

Our Savior's Cemetery Association Bylaws
N6450 530th St. Beldenville, WI 54003

ARTICLE I
MEMBERS AND MEETINGS

SECTION 1. PLACE OF MEETING

All meetings of members shall be held at Our Savior's Lutheran Church, in the town of Ellsworth, Pierce County, Wisconsin, or at such other places in Pierce County as the Trustees shall direct, upon notices as hereinafter provided.

SECTION 2. ANNUAL MEETINGS

The Annual meeting of the members shall be held each year, in conjunction with the annual meeting of Our Savior's Lutheran Church. At such meeting there shall be the election of trustees as hereinafter provided. Notice of annual meeting shall be given by public announcement at two successive Sunday services of Our Savior's Lutheran Church. At the annual meeting, any business may be transacted not requiring a special notice. If for some reason the annual election not be held on the day fixed, the trustees may appoint another day as soon thereafter as practical, and notice thereof shall be given as herein provided for the annual meeting.

SECTION 3. SPECIAL MEETINGS

Special meetings of the members may be held upon call by the trustees or upon request in writing by a least 20 percent of the members. Notice of a special meeting shall be given in the same manner as herein provided for the notice of the annual meeting.

SECTION 4. VOTING

Each owner of one or more lots shall be entitled to one vote, and such one of several owners of a lot as the majority of them designate shall cast the vote.

SECTION 5. QUORUM

Any number of members present in person shall constitute a quorum at any meeting held pursuant to notice given as provided by these bylaws.

SECTION 6. PROXIES

Vote by proxy shall not be permitted.

SECTION 7. CONDUCT OF MEETINGS

The president shall preside at all meetings of members, and the secretary shall act as the secretary thereof; but should such officers not be present, such functions may be performed by any of the members present, as chosen by those in attendance.

ARTICLE II **TRUSTEES**

SECTION 1. ELIGIBILITY

All trustees shall be proprietors of lots in the cemetery, residents of the state, and shall hold office for three (3) years.

SECTION 2. ELECTIONS

The trustees shall be four in number, divided into three classes, so that one trustee shall hold office for one (1) year, one trustee for two (2) years, and two trustees for (3) years from the date of their first election, and there after as their offices expire the trustees shall be elected for a term of three (3) years. Election shall be by ballot, and a plurality shall elect. A majority of the trustees shall be members of the Our Savior's Lutheran Church, N6450 530th St., Beldenville, WI 54003.

SECTION 3. VACANCIES

Vacancies among the trustees, from any cause whatsoever, shall be filled by election by the remaining trustees to serve until the next annual meeting of the members, at which time election shall be made by the members for the unexpired term.

SECTION 4. MEETINGS

The board of trustees shall meet at such time and place as they agree upon, except that the trustees shall meet immediately after the annual meeting of members and shall from among their number elect a president, a secretary, a treasurer, provided that the offices of secretary and treasurer may be held by the same person. The secretary shall give notices of all meetings other than the organized meeting at least 24 hours prior to any meeting. Meetings may be held at any time or place, all trustees being then and there in attendance and waiving notice and consenting to the holding thereof, and at such meetings any business may be transacted which could have been transacted had notice regularly been given. At any meeting of the trustees a majority of the existing trustees shall constitute a quorum, but less than a quorum may adjourn the meeting from time to time until a quorum shall present.

ARTICLE III **OFFICERS**

SECTION 1. ELECTION

The officers of the association shall be a president, a secretary and a treasurer, and the offices of secretary and treasurer may be held by the same person, and shall be elected annually from among the trustees, to hold office for the term of one (1) year.

SECTION 2. DUTIES OF PRESIDENT

The president shall preside at all meetings of the board of trustees and all meetings of the members, shall be the chief executive officer of the association, shall have the general supervision and management, subject to the control of the board of trustees, and shall, as such, sign all contracts, conveyances and instruments generally on behalf of the association, and shall have such other duties as are from time to time prescribed by the Bylaws or delegated to him/her by the board of trustees.

SECTION 3. DUTIES OF SECRETARY

The secretary shall keep a complete and permanent record of all proceedings of the board of trustees and of all proceedings of meetings of the members. Secretary shall have general charge of the books and records of the association, shall countersign all contracts and conveyances generally on behalf of the association, shall attend to the giving of notices of meetings of the board of trustees and of meetings of the members, and shall perform such other duties as may from time to time be imposed upon him/her by the Bylaws or delegated to him/her by the board of trustees.

SECTION 4. DUTIES OF TREASURER

The treasurer shall be the fiscal and disbursing officer of the association shall keep and account for all monies, credits and property, shall make and endorse checks and evidences of indebtedness, shall deposit funds coming to his/her possession in such depositories as shall be designated by the board of trustees and shall perform such duties as may from time to time be imposed upon him/her by the Bylaws or delegated by the board of trustees.

SECTION 5. ABSENCE OR DISABILITY

In case of the absence or disability of any office of the association, the board of trustees may delegate his/her duties to one of the other officers or another member of the board of trustees until the return or recovery of the absent or disabled officer.

ARTICLE IV RULES AND REGULATIONS

SECTION 1. ADOPTION OF RULES

The board of trustees shall have the power to adopt and enforce rules and regulations respecting the cemetery grounds as they deem desirable.

SECTION 2. RULES ADOPTED BY THE BOARD OF TRUSTEES

- A. Flowers/Plants (either live or artificial) may remain on the grave from May 1st to October 1st. *2024*
- B. Decorations (any item that is not a Flower/Plant) may be placed on the grave from May 1st to October 1st. Winter decorations may be placed on the grave November 1st to April 1st. *2024*
- C. Cemetery trustees will remove flowers and decorations as they become unsightly, damaged or that do not comply with regulations. *2024*
- D. No trees or shrubs will be allowed to be planted in the cemetery. *2001*
- E. Board of trustees may delay cremation burials due to conditions in the cemetery, (ex. too wet, deep snow, deep frost). *2005*
- F. A copy of the disposition permit or cremation certificate must be provided for burials. *2005*
- G. All markers and memorial items must fit on the two (2) foot by four (4) foot cement base. *2012*

SECTION 3. OTHER RULES

There may be other rules adopted by the board of trustees that are not in section 2 of this printing of the Bylaws. Ask the board of trustees about other rules.

ARTICLE V SALE OF LOTS

SECTION 1. ASSESSMENTS

An annual assessment may be levied on members of Our Savior's Lutheran Church, including charter members, and on lot owners in both cemeteries under the jurisdiction of Our Savior's Cemetery Association. The amount of said assessment shall be determined by the trustees of the association.

SECTION 2. PRICE

Applicable to such free lots for original charter members of the congregation only, the price of lots shall be as follows:

- A. To members of Our Savior's Lutheran Church in good standing, certified to be such by the officers of the congregation, single grave lot \$400.00
- B. To all others: single grave lot \$800.00
- C. Price includes:
 - 1. Grave site
 - 2. Perpetual care. *2024*
- D. No burial shall be permitted on any lot until the price thereof is fully paid, or the payment secured in such a manner as the trustees shall direct.

SECTION 3. OTHER COSTS

There will be a marking fee as follows:

- A. \$100.00 per grave opening. Grave opening in the winter from November 1st to April 1st is an additional \$75.00. *2023*
- B. If a mortuary is not handling arrangements the fee is to be paid to a trustee before the burial.
- C. If a mortuary is handling arrangements, payment will be arranged with them.

SECTION 4. LIMITS

The cemetery board has the right to limit the number of lots sold.

ARTICLE VI **BURIAL**

SECTION 1. PERMISSION

- A. No grave shall be dug upon any lot until arrangements has been made with the board of trustees.
- B. All traditional body burials require an approved vault. One burial per grave site.
- C. Cremation: Two burials per grave allowed. Ashes placed in urn then placed in small approved container.

- Minimum of 18 inches of soil coverage.
- D. Cemetery Association shall be notified when new stones are to be placed; association will assist as to where they are to be placed.
 - E. The trustee may delay cremation burials due to conditions in the cemetery.

ARTICLE VII
AMENDMENTS

SECTION 1. MODE OF AMENDMENTS

These Bylaws may be amended from time to time by the members meeting at the annual meeting or the members meeting at any special meeting called for that purpose, by a majority of members' voting.

ARTICLE VIII
REPURCHASE OF GRAVE LOTS

The board of trustees may buy back grave lots at the price of original purchase. 2024

Adopted at the February 18, 2024 annual meeting of Our Savior's Lutheran Church, N6450 530th St., Beldenville WI 54003