

CITY COUNCIL ACTION REPORT

March 16, 2010

TO: John Szerlag, City Manager

FROM: Tonni L. Bartholomew, City Clerk

SUBJECT: Request for Recognition as a Nonprofit Organization Status from James P. Conrad, Board Chairman of the *National Polish American – Sports Hall of Fame*

Background:

- Attached is a request from James P. Conrad, Board Chairman of the *National Polish American – Sports Hall of Fame* seeking recognition as a nonprofit organization status for the purpose of obtaining a charitable gaming license for fundraising purposes.
- The approval of this request is contingent upon the applicant's submittal of:
 - Copy of Form #1023 – *Application for Recognition Exemption*
- It has been City Management's practice to support the approval of all such requests.



National Polish-American SPORTS HALL OF FAME

Founded in 1973

JAMES P. CONRAD
Board Chairman
(586) 980-9840
jamesconrad1@gmail.com

2975 East Maple Road - Troy, Michigan 48083

AUTO RACING

Alan Kulwicki

BASEBALL

Oscar Bielaski
Stan Coveleski
Moe Drabowsky

Mark Fidrych
Steve Gromek
Ted Kluszewski

Jim Konstanty

Tony Kubek

Whitey Kurovski

Robert Kuzava

Eddie Lopat

Stan Lopata

Greg Luzinski

Bill Mazeroski

Barney McCosky

Stan Musial

Joe Niekro

Phil Niekro

Tom Paciorek

Ron Perranoski

Johnny Podres

Jack Quinn

Ron Reed

Jenny Romatowski

Ray Sadecki

Al Simmons

Bill Skowron

Frank Tanana

Alan Trammell

Carl Yastrzemski

Richie Zisk

BASKETBALL

Vince Boryla

Carol Blazejowski

Michael Gminski

Tom Gola

Bobby Hurley

Mike Krzyzewski

Mitch Kupchak

Bob Kurland

Christian Laettner

Red Mihalik

John Payak

Kelly Tripucka

BOWLING

Johnny Crimmins

Billy Golembiewski

Cass Grygier

Eddie Lubanski

Ann Setlock

Aleta Rzepecki-Sill

BOXING

Bobby Czyz

Stanley Ketchel

Teddy Yarosz

Tony Zale

FIGURE SKATING

Janet Lynn

FOOTBALL

Danny Abramowicz

Pete Banaszak

Steve Bartkowski

Zeke Bratkowski

Bob Brudzinski

January 29, 2010

Honorable Louise E. Schilling
Mayor, City of Troy, Michigan
500 W. Big Beaver
Troy, Mi 48084

Members of Council
City of Troy, Michigan
500 W. Big Beaver
Troy, MI 48084

Re: National Polish-American Sports Hall of Fame and Museum
Request for Recognition as a Non-Profit Organization for the
Purpose of Obtaining a Gaming License

Dear Mayor Schilling and Members of Council:

I am directing this letter to you in my capacity as Board Chairman of the National Polish-American Sports Hall of Fame.

The National Polish-American Sports Hall of Fame was founded in 1973, for the purpose of recognizing the athletic achievements of Polish-American athletes, both amateur and professional. Each year, the NPASHF inducts several athletes into our Hall of Fame, who are selected through a national election process. Additionally, the NPASHF awards scholarships each year to deserving student-athletes, who apply through applications for our Stan Musial Scholarship, which are available on our website.

Our Board of Directors currently consists of thirty one (31) unpaid individuals. We have no employees or staff members who are compensated for their services. The primary asset of our organization is our museum display, which has been, for the past several years, housed at the American-Polish Cultural Center, located at 2975 East Maple Road, in your city.

www.polishsportshof.com

Lou Creekmur
Ziggy Czarobski
Mike Ditka
Forest Evashevski
Frank Gatski
Jim Grabowski
Jack Ham
Leon Hart
Vic Janowicz
Ron Jaworski
Mike Kenn
Joe Klecko
Ed Klewicki
Frank Kush
Ted Kwalick
Johnny Lujack
Ted Marchibroda
Lou Michaels
Walt Michaels
Dick Modzelewski
Mike Munchak
Tom Nowatzke
Bill Osmani
Frank Piekarski
Mark Rypien
Tom Sestak
Bob Skoronski
Hank Stram
Dick Szymanski
Frank Szymanski
Frank Tripucka
Steve Wisniewski
Alex Wojciechowicz
GOLF
Billy Burke
Betsy King
Warren Orlick
Bob Toski
Al Watrous
GYMNASTICS
George Szypula
HOCKEY
Walter "Turk" Broda
Len Ceglarski
Ed Olczyk
Pete Stelmowski
SOFTBALL
Ed Tyson
SPORTS JOURNALISM
Ed Browalski
Billy Packer
SWIMMING
Chet Jastremski
Joe Verdeur
TENNIS
Frankie Parker
TRACK & FIELD
Bob Gutowski
Stella Walsh
VOLLEYBALL
Andy Banachowski
WEIGHTLIFTING
Norbert Schemansky
Stanley Stanczyk
WRESTLING
Stanley Zbyszko
Wladek "Killer" Kowalski



National Polish American SPORTS HALL OF FAME

Founded in 1973

JAMES P. CONRAD
Board Chairman
(586) 980-9840
jamesconrad1@gmail.com

2975 East Maple Road - Troy, Michigan 48083

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Bob Brudzinski

Mayor Schilling and Troy City Council
January 28, 2010
Page 2

Our primary source of revenue comes from two annual events. The first is our annual Induction Banquet, which is typically held each year on the third Thursday in June. This year's event will be our 38th annual, and will occur on Thursday, June 17, 2010. Our second event is a charity golf outing, typically held in late July. The proceeds from our annual induction banquet are used for the development of our museum, our website, and other organizational costs. The proceeds from our golf outing are used exclusively to fund our Stan Musial Scholarships.

In an effort to expand our fund-raising activities, we are considering several options, including participation in the charity poker opportunities that are available today. For this reason, we are seeking the approval of the Troy City Council for recognition as a Non-Profit Organization for the purpose of Obtaining a Gaming License. I have attached what I believe to be all necessary documentation, but will be happy to provide any other information or documentation that may be lacking.

I appreciate the opportunity to address you in this fashion, and welcome any phone calls or email inquiries in this regard. My contact information can be found at the top of this letter. I also invite to you visit our website at www.polishsportshof.com for further information regarding our organization, or to stop in to visit our museum, perhaps while enjoying lunch or dinner at the APCC's Wawel Restaurant.

Thank you for your cooperation. I look forward to hearing from you soon.

Very truly yours,


James P. Conrad
Board Chairman

Lou Creekmur
Ziggy Czarowski
Mike Ditka
Forest Evashevski
Frank Gatski
Jim Grabowski
Jack Ham
Leon Hart
Vic Janowicz
Ron Jaworski
Mike Kenn
Joe Klecko
Ed Klewicki
Frank Kush
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Frank Piekarski
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Andy Banachowski

WEIGHTLIFTING
Norbert Schemansky
Stanley Stanczyk

WRESTLING
Stanley Zbyszko
Wladek "Killer" Kowalski



Charitable Gaming Division
 Box 30023, Lansing, MI 48909
 OVERNIGHT DELIVERY:
 101 E. Hillsdale, Lansing MI 48933
 (517) 335-5780
 www.michigan.gov/cg

LOCAL GOVERNING BODY RESOLUTION FOR CHARITABLE GAMING LICENSES
 (Required by MCL 432.103(9))

At a _____ meeting of the _____
REGULAR OR SPECIAL TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD

called to order by _____ on _____
DATE

at _____ a.m./p.m. the following resolution was offered:
TIME

Moved by _____ and supported by _____

that the request from _____ of _____,
NAME OF ORGANIZATION CITY

county of _____, asking that they be recognized as a
COUNTY NAME

nonprofit organization operating in the community for the purpose of obtaining charitable

gaming licenses, be considered for _____.
APPROVAL/DISAPPROVAL

APPROVAL	DISAPPROVAL
Yeas: _____	Yeas: _____
Nays: _____	Nays: _____
Absent: _____	Absent: _____

I hereby certify that the foregoing is a true and complete copy of a resolution offered and adopted by the _____ at a _____ meeting held on _____.
TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD REGULAR OR SPECIAL DATE

SIGNED: _____
TOWNSHIP, CITY, OR VILLAGE CLERK

PRINTED NAME AND TITLE

ADDRESS

COMPLETION: Required.
 PENALTY: Possible denial of application.
 BSL-CG-1153(R10/06)

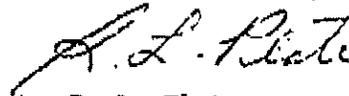
If your gross receipts each year are normally more than \$5,000, you are required to file Form 990, Return of Organization Exempt From Income Tax, by the 15th day of the fifth month after the end of your annual accounting period. The law imposes a penalty of \$10 a day, up to a maximum of \$5,000, for failure to file a return on time.

You are not required to file Federal income tax returns unless you are subject to the tax on unrelated business income under section 511 of the Code. If you are subject to this tax, you must file an income tax return on Form 990-T. In this letter we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

You need an employer identification number even if you have no employees. If an employer identification number was not entered on your application, a number will be assigned to you and you will be advised of it. Please use that number on all returns you file and in all correspondence with the Internal Revenue Service.

Please keep this determination letter in your permanent records.

Sincerely yours,



R. L. Plate
District Director

DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH
NONPROFIT CORPORATION INFORMATION UPDATE



2009

Due October 1, 2009 File Online at www.michigan.gov/fileonline

Identification Number 873065	Corporation name NATIONAL POLISH - AMERICAN SPORTS HALL OF FAME AND MUSEUM
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Resident agent name and mailing address of the registered office

MICHAEL OBLOY
408 E 14 MILE RD
MADISON HEIGHTS MI 48071

RECEIVED
AUG 11 2009
\$20 Dept. of LEG

The address of the registered office

408 E 14 MILE RD
MADISON HEIGHTS MI 48071

I certify that the board consists of 3 or more directors, and further certify that all directors' names and addresses are previously filed with the Department, and that no changes have occurred in required information since the last filed report.
If you checked the box, proceed to item 6.

1. Mailing address of registered office in Michigan (may be a P.O. Box)	2. Resident Agent
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3. The address of the registered office in Michigan (a P.O. Box may not be designated as the address of the registered office)

4. Describe the purpose and activities of the corporation during the year covered by this report:

5.	NAME	BUSINESS OR RESIDENCE ADDRESS
If different than President	President (Required)	
	Secretary (Required)	
	Treasurer (Required)	
	Vice President	
Required 3 or more directors (3 different individuals)	Director (Required)	
	Director (Required)	
	Director (Required)	

6. Report due October 1, 2009.
Filing fee \$20.00.

If report is certifying no changes occurred, it must be signed by the chairperson or vice-chairperson of the board or the president or vice-president.

Please make your check or money order payable to the State of Michigan.
Return to: Department of Energy, Labor & Economic Growth
Bureau of Commercial Services, Corporation Division
P.O. Box 30767
Lansing, MI 48909
(517) 241-6470

Signature of authorized officer or agent <i>Michael Obloy</i>	Title CHAIRMAN	Date 8/4/09	Phone (Optional)
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JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH
LANSING

STANLEY "SKIP" PRUSS
DIRECTOR

September 9, 2009

MICHAEL OBLOY
408 E 14 MILE RD
MADISON HEIGHTS, MI 48071

RE: 873065
NATIONAL POLISH - AMERICAN SPORTS HALL OF FAME AND MUSEUM
Report Year: 2009

Annual Report Correction Required

The 2009 Annual Report was received with \$20.00 filing fee.

Since the box was checked to certify that the board consists of 3 or more directors and that no changes have occurred since the last report, this certification must be signed by the chairperson, vice-chairperson, president, or vice-president. Or, complete item 5 to reflect officers and directors.

Make the above noted changes on the report and return the corrected report with a copy of this letter to Bureau of Commercial Services, Corporation Division, P.O. Box 30767, Lansing, MI 48909.

If no response is received within 30 days, this file will be closed. Fees are due when the document is delivered and earned upon receipt. The Act prohibits the agency from refunding the submission fee and fees submitted with documents on which the file has been closed cannot be applied to subsequent filings.

If you have any questions, please call the Corporation Division at (517) 241-6470.

Shy Crowe
Corporation Division
Business Services Section

EFFECTIVE DATE
September 24, 2009



LICENSE #
MICS 17682

National Polish - American Sports Hall Of Fame And Museum
408 E 14 Mile Road
Madison Heights, MI 48071

CHARITABLE SOLICITATION LICENSE
of
**NATIONAL POLISH - AMERICAN SPORTS
HALL OF FAME AND MUSEUM**

EXPIRATION DATE: April 30, 2010

1. **Your next application to renew this license is due no later than March 31, 2010.** This is 30 days prior to the expiration date shown above. Please calendar the date now. Forms are available on the Attorney General's web site at: www.michigan.gov/ag or may be requested by contacting the Charitable Trust Section at (517) 373-1152.
2. **Extensions** of the license may be requested if required information will not be available prior to the renewal application due date. A written request for an extension must be received on or before the above expiration date of the license.
3. **Throughout the year**, notify us within 30 days of changes in the following:
 - Name or address
 - Resident agent
 - Fiscal year end
 - Amendments to the bylaws or constitution of the organization
 - Amendments to your articles of incorporation, submitting copies of amendments assumed names or name changes that show evidence of proper filing with the appropriate state agency
 - If any other state has prohibited solicitation activity by your organization
 - Board of directors
 - Methods of soliciting donations
 - Purposes
4. Any **contracts** you enter into with professional fund raisers must be submitted to our office within 10 days of execution.

DEPARTMENT OF ATTORNEY GENERAL



MIKE COX
ATTORNEY GENERAL

September 24, 2009

P.O. Box 30214
LANSING, MICHIGAN 48909

A handwritten signature in black ink, appearing to read "Jim [unclear] [unclear]".

National Polish-American Sports Hall Fame Museum
408 E 14 Mile Road
Madison Heights, MI 48071

Dear Sir/Madam:

Re: National Polish-American Sports Hall Fame Museum CS/CT [REDACTED]

Thank you for submitting an initial application and related information. Determinations are based on Michigan laws regulating charities, the Charitable Organizations and Solicitations Act (COSA), 1975 PA 169, MCL 400.271 et seq. and the Supervision of Trustees for Charitable Purposes Act (STCPA), 1961 PA 101, MCL 14.251 et seq.

According to information provided, the organization anticipates soliciting or receiving contributions in excess of \$8,000 per year and/or compensates persons for fundraising services. The enclosed license includes your responsibilities under COSA for renewal and for notifying us of certain changes made within the organization. This license is separate from licenses required by the Bureau of Lottery or other agencies. Professional fundraisers used to solicit or receive funds or to plan or carry out solicitation campaigns in Michigan must be licensed with our office, and professional solicitors they employ must be registered.

According to information submitted, the organization will hold assets to be used for charitable purposes. The organization is now registered as a charitable trust under STCPA. Registration requires an annual financial report. Annual financial statements submitted for renewal of the Solicitation License will also satisfy the Charitable Trust reporting requirement as long as the organization is licensed. If in the future you no longer have a Solicitation License, you must submit an IRS 990, 990EZ, or 990-PF, audited financial statements, or other acceptable accounting each year to satisfy the Charitable Trust reporting requirement.

This letter will be retained to show notification of our requirements. If you have any questions, please contact our office.

Sincerely,

A handwritten signature in black ink, appearing to read "Harmony Glashower".

Harmony Glashower
Department Analyst
Charitable Trust Section
(517) 373-1152

MICHIGAN DEPARTMENT OF TREASURY
CORPORATION DIVISION
LANSING, MICHIGAN

MICHIGAN DEPARTMENT OF COMMERCE
The powers, functions, duties and responsibilities relating hereto have been transferred to the Department of Commerce, pursuant to Executive Order No. 8 of 1973.

DO NOT WRITE IN SPACE BELOW - FOR DEPARTMENT USE		
<p style="text-align: center;"><u>NOTE</u></p> <p>Mail ONE signed and acknowledged copy to:</p> <p>Michigan Department of Treasury Corporation Division P.O. Drawer C Lansing, Michigan 48904</p> <p>Franchise Fee \$10.00 Filing Fee \$10.00 (Make fee payable to State of Michigan)</p>	Date Received:	<p>FILED</p> <p>JAN 30 1974</p> <p><i>Richard K. ...</i> DIRECTOR Michigan Department of Commerce</p>
	JUL 16 1973	
	JAN 29 1974	

(Non-Profit)
ARTICLES OF INCORPORATION

These Articles of Incorporation are signed and acknowledged by the incorporators for the purpose of forming a non-profit corporation under the provisions of Act No. 327 of the Public Acts of 1931, as amended, and Act 284, P.A. of 1972, as follows:

ARTICLE I.

The name of the corporation is NATIONAL POLISH-AMERICAN SPORTS HALL OF FAME

(Please type or print corporate name)

ARTICLE II.

The purpose or purposes for which the corporation is formed are as follows:

To provide a means to honor and recognize Polish-American athletes for their noteworthy endeavors and feats in the many fields of amateur and professional sports.

~~This corporation is organized with the purpose of ... and corporations may be organized under Act 327 of the Public Acts of 1931, as amended, and Act 284, P.A. of 1972.~~

ARTICLE III.

Location of the first registered office is:

11445 Conant Street Hamtramck Wayne Michigan 48212
(No.) (Street) (City) (County) (Zip Code)

Postoffice address of the first registered office is:

11445 Conant Street Hamtramck Wayne Michigan 48212
(No. and Street or P. O. Box) (City) (Zip Code)

ARTICLE IV.

The name of the first resident agent is WALTER A. PARUK

ARTICLE VII.

The names and addresses of the first board of directors (or trustees) are as follows:
(At least three required)

NAME (No.)	Street	City	State
Rev. John Rakoczy	St. Mary's Preparatory,	Orchard Lake,	MI. 48034
Mr. Leon Zarski	3279 Belmont	Hamtramck,	Michigan 48212
Mr. Ted Klemarus	7350 Barrie	Dearborn,	Michigan
Mr. John Klemba	18634 Greenfield	Detroit,	Michigan 48235
Mr. Edward Pett	9662 Reeck Rd.	Allen Park,	Michigan 48101

ARTICLE VIII.

The term of the corporate existence is perpetual.
(If for a limited number of years, then state such term instead of perpetual.)

ARTICLE IX.

(Here insert any desired additional provisions authorized by the Act)

We, the incorporators, sign our names this
First day of June, 1973.

(All parties appearing under
Article VI are required to
sign in this space)

Rev. Ted Blaszczyk
Anthony J. Przegwar
Ed Grodzki

STATE OF MICHIGAN }
COUNTY OF WAYNE }

(One or more of the parties signing
must acknowledge before the Notary)

On this First day of July, 1973.

before me personally appeared REV. TED BLASECZYK

to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

Walter A. Paruk
(Signature of Notary)

WALTER A. PARUK
(Print or type name of Notary)

Notary Public for Wayne County,
State of Michigan.

My commission expires 1-20-75
(Notarial seal required if acknowledgment taken out of
State)

(For Use by Domestic Non-Stock Corporations only)
**CERTIFICATE OF AMENDMENT TO THE
 ARTICLES OF INCORPORATION**

The undersigned corporation executes the following Certificate of Amendment to its Articles of Incorporation pursuant to the provisions of Section 122, Act 327, Public Acts of 1931, as amended.

1. The name of the corporation is National Polish - American Sports Hall of Fame

The location of the registered office is

11445 Conant Avenue, Hamtramck Michigan 48212
(No. and Street) (Town or City) (Zip Code)

2. The following amendment to the Articles of Incorporation was adopted by the members of the corporation in accordance with Subsection (2) of Section 122, Act 327, Public Acts of 1931, as amended, on the 25th day of June 19 75.

Resolved, that Article IX of the Articles of Incorporation be amended to read as follows: (Any article being amended is required to be set forth in its entirety.)

ARTICLE I

The name of the corporation is National Polish - American Sports Hall of Fame and Museum. *7-1-75*

ARTICLE II

(a) Said corporation is organized exclusively for charitable and educational purposes, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under section 501 (c) (3) of the Internal Revenue Code of 1954 (or the correspondence provision of any future United States Internal Revenue Law).

(b) To establish a museum so as to provide a means to honor and recognize Polish - American athletes for their note worthy endeavors and feats in the many fields of amateur and professional sports.

(c) In the event of dissolution, all assets, real and personal, shall be distributed to such organizations as are qualified as tax exempt under section 501 (c) (3) of the Internal Revenue Code or the corresponding provisions of a future United States Internal Revenue Law.

3. The necessary number of members as required by statute were voted in favor of the amendment.

(Refer to part 2 of Information and Instructions appearing on the reverse side of this certificate.)

Signed this 7th day of July 19 75

National Polish - American Sports Hall of Fame.

BY Rev. Ted Blaszczyk
(Signature of President, Vice-President, Chairman or Chief Chairman)

REV. TED BLASZCZYK, CHAIRMAN
(Type or Print Name and Title)

(Please do not write in spaces below--for Department use)

MICHIGAN DEPARTMENT OF COMMERCE--CORPORATION AND SECURITIES BUREAU	
Date Received	<p style="text-align: center;">FILED Michigan Department of Commerce JUL 16 1975 <i>Richard K. Heubert</i> DIRECTOR</p>
JUL 10 1975	

CA 8-118

INFORMATION AND INSTRUCTIONS
Certificate of Amendment - Domestic Corporations

1. This form may be used by domestic non-profit corporations organized on a non-stock basis.
2. Section 122, Act 327, P.A. of 1931, as amended, provides that unless a greater vote is required in the articles of incorporation or in any by-law adopted by the members, a non-profit corporation formed or existing pursuant to Act 327 and organized upon a non-stock basis, at a meeting of the members duly called and held, may amend its articles of incorporation by the affirmative vote of a majority of the members entitled to vote thereon, or by the affirmative vote of a majority of the members present at such meeting if due notice of the time, place and object of such meeting shall be given by mail, at last known address, to each member entitled to vote at least 20 days prior to the date of such meeting.
3. An effective date, not later than 90 days subsequent to the date of filing may be stated in the Certificate of Amendment.
4. The Certificate of Amendment is required to be signed in ink by the chairman or vice-chairman of the board of directors or the president or a vice-president of the corporation.
5. One original copy is required. A true copy will be prepared by the Corporation and Securities Bureau and returned to the person submitting the Certificate of Amendment for filing.

6. FEES: Filing Fee \$10.00

7. Mail form and fee to:

Michigan Department of Commerce
Corporation and Securities Bureau
Corporation Division
P. O. Drawer C
Lansing, Michigan 48904

NATIONAL POLISH-AMERICAN SPORTS HALL OF FAME

By-Laws of the National Polish-American Sports Hall of Fame

ARTICLE I – OFFICE

The principal office of the corporation in the State of Michigan shall be located in the City of Orchard Lake Village, County of Oakland, and the National Polish-American Sports Hall of Fame (hereinafter referred to as NPASHF) shall be located in the Dombrowski Fieldhouse on the campus of the Orchard Lake Schools, namely, SS. Cyril and Methodius Seminary, St. Mary's College and St. Mary's Preparatory. The corporation may have such other offices, either within or without the State of Michigan, as the Board of Directors may designate or as the business of the corporation may require from time to time.

ARTICLE II – PURPOSES

The corporation is organized exclusively for charitable and educational purposes, including, but not limited to, for such purposes, the making of distribution to organizations that qualify as exempt organizations under Section 501(c)(3) of the Internal Revenue Code of 1954 or the corresponding provision of any future United States Internal Revenue law. In the event of dissolution, all assets, real and personal, shall be distributed to such organizations as are qualified as tax exempt under Section 501(c)(3) of the Internal Revenue Code of 1954 or the corresponding provisions of any future United States Internal Revenue law.

The purpose of the NPASHF shall be:

- A. To establish a museum so as to provide a means to honor and recognize Polish-American athletes and others for their noteworthy endeavors and feats in the many fields of amateur and professional sports.
- B. To conduct annual elections to determine admittance to the NPASHF.
- C. To maintain and increase interest in the NPASHF and to have and exercise a general care and supervision over all activities by and/or conducted by the NPASHF.
- D. To establish and maintain a scholarship fund and, from time to time, as the Board in its discretion determines, make such distribution in an amount, to such qualified student applicants as the Board, in its discretion, determines is appropriate.

ARTICLE III – BOARD OF DIRECTORS

Section 1 – General Powers

Its Board of Directors shall manage the business and affairs of the corporation.

Section 2 – Number, Tenure

The number of the Board of Directors of the corporation shall be a maximum of forty-five (45). Each director shall hold office until the next tri-annual meeting of the Board of Directors, which will be held beginning with the year 1976.

Section 3 – Qualifications

A member of the Board of Directors of the corporation shall actively promote the purpose and activities of the National Polish-American Sports Hall of Fame.

A member of the Board of Directors shall attend all meetings and functions of the NPASHF unless excused by the Chairman.

A member of the Board of Directors shall conduct himself/herself in such a manner at all times so as not to discredit the NPASHF.

Section 4 – Regular Meetings

A regular meeting of the Board of Directors shall be held as determined by the Board of Directors or Chairman at a designated time and place.

Section 5 – Removal

A member of the Board of Directors may be removed by the affirmative vote of the majority (but not less than six), of the Board of Directors present at a regular meeting or at a special meeting, but in either instance, where at least fourteen (14) days proper notice has been given of the purpose for removal of that Director setting forth the grounds for removal.

A member of the Board of Directors may be removed by the Board of Directors whenever in its judgment the best interests of the corporation would be served thereby or upon failure of that member of the Board of Directors to abide by the qualifications set forth herein.

A notice of intent to remove a member of the Board of Directors must be submitted by the Chairman or by a petition signed by at least five (5) Board members stating the grounds for removal, at a regular or Special Board Meeting preceding the regular or Special Board Meeting for removal.

Section 6 – Special Meetings

Special Meetings of the Board of Directors may be called by or at the request of the Chairman or any five (5) directors.

Section 7 – Notice

Notice of any special meeting shall be given at least fourteen (14) days prior thereto by written notice, stating the time, place and purpose or purposes of the meeting, delivered personally or mailed by regular mail or sent by telegram or fax to each director at his/her address of record with the NPASHF. If mailed, such notice shall be deemed to be delivered when deposited in the United States mail so addressed. If notice were given by telegram, such notice shall be deemed delivered when the telegram is delivered to the Telegraph Company. It shall be the obligation of each director to advise the NPASHF of his/her current address where notice is to be sent. Any director may waive notice of any meeting by written statement signed before or after the holding of the meeting. The attendance of a director at a meeting shall constitute a waiver of notice of such meeting, except where a director attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened.

Section 8 – Quorum

Ten (10) members of the Board of Directors present shall constitute a quorum.

Section 9 – Vacancies

Any vacancy occurring in the Board of Directors may be filled by the affirmative vote of a majority of the remaining directors present and voting at a meeting when at least fourteen (14) days notice of the intent to fill a vacancy is provided.

Section 10 – Screening Committee for New Members of the Board of Directors

When vacancies occur on the Board of Directors, the Executive Director shall establish a screening committee consisting of at least five (5) Board Members who shall screen applications to the Board, submit copies of applications and/or resumes of each applicant to all current Board Members at least one week prior to the meeting and make recommendations to the Board at a Board Meeting to be conducted for the purpose of filling vacancies.

Each application for consideration as a member of the Board of Directors must be sponsored by at least two (2) current members of the Board.

Current members of the Board whose term is to be renewed are exempt from screening.

Section 11 – Honorary Board Members

The Executive Committee may nominate Honorary Board Members to be approved by the Board of Directors at a Board Meeting.

The Honorary Board Members shall serve in a non-voting advisory capacity to the Board of Directors whose term shall be renewable every three (3) years at the discretion of the Board of Directors. Honorary Board Members are encouraged, but not required, to participate in the activities and events of the Hall of Fame. An Honorary Board Member may be removed at any time at the sole discretion of the Board of Directors by vote of the majority of the Board of Directors present at a meeting with notice of that purpose with notice as set out in Article III, Section 7 of the By-Laws.

ARTICLE IV – OFFICERS

Section 1 – Members

The officers of the corporation shall consist of a Chairman, First Vice Chairman, Second Vice Chairman, Third Vice Chairman, Recording Secretary, and Treasurer, each of whom shall be selected by the Board of Directors. The Board of Directors may select one or more Vice Chairmen, Assistant Secretaries, and Assistant Treasurers, and may also appoint such other officers and agents as they may deem necessary for the transaction of the business of the corporation.

Section 2 – Election and Term of Office

The officers of the corporation shall be elected tri-annually beginning in 1976 by the Board of Directors at its regular meeting held in October every three years. If the elections of officers shall not be held at such meeting, such election shall be held as soon thereafter as conveniently may be. Each officer shall hold office until his successor shall have qualified or until his death or until he shall resign or shall have been removed in the manner hereinafter provided.

Section 3 – Removal

Any officer or agent elected or appointed by the Board of Directors may be removed by the Board of Directors whenever in its judgment the best interests of the corporation would be served.

An officer may be removed by an affirmative vote of the majority (but not less than six) of the Board of Directors present at a meeting where at least fourteen (14) days proper notice has been given for the purpose for removal of that officer.

Proper notice shall be satisfied as set forth in Article III, Section 7 of the By-Laws.

Section 4 – Vacancies

A vacancy in any office because of death, resignation, removal, disqualification or otherwise, may be filled by election by the Board of Directors by a majority vote of those members attending a regular or Special Board Meeting, and such officer shall serve on an interim basis until the next regular meeting or Special Meeting called for the purpose of electing an officer, and where notice is given of intent to fill the vacancy, at which time the vacancy shall be filled for the unexpired portion of the term by a majority vote of those Board Members attending and voting (but not less than six (6) members).

Section 5 – Chairman

The Chairman shall be a director of the corporation. He shall be the principal executive officer of the corporation and subject to control of the Board of Directors. He shall in general supervise and control all of the business and affairs of the corporation. He shall, when present, preside at all meetings of the Board of Directors. He may sign, with the Recording Secretary or any other proper officer of the corporation thereunto authorized by the Board of Directors, any deeds, mortgages, bonds, contracts or other instruments which the Board of Directors has authorized to be executed, except in cases where the signing and execution thereof shall be expressly delegated by the Board of Directors or these By-Laws to some other officer or agent of the corporation, or shall be required by law to be otherwise signed or executed; and in general shall perform all duties as may be prescribed by the Board of Directors from time to time. The Chairman shall appoint all committees required to maintain the continuance and function of the organization, and/or shall appoint such other committees as deemed necessary.

Section 6 – First Vice Chairman

The First Vice Chairman shall be a director of the corporation. In the absence of the Chairman or in the event of his death, resignation, inability or refusal to act, the First Vice Chairman shall perform the duties of the Chairman and when so acting, shall have all powers of and be subject to all of the restrictions upon the Chairman. The First Vice Chairman shall perform such other duties as from time to time may be assigned to him by the Chairman or by the Board of Directors.

Section 7 – Second Vice Chairman

The Second Vice Chairman shall be a director of the corporation. In the absence of both the Chairman and the First Vice Chairman, or in the event of their deaths, resignations, inability or refusal to act, the Second Vice Chairman shall perform the duties of the Chairman and when so acting, shall have all powers of and be subject to all of all of the restrictions upon the Chairman. The Second Vice Chairman shall perform such other duties as from time to time may be assigned to him by the Chairman of the Board of Directors.

Section 8 – Third Vice Chairman

The Third Vice Chairman shall be a director of the corporation. In the absence of the Chairman and the First Vice Chairman and the Second Vice Chairman, or in the event of their deaths, resignations, inability or refusal to act, the Third Vice Chairman shall perform the duties of the Chairman and when so acting, shall have all the powers of and be subject to all of the restrictions upon the Chairman. The Third Vice Chairman shall perform such other duties as from time to time may be assigned to him by the Chairman or the Board of Directors.

Section 9 – Recording Secretary

The Recording Secretary shall

- (a) keep the minutes of the Board of Director's meetings in one or more books provided for that purpose;
- (b) see that all notices are duly given in accordance with the provisions of these By-Laws or as required by law;
- (c) be custodian and see that the seal of the corporation is affixed to all documents the execution of which on behalf of the corporation under its seal is duly authorized;
- (d) keep a register of the post office address of each member of the Board of Directors and the Sports Panel Council which shall be furnished to the Recording Secretary
- (e) have general charge of the books of the corporation; and
- (f) in general perform all duties incident to the office of Recording Secretary and such other duties as from time to time may be assigned to him by the Chairman or by the Board of Directors.

Section 10 – Treasurer

If required by the Board of Directors, the Treasurer and any Assistant Treasurer(s) selected by the Board of Directors shall give a bond for the faithful discharge of his duties in such sum and with such surety or sureties as the Board of Directors shall determine. He shall

- (a) have charge and custody of and be responsible for all funds and securities of the corporation;
- (b) receive and give receipt for money due and payable to the corporation from any source whatsoever;
- (c) deposit all money in the name of the corporation in such banks, trust companies or other depositories as shall be selected in accordance with the provisions of Article V of these By-Laws; and
- (d) in general perform all of the duties incident to the office of the Treasurer and such other duties as from time to time may be assigned to him by the Chairman or by the Board of Directors.

Section 11 – Assistants and Acting Officers

The Assistant Recording Secretaries and Assistant Treasurers, if any, selected by the Board of Directors, shall perform such duties and have such authority as shall from time to time be delegated or assigned to them by the Recording Secretary or Treasurer, respectively, or by the Chairman or the Board of Directors. The Board of Directors shall have the power to appoint any person to perform the duties of an officer whenever for any reason it is impracticable for such officer to act personally. Such acting officer so appointed shall have the powers of and be subject to all the restrictions upon the officer to whose office he is so appointed except as the Board of Directors may by resolution otherwise determine.

ARTICLE V – CONTRACTS, LOANS, CHECKS AND DEPOSITS

Section 1 – Contracts

The Board of Directors may authorize any officer or officers, agent or agents, to enter into any contracts to execute and deliver any instrument required by law to be acknowledged in the name of and on behalf of the corporation. Such authority may be general or confined to specific instances but the appointment of any person other than an officer to acknowledge an instrument required by law to be acknowledged should be made by instrument in writing. When the Board of Directors authorize the execution of a contract or any other instrument in the name of and on behalf of the corporation, without specifying the executing officers, the Chairman or First Vice Chairman and the Recording Secretary may execute the same and may affix the corporate seal thereto.

Section 2 – Loans

No loans shall be contracted on behalf of the corporation and no evidence of indebtedness shall be issued in its new name unless authorized by a resolution of the Board of Directors. Such authority may be general or confined to specific instances.

Section 3 – Checks, Drafts, etc.

All checks, drafts or other orders for the payment of money, notes or other evidences of indebtedness issued in the name of the corporation shall be signed by such officer or officers, agent or agents of the corporation and in such manner as shall from time to time be determined by resolution of the Board of Directors.

Section 4 – Deposits

All funds of the corporation not otherwise employed shall be deposited from time to time to the credit of the corporation in such banks, trust companies or other depositories as the Board of Directors may select.

ARTICLE VI – FISCAL YEAR

The fiscal year of the corporation shall begin on the first day of October and end on the 30th day of September in each year.

ARTICLE VII – SEAL

The Board of Directors may provide a corporate seal, which shall be circular in form and shall have inscribed thereon the name of the corporation, its designation as a Michigan Corporation, and words, "Corporate Seal".

ARTICLE VIII – WAIVER OF NOTICE

Whenever any notice is required to be given to any member of the Board of Directors of the corporation under the provisions of these By-Laws or under the provisions of the Articles of Incorporation, a waiver thereof in writing signed by the person or persons entitled to such notice, or by telegram, radiogram, cablegram, or FAX, or any other manner acceptable by law sent by them, whether before or after the holding of the meeting, shall be deemed equivalent to the giving of such notice.

ARTICLE IX – AMENDMENTS

These By-Laws may be altered, amended or repealed and new By-Laws may be adopted by the affirmative vote of a 2/3 majority of the Board of Directors at a meeting attended by at least

fifty-five percent of the then existing members of the Board of Directors, at any regular or special meeting with at least fourteen (14) day prior notice given to all members of the Board of Directors of the intent to amend the By-Laws and the proposed amendment.

A Board Member shall be in attendance at a meeting to amend the By-Laws only if the member is physically present at the meeting or if the Board Member resides at a distance greater than 50 miles from the location of the meeting and that member is in phone contact with those members physically present during the meeting and may cast his or her voice by phone concerning an amendment to the By-Laws.

ARTICLE X – SPORTS PANEL COUNCIL

Section 1 – Membership

The members of the Sports Panel Council shall consist of

- (a) ex-officio each member of the Board of Directors,
- (b) members selected by the Board of Directors and
- (c) all those who have been elected and inducted into the NPASHF. The number of members to the Sports Panel Council shall be determined by the Board of Directors at each annual meeting and all names of current members of the Sports Panel Council as approved by the Board of Directors at the annual meeting shall be published to all members of the Board of Directors within 30 days of the Annual Meeting.

Section 2 – Duties

The members of the Sports Panel Council shall be responsible for selecting by ballot vote the candidates to the NPASHF.

Section 3 – Meetings

The Annual Meeting of the Sports Panel Council may be held in the month of October in each year, beginning with the year 1994, at a designated day and hour. Such other meetings may be held from time to time as the Council may decide.

Section 4 – Term of Office

The members of the Sports Panel Council shall serve for a term of three (3) years. Beginning with the year 1994, the Board of Directors shall recertify the members for another term of office or until removed.

Section 5 – Removal

The members of the Sports Panel Council may be removed for the following reasons:

- (a) resignation,
- (b) death,
- (c) by not voting for two (2) consecutive years, or
- (d) whenever in the judgment of the members of the Board of Directors that the best interests of the corporation would be served thereby.

Section 6 – Vacancies

A vacancy in the Sports Panel Council or the filling of a newly created position shall be filled by appointment of the Chairman with the approval of a majority of the Board of Directors present and voting at the annual meeting.

ARTICLE XI – SELECTION AND ELECTION TO MEMBERSHIP TO THE NPASHF

Section 1 – Qualifications

Any athlete, coach, referee, administrator, writer, commentator or other person who has made a significant contribution to sport and who shall be of Polish descent (father or mother must be Polish) and meeting eligibility requirements shall be considered for balloting towards membership.

Section 2 – Eligibility

- (a) All amateur athletes are eligible;
- (b) Collegiate athletes, not continuing into the pro ranks, shall be eligible two (2) years following final date of participation;
- (c) Professional athletes shall be eligible two (2) years after retiring from the game.

Section 3 – Nominations

The month of January shall be designated as the “National Polish-American Sports Hall of Fame Month” to permit all sports fans to nominate a candidate of their choice to NPASHF. Written nominations are to be accepted only.

Section 4 – Screening and Approval

The Board of Directors shall meet in February to screen all the nominations for eligibility, playing ability, integrity, sportsmanship, character and the person’s contributions to the team or teams on which he/she played, and to the sport itself in general. The Board of Directors shall approve the Ballot Committee’s

recommendations for additions to the annual Hall of Fame ballot. No more than twenty (20) candidates shall be placed on the annual ballot.

Section 5 – Elections

The annual ballot containing the names of the candidates to the NPASHF shall be mailed by the Ballot Committee chairman or by the Recording Secretary to all of the members of the Sports Panel Council no later than April 2nd. The electors shall return the ballot within three (3) weeks from date of mailing. The electors shall cast their vote for six (6) candidates. Each ballot shall be signed by the elector.

Section 6 – Approval to Hall of Fame

The two (2) candidates receiving the highest number of votes shall be elected to membership in the NPASHF.

Section 7 – Announcements

The results of the election shall be certified by the Board of Directors. Following certification, the Chairman shall release the results for publication.

Section 8 – Official Induction

Newly elected members of the NPASHF will be officially inducted on a date specified by the Board of Directors.

Section 9 – Veterans Committee

- (a) A Veterans Committee shall be established by the Board of Directors.
- (b) The term of office will be three (3) years beginning with the year 1976.
- (c) Should the name of a candidate to the NPASHF appear on a ballot for a period of five (5) years, and that candidate has not been elected, then the eligible candidate's name will be referred to the Veterans Committee.
- (d) The Veterans Committee shall have the power to nominate one candidate into the NPASHF each year from the list provided to them beginning with the year 1978.
- (e) A candidate must receive a majority vote of the Board of Directors present at a meeting for such purpose to be elected into the NPASHF.
- (f) **DISTINGUISHED SERVICE:** The Veterans Committee shall evaluate Distinguished Service candidates for election to the NPASHF. Candidates eligible for this honor shall be persons who over the years demonstrated service, devotion, ideals and ideas, contributions and milestone achievements above and beyond the ordinary to segments of sports and its associated field outside of the framework of the competitive phases of the sport itself. The Veterans Committee may recommend not more than two

(2) Distinguished Service members annually. Election for NPASHF Distinguished Service honors shall be determined by a majority vote of the Board of Directors.

Amended and adopted at a meeting of the Board of Directors of the National Polish American Sports Hall of Fame in Hamtramck, Michigan on November 8, 1999.

A handwritten signature in cursive script, reading "Edmund Pett". The signature is written in black ink and is positioned above a horizontal line.

Edmund Pett, Secretary