

ARTICLE XII
CAPITAL BUILDING FUND

By-law, St. John Evangelical Lutheran Church
(approved by the Congregation 3-17-2019)

1. ESTABLISHMENT AND PURPOSE

- a. St. John Evangelical Lutheran Church shall establish and maintain a Capital Building Fund (“Fund”).
- b. The purpose of the Fund shall be to further the purposes of the congregation as set forth in Article II of the Constitution.
- c. Gifts, donations, and/or bequests given to this Fund shall be unrestricted. Donors who wish their gifts, donations, and/or bequests to be restricted should use the process outlined in Article XI of the By-laws.

2. PARAMETERS

Use of the Capital Building Fund shall be subject to the following limitations:

- a. The Fund shall be used only for projects which are consistent with the purpose of this Fund and which may be recommended by the Church Council or committee appointed by the Church Council.
- b. The Fund shall be used only for the design and construction of new free-standing structures or additions to existing structures whose total cost is in excess of 75% of St. John’s duly approved annual operating budget.
- c. Authorization for withdrawals from the Fund are subject to a two-thirds (2/3) majority approval of those members present at a duly called and convened congregational meeting.
- d. Cash assets of the Fund shall not be loaned to the congregation, to any member thereof, or to any organization with which it is associated.

3. MANAGEMENT AND ADMINISTRATION

The Capital Building Fund shall be managed for investment purposes by the Church Council, or a committee appointed by the Church Council for this purpose. Gifts other than cash donations shall be reviewed by appropriate professionals prior to acceptance to assure that title or ownership is granted in clear title and that the acceptance will not cause the church any unacceptable liabilities or risk.

4. DURATION AND DISPOSITION

The Capital Building Fund shall continue to exist in perpetuity and not be dissolved, so long as St. John Evangelical Lutheran Church shall continue to exist. If the members determine by two-thirds (2/3) vote at a duly called and convened congregational meeting that there is a dire emergency, principal and interest earnings may be spent. If the congregation shall cease to exist, dissolve or disband, all assets of this Fund shall be dispersed in the same manner as specified in Article VIII of the Constitution.