive committee.
- (b) To appoint and remove by resolution the members of such other committees as may be deemed necessary and prescribe the duties thereof;
- (c) To appoint and fix the compensation of officers and employees; and remove any officer or employee at any time with or without cause;
- (d) To extend leniency and indulgence to members who are in unusual or peculiar circumstances and generally to compromise and settle any debts and claims.
- (e) To approve or reject any application for membership;
- (f) To exercise any and all of the powers of the club not expressly reserved by the members as set out by rules and regulations:
- (g) To issue all documents of writing of any nature;
- (h) To establish reprimands, fines, suspensions or expulsions for members violating club rules.
- (i) To fill vacancies occurring in the Board by death, resignation, or otherwise, until the next election.
- (j) To levy membership assessments as deemed appropriate;
- (k) To establish all rules pertaining to the golf course, clubhouse, swimming pool and other facility or activity;
- (l) To approve all club expenditures;
- (m) To cancel memberships for good cause and to take such further action following said cancellation as they deem appropriate and necessary under the circumstances.

**ARTICLE V – Meetings**

**Section 1 – Annual Meetings.** The first annual meeting of the voting members of the club shall be held, upon due notification, within six months from date of incorporation of the club. Thereafter, annual meetings of the members of the club for the election of Trustees and for the transaction of any other business of the club shall be held at the clubhouse at 7:00 P. M. on the third Tuesday of June each year. Any annual meeting may be held at such other time on such day or at such place, in the same community, as the Board of Trustees may determine to be proper. At each annual meeting, the officers of the club shall make a full report of the financial status of the club and of its programs for the ensuing year.

**Section 2 – Notice of Annual Meetings.** Notice of each annual meeting or of any special meeting shall be mailed to each member in good standing at least five days and not more than thirty days prior to the date of the meeting. Such notice shall state the name of the club, the place of the meeting and the time when it shall convene.

**Section 3 – Special Meetings.** Special meetings of the club may be called at any time by the President or by any four members of the Board of Trustees and shall be called by any officer

of the club upon the written request of at least one-third of the members currently in good standing, such written requests to be lodged with the secretary.

**Section 4 – Board Meetings.** The Board of Trustees shall meet regularly without notice at the clubhouse or at such other place as may be designated by the President with notice of such change of place of meeting given at least three hours before such meeting to each member of the Board of Trustees. The Board shall meet at least once a month at the hour and date fixed by resolution by the Board of Trustees. Special meetings of the Board of Trustees may be held at any place designated by the President or three Trustees. All special meetings shall be held upon at least three days notice to each Trustee stating the place, time and purpose of the meeting. A majority of the Trustees shall constitute a quorum for the transaction of business. The act of a majority of the Trustees present at any meeting at which there is a quorum shall be the act of the Board of Trustees. The Club Manager is required to attend all regular monthly board meetings.

**Section 5 – New Business at Annual Meetings.** Any new business to be taken up at the annual meeting of the club shall be stated in writing and filed with the Secretary of the club on or before thirty days before the date of the annual meeting, and all business so stated, proposed and filed shall be considered at the annual meeting, but no other proposal shall be acted upon at the annual meeting. Any member may make any other proposal at the annual meeting and the same shall be discussed and considered, but unless stated in writing and filed with the Secretary thirty days before the meeting, such proposal shall be layed over for action at an adjourned special or regular meeting of the members taking place thirty days or more thereafter. This provision shall not prevent the consideration and approval or disapproval at the annual meeting of the reports of officers and committees, but in connection with such reports no new business shall be acted upon at such annual meeting unless stated and filed as herein provided.

**Section 6 – Votes.** Each member shall have only one vote and the vote of each member shall be equal to that of every other member. Voting by proxy shall not be permitted. It is required that not less than twenty percent (20%) of the members of the corporation must be present (in person) at any meeting, whether annual (general) or special, to constitute a quorum for the transaction of any business. Each member or his or her spouse, but not both, shall have one vote at all club meetings.

## **ARTICLE VI – Committees**

**Section 1 – Nominating Committee.** The President, at least 30 days prior to the date of each annual meeting shall appoint a nominating committee of at least 3 voting members of the club. Such committee shall make nominations for trustees and officers in writing and deliver to the Secretary written nominations at least 20 days prior to the date of the annual meeting, which nominations shall forthwith be posted on the bulletin board at the pro shop for the 15 days prior to the date of the annual meeting. If at any time the President shall fail to appoint such nominating committee, or the nominating committee shall fail or refuse to act at least 20 days prior to the annual meeting, nominations for trustees and officers may be made at the annual meeting by any voting member and shall be voted upon. Ballots bearing the names of all voting members nominated by the nominating committee prior to the annual meeting and by other

voting members from the floor at the annual meeting shall be provided for use by the members at the annual meeting.

**Section 2 – Other Committees.** The President of the Board of Trustees may appoint any other committee he deems necessary.

## **ARTICLE VII – Rights, Privileges & Restrictions**

**Section 1 – Family Privileges.** Members and their immediate families shall be entitled to all rights and privileges of the club, with the following exceptions:

- (a) A member's child over 18 years of age who is not attending school or in military service.
- (b) A member's child who is married.
- (c) A member's child who is over the age of 22, regardless of school or military enrollment.

**Section 2 – Parties.** It shall not be permitted for parties held on the property owned by The Oaks Country Club, Inc., to extend past 2:00 a.m.

**Section 3 – Guests.** Children of members may bring their dates to social functions of the Club. This does not include the use of the golf course, putting green, swimming pool, tennis court, etc. Members must follow the set guidelines in Article IX on proper procedures for bringing guests to the Club.

**Section 4 – Animals.** Members are not to bring dogs, horses, or other animals on Club property.

**Section 5 – Fireworks.** No fireworks, explosive devices, firearms or weapons of any nature shall be allowed on the club property. The member found in violation of this section by the Board of Trustees shall be subject to having his membership canceled under the general powers of the Board of Trustees. Further, the member whose child violates said section shall be fully responsible for the child's actions and subject to the same penalties as if the member himself had violated this section.

## **ARTICLE VIII – Use of Club House**

**Section 1 – Reservations.** A member wishing to reserve the clubhouse must make application to the club manager. To confirm reservation of the clubhouse for an event, members must complete the Clubhouse Rental Agreement. Completion of the Clubhouse Rental Agreement requires attachment of the full payment due as specified on the agreement and signatures by the member and the clubhouse manager. The member making such reservation is liable for any and all damages to the club property occurring during such reservation of the club by the member.

**Section 2 – Children’s Parties.** Members may reserve the clubhouse for children’s parties if they personally supervise the same and assume full responsibility for any and all damage.

**Section 3 – Decorations.** Permission from the club manager must be obtained before any decorations can be placed in the clubhouse and the member making the reservation is responsible for removing the decorations and shall be liable for any damage caused by the installation or removal of the same.

**Section 4 – Minor Children.** Children, twelve years of age and under, are not allowed in the clubhouse at any time unless accompanied by an adult.

**Section 5 – Dress.** No person is allowed in the clubhouse in a swimsuit or spiked golf shoes under any conditions.

**Section 6 – Clubhouse Rental Rates.** The following rates shall be charged to members for use of the Clubhouse facilities:

	<b>Ballroom</b>	<b>Deck</b>	<b>Entire Clubhouse</b>	<b>Entire Clubhouse and new pool area</b>
<b>Standard rate</b>	<b>\$250</b>	<b>\$250</b>	<b>\$450</b>	<b>N/A</b>
<b>Private function for 25 or less</b>	<b>\$100</b>	<b>\$100</b>	<b>N/A</b>	<b>N/A</b>
<b>Wedding reception for immediate family members</b>	<b>N/A</b>	<b>N/A</b>	<b>\$750</b>	<b>\$1000</b>
<b>Wedding reception for others</b>	<b>N/A</b>	<b>N/A</b>	<b>\$1500</b>	<b>\$2000</b>

*Members are expected to contract with the club manager for food service at clubhouse events.*

*Members may not use outside caterers.*

**Section 7 – Rental Policies.** Club facilities may only be rented by club members. The Club member must expressly agree to be responsible for all damages to Club facilities.

**Section 8 – Smoking.** Smoking is prohibited in the clubhouse.

## **ARTICLE IX – Rules**

### **Section 1 – Golf Rules**

- (a) Local golf rules pertaining to the course shall be printed on scorecards, which shall be made available to members.
- (b) Practicing golf is restricted to areas so designated.
- (c) Golf carts are not allowed on and no closer than 30 yards from greens, tee boxes, or in sand traps.
- (d) Persons must be 15 years of age or older to drive golf carts unless accompanied by a licensed driver.
- (e) Golf shoes are allowed only with soft spikes.

- (f) Charities and other outside groups may rent the golf course for \$1,000 on Thursdays subject to approval by the Board. Only one such tournament per month will be allowed.
- (g) No individual under the age of 18 will be allowed to play in any Oaks sponsored tournament on Oaks property unless it is a father/child or junior tournament.
- (h) Golf carts may be rented at the rate of \$15 per person for nine and eighteen holes.
- (i) Cart sheds may be rented for \$30 per month.
- (j) All members and guests must sign in **BEFORE** starting play.

**Section 2 – Union County Residents.** Non-members who are residents of Union County are not allowed to use the facilities of the club with the following exception: Prospective members are allowed to use each facility of the club twice, during the period their applications are under consideration, provided they are accompanied by a club member.

**Section 3 – Out-of-County Guests.** Out-of county guests are always welcome at the club. However, due to crowded conditions on weekends, a playing member must accompany out-of-county golfers on Fridays, Saturdays and Sundays. The following fees shall be charged to out-of-county guest for golf, tennis, and swimming. Grandparents who bring out-of-county grandchildren, ages 18 and under, will not be required to pay any additional fees for the child’s use of the club to include greens fees, tennis fees and swimming fees.

Activity	Fee
Golf green fee	\$25
Tennis	\$5
Swimming	\$5

**Section 4 – Trash.** All persons are forbidden to deposit bottles, cans, waste paper or any other trash on any part of the golf course or other Club facilities.

**Section 5 – Special Events.** Members may be required to pay a fee to participate in special events.

**Section 6 – Pool Parties.** The swimming pool and pavilion may be rented by members of the club for \$50. Parties are to last no longer than two hours. The pool will remain open for other members during this time. The member will be required to hire lifeguards at a rate of \$10 per hour. The number of lifeguards needed will depend on the number of guests attending.

# of Swimmers	# of Lifeguards	Lifeguard Fee
20 or less	1	\$20
21-40	2	\$40
41 or more	3	\$60

**Section 7 – Swimming Rules**

- (a) Specific swimming rules shall be posted on a sign at the pool.



- (b) Children under age 12 must be accompanied by a member over age 14.
- (c) The pool and pavilion may be rented by members for parties. The pool will remain open for other members to use.
- (d) In-county guests may use the pool only on Fridays and must pay a fee of \$5, only when accompanied by a club member. *This is the only exception to Article IX Section 2.*
- (e) Baby-sitters for a child of a member may use the pool at any time, so long as they are accompanying said child. The \$5 fee for pool use must also be paid.
- (f) Failure to pay guest fees: refer to rules for trespassing in Article X.

## **Article X - Trespassing**

### **Non-Members Trespassing:**

**1<sup>st</sup> Occurrence:** Verbal and Written warning signed by violator. If violator is a minor child, the parents will be notified and said warning will be mailed.

**2<sup>nd</sup> Occurrence:** Local authorities will be notified and Board of Trustees will determine the course of legal action.

### **Members contributing to Trespassing:**

**1<sup>st</sup> Occurrence:** Verbal and Written warning signed by violator.

**2<sup>nd</sup> Occurrence:** Fine of \$50 and 2<sup>nd</sup> Written warning

**3<sup>rd</sup> Occurrence:** Fine of \$100 and the member must appear before the Board of Trustees. Suspension of membership for 60 days. (Monthly dues will still be due and payable to the club)

**4<sup>th</sup> Occurrence:** Revocation of Club Membership.

## **ARTICLE XI – Meal Allowance Plan**

### **Section 1 – Description of Plan**

Each member is expected to charge at least \$20 per month at the club's restaurant or at the pro-shop grill. If a member does not charge at least \$20, he or she will be billed for the amount of the deficiency. (4-20-2004 minutes) *Effective 2-1-2011, the Club's restaurant was closed and the Meal Allowance Plan was discontinued. (1-18-2011 minutes)*

## **ARTICLE XII – Other**

**Section 1 – Amendment of Bylaws.** These Bylaws may be amended at any time by a two-thirds affirmative vote of the Board of Trustees, or by a two-thirds affirmative vote of the voting members of the club in good standing.

**Section 2.** Robert’s Rules of Order shall be the authority upon which all questions of order arising in this club shall be decided unless the point is ruled by express provisions of the foregoing Bylaws.

**Section 3.** Any member in violation of these by-laws will be subject to a penalty to be set by the Board of Directors.

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2011, by the Board of Trustees.

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President, Board of Trustees

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Secretary-Treasurer