

LUDINGWOOD NEIGHBORHOOD ASSOCIATION

**ARTICLE I**

The name of the organization shall be the LUDINGWOOD NEIGHBORHOOD ASSOCIATION  
Foundation Classification for 501(c)(3) shall be that of a Public Charity.

**Purpose Clause**

The organization is organized exclusively for charitable, educational, and prevention of cruelty to children or animals purposes under section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code.

**ARTICLE II**

**Mission**

It shall be the purpose of this non-profit organization to promote active involvement of all residents of the Ludingwood Neighborhood Association of the City of Muncie, Indiana in a concerted effort for a better community. This stated purpose shall be accomplished by:

- Promoting and maintaining an organization for the advancement of low-density residential land use and the preservation and enhancement of the existing neighborhood character;
- Actively fostering communication and encouraging cooperation among all parties concerned with the orderly growth and development of the neighborhood;
- Encouraging the equitable and effective enactment and administration of regulations that pertain to housing, land use, and development and related matters of importance to maintaining the quality and stability of the neighborhood;
- Taking action necessary to alleviate any unresolved adverse situation(s) that may arise concerning the neighborhood;
- Encouraging pride in the neighborhood;
- Working in concert with other neighborhood associations;
- To lobby and/or represent on behalf of the members to the city or any other entity chosen by the members; and,
- Doing all other acts and things necessary, convenient or expedient to carry out the purposes for which this association is formed.

**Prohibited or Restricted Activities per 501(c)(3) Tax Exempt Status**

- Supporting or opposing candidates in political campaigns in any way.
- Ensure that net earnings do not inure in whole or in part to the benefit of private shareholders or individuals (that is, board members, officers, key management employees, or other insiders).
- Not further non-exempt purposes (such as purposes that benefit private interests) more than insubstantially.
- Not be organized or operated for the primary purpose of conducting a trade or business that is unrelated to exempt purpose(s).
- Not devote more than an insubstantial part of activities to attempting to influence legislation.
- Not provide commercial-type insurance as a substantial part of activities.

**ARTICLE III**

**Membership**

Any person or organization residing or owning property within an area defined in Article IV herein is eligible for membership. There shall be one class of membership: Active.

**VOTING**

Every household or business/organization owning property within the boundaries of the Ludingwood Neighborhood Association as defined in Article IV shall be entitled to one vote per household when attending the bi-annual meetings and/or special meetings providing that membership dues are paid. Each vote must be represented by an individual. Each member, regardless of the number of properties owned, is allowed one vote. Dues, as determined by the Board each year, shall be payable at the beginning of each calendar year. The 12-month calendar year for the Ludingwood Neighborhood Association will be from April to March. The dues, as determined by the Board, shall remain applicable to those seeking membership throughout the year.

**ASSOCIATE MEMBERS**

Individual property owners living in areas contiguous to the Ludingwood Neighborhood Association which are not currently in an association may petition the Board of Officers for "Associate Membership" if they meet all other membership requirements. Associate Members are afforded the same rights as other members, including debate, making formal motions, and voting. This term (Associate Members) denotes only how one becomes a member, not what one's rights are. In the event the neighborhood of the "Associate" member becomes organized into a neighborhood association, his/her status will be dropped and he/she will be required to become a member of the association comprising his/her neighborhood. "Associate member" status will be decided by a majority vote of the Board of Officers.

## EXTENSIONS

Areas or additions to the City of Muncie contiguous to Ludingwood can become part of Ludingwood and the Ludingwood Neighborhood Association. That area or addition must have obtained a vote from two thirds of all property owners who reside in that area to adopt the Ludingwood Bylaws and the Ludingwood Covenant. They must submit all documents and minutes of that vote to include names and addresses of the two thirds of property owners and proof of residency to the Ludingwood Neighborhood Association Board of Officers for review. Then they must bring this request to the Ludingwood Neighborhood Association at a regular meeting or a special meeting called for such a purpose where the request will be heard by all members present and a majority vote to accept or decline. When approved that area would hence forth be known as a Ludingwood Extension.

### **ARTICLE IV** **Boundaries**

The boundaries of the Ludingwood Neighborhood Association are the following:

Southern Border: West Godman Avenue between S. Stradling Road and S. Ridge Road.

Eastern Border: South Ridge Road, extending south to West Godman, and extending north to where the road ends at 401 South Ridge Road, then veering west and continuing northward along the eastern edges of the properties starting at 318 South Bittersweet Lane to the railroad tracks along Westview Blvd (not including the houses on S. Stonegate Dr.).

Northern Border: the railroad tracks along Westview Blvd.

Western Border: South Stradling Road between W. Godman and the railroad tracks along Westview Blvd.

Only properties within this boundary line will be within the area of influence of the Ludingwood Neighborhood Association.

### **ARTICLE V** **Board of Officers**

The Ludingwood Neighborhood Association shall be governed by a board of four elected officers (President, Vice President, Secretary, and Treasurer). Each officer (who shall be an active member of the Ludingwood Neighborhood Association) must be elected by the general membership to serve a two-year term with no limit to number of terms. Any vacancies in the Board of Officers shall be filled by appointment of the President, with the approval of the Board, and such appointees shall serve until the next election by the Organization at which time the Organization shall elect members to fill both expired and unexpired terms. Minutes will be distributed to all members during the meetings. Members may request a copy of the minutes at any time.

Powers of Board of Officers

- To call meetings of the Organization.
- To promote membership in the Organization.
- To establish policies and procedures for the Organization.
- To carry out the purposes of the Organization as described in Article II; and,
- To create standing or special committees or task forces from among the members of the Organization.

### **ARTICLE VI** **Elected Officers**

Number of Officers - The initial Board of Officers is composed of four (4) members.

1. President of the Board
2. Vice President of the Board
3. Treasurer of the Board
4. Secretary of the Board

The President, Vice President, Secretary, and Treasurer shall each serve a two-year term where term limits do not exist and elected every two years.

The President shall preside at all meetings of the organization and of the Board of Officers. The President shall make, with the approval of the Board, such appointments as may be necessary to fill vacancies on the Board until the next election of the organization; and, with the approval of the Board, shall appoint the members of such standing or special committees or task forces as may be created by the Board.

The Vice President, in the absence of the President, shall exercise all powers and perform all duties of the President.

The Secretary shall keep and maintain records of all meetings of the Organization and of the Board and perform all other duties as may be required by the Board.

The Treasurer shall keep and maintain any and all monetary value the Association obtains, shall provide detail reports to the board and the members at the request of the Board. Monies must be made out to Ludingwood Neighborhood Association.

**ARTICLE VII**  
**Meetings of the Organization**

**MEETINGS OF MEMBERS**

At least two meetings (April and October) of the members shall be held each year, at times and places designated by the Board of Officers.

The meeting for the purpose of electing officers shall be held in the month of October every other year. The officers elected shall take office immediately after the meeting in October, following their election.

Board meetings shall be held in the months of January, March, May, July, September, and November.

**B. ELECTION OF OFFICERS**

Election of Officers shall take place every two years at the October Meeting of Members. Persons must be nominated by a member and then seconded by another member followed by a majority vote of all members present. Members may not nominate themselves, second themselves, or vote for themselves for any position of the Board of Officers. Members must be in good standing, must be present in order to vote and be nominated.

**C. VACANCY AND REMOVAL**

The President shall have the power to fill the vacancy created by the resignation or inability to serve on the Board of Officers. With the approval of the board the President shall appoint an individual to serve until the next election meeting of members of the Organization when a successor shall be elected.

In the event of unlawful misconduct adversely reflecting upon the Organization, any Member or Officer may be removed by vote of the majority of those present of the organization at a specially called or regular meeting.

**D. DUTIES**

The Board of Officers shall manage the affairs of the Organization carrying out to the best of their ability any policies adopted by the members and shall be authorized to undertake any action consistent both with the general purposes of the Organization which has not been specifically disapproved by the members.

All major activities of Officers shall be reported at the next regular meeting of the Organization.

**ARTICLE VIII**  
**Earnings & Politics**

No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes described in section 501(c)(3). No substantial part of the activities of the corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office. Notwithstanding any other provision of these articles, the corporation shall not carry on any other activities not permitted to be carried on (a) by a corporation exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or (b) by a corporation, contributions to which are deductible under section 170(c)(2) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

**Dissolution clause**

Upon the dissolution of this organization, assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code, or shall be distributed to the federal government, or to a state or local government, for a public purpose. It is the wish of this organization that any and all assets pertaining to Ludingwood Neighborhood Association Inc. be distributed to Muncie Action Plan Inc.

**Definitions**

**"charitable"** includes relief of the poor, the distressed, or the underprivileged; advancement of religion; advancement of education or science; erecting or maintaining public buildings, monuments, or works; lessening the burdens of government; lessening neighborhood tensions; eliminating prejudice and discrimination; defending human and civil rights secured by law; and combating community deterioration and juvenile delinquency.

**"educational"** The instruction or training of the individual for the purpose of improving or developing his or her capabilities, or The instruction of the public on subjects useful to the individual and beneficial to the community

**"prevention of cruelty to children or animals"** Examples of activities are (but not limited to) preventing children from working in hazardous trades or occupations, promoting high standards of care for laboratory animals, and providing funds to pet owners to have their pets spayed or neutered to prevent over-breeding.

**ARTICLE IX**  
**Incorporators**

Names and addresses of incorporators –

Bob O'Bannon  
317 South Willow Road Muncie, Indiana 47304  
Mary O'Bannon  
317 South Willow Road Muncie, Indiana 47304  
Jason Turnbull  
510 South Willow Road Muncie, Indiana 47304  
Kasie Leist  
510 South Willow Road Muncie, Indiana 47304  
Maja Howard  
3901 West Jackson Street Muncie, Indiana 47304  
Todd Barton  
405 South Willow Road Muncie, Indiana 47304  
Renée Crucea  
3905 West Jackson Street, Muncie, IN 47304  
Larry McWilliams  
3913 West Jackson Street, Muncie, IN 47304  
Dennis Howard  
221 South Merrywood Lane, Muncie, IN 47304  
Regina Rowles  
511 South Willow Road, Muncie, IN 47304  
Richard Shirey  
3705 West Peachtree Lane, Muncie, IN 47304

Tonikia Steans  
3701 West Peachtree Lane, Muncie, IN 47304  
Frank Steans  
3701 West Peachtree Lane, Muncie, IN 47304  
Pat Hart  
3617 West Peachtree Lane, Muncie, IN 47304  
Rick Hill  
300 South Bittersweet Lane, Muncie, IN 47304  
Carrie Hill  
300 South Bittersweet Lane, Muncie, IN 47304  
Elizabeth Agnew  
416 South Bittersweet Lane, Muncie, IN 47304  
Judith Sponseller  
3900 West Clover Lane, Muncie, IN 47304  
Darryal Hawkins  
400 South Willow Road Muncie, Indiana 47304  
Maria Hawkins  
400 South Willow Road Muncie, Indiana 47304  
Judith McCoy  
3800 West Silver Lane, Muncie, IN 47304  
Irene Barbosa  
3706 West Jackson Street, Muncie, IN 47304  
Barbara Garringer  
3613 West Peachtree Lane, Muncie, IN 47304

**ARTICLE X**  
**Amendment**

Recommended amendments to these By-Laws shall be made by majority vote of the Board of Officers present at any meeting of the Board of Officers. Proposed changes must be presented in writing to all active members of the organization at least seven (7) days prior to the October or April meetings. The by-laws and/or amendments must be approved with a majority vote at the meeting following notification.

**BOARD OF OFFICERS**

\_\_\_\_\_  
President Bob O'Bannon

\_\_\_\_\_  
Vice President Jason Turnbull

\_\_\_\_\_  
Secretary Todd Barton

\_\_\_\_\_  
Treasure Dennis Howard

Date

**16 April 2016**

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**Ludingwood Neighborhood Association Inc.**

*Neighborhood Association*