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THE
CONSTITUTION AND
BYLAWS
ST. MARK EVANGELICAL
LUTHERAN CHURCH

ADOPTED JANUARY ~~22, 2017~~

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THE
CONSTITUTION AND BYLAWS*
ST. MARK EVANGELICAL LUTHERAN CHURCH

ADOPTED JANUARY 22, 2017

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Bylaws are identified by 3 decimal system (e.g. C12.05.01.)-

"Sections of this constitution marked by an asterisk [*] are required when a congregation amends its governing documents."

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I.
II. **CONSTITUTION AND BYLAWS**
II.
ST. MARK EVANGELICAL LUTHERAN CHURCH

PREAMBLE

We, baptized members of the Church of Christ, responding in faith to the call of the Holy Spirit through the Gospel, desiring to unite together to preach the Word, administer the sacraments, and carry out God's mission, do hereby adopt this constitution and solemnly pledge ourselves to be governed by its provisions. In the name of the Father and of the Son and of the Holy Spirit.

CHAPTER 1.
NAME AND INCORPORATION

- C1.01.** The name of this congregation shall be Saint Mark Evangelical Lutheran Church, Anchorage, Alaska.
- C1.02.** For the purpose of this constitution and the accompanying bylaws, the Saint Mark Evangelical Lutheran Church, Anchorage, Alaska Congregation is hereinafter designated as "this congregation."
- C1.11.** This congregation shall be incorporated under the laws of the State of Alaska.
- C1.12.** The seal of this congregation is a cross within an inner circle, the word "incorporated" appearing at the top and "September 16, 1960" inscribed around the bottom. In the outer circle appear the words "St. Mark Ev. Lutheran Church, Anchorage, Alaska."
- C1.13.** This congregation was chartered on April 10, 1960.

CHAPTER 2. **CONFESSION OF FAITH**

- *C2.01.** This congregation confesses the Triune God, Father, Son, and Holy Spirit.
- *C2.02.** This congregation confesses Jesus Christ as Lord and Savior and the Gospel as the power of God for the salvation of all who believe.
- a. Jesus Christ is the Word of God incarnate, through whom everything was made and through whose life, death, and resurrection God fashions a new creation.
 - b. The proclamation of God's message to us as both Law and Gospel is the Word of God, revealing judgment and mercy through word and deed, beginning with the Word in creation, continuing in the history of Israel, and centering in all its fullness in the person and work of Jesus Christ.
 - c. The canonical Scriptures of the Old and New Testaments are the written Word of God. Inspired by God's Spirit speaking through their authors, they record and announce God's revelation centering in Jesus Christ. Through them God's Spirit speaks to us to create and sustain Christian faith and fellowship for service in the world.
- *C2.03.** This congregation accepts the canonical Scriptures of the Old and New Testaments as the inspired Word of God and the authoritative source and norm of its proclamation, faith, and life.
- *C2.04.** This congregation accepts the Apostles', Nicene, and Athanasian Creeds as true declarations of the faith of this congregation.
- *C2.05.** This congregation accepts the Unaltered Augsburg Confession as a true witness to the Gospel, acknowledging as one with it in faith and doctrine all churches that likewise accept the teachings of the Unaltered Augsburg Confession.
- *C2.06.** This congregation accepts the other confessional writings in the Book of Concord, namely, the Apology of the Augsburg Confession, the Smalcald Articles and the Treatise, the Small Catechism, the Large Catechism, and the Formula of Concord as further valid interpretations of the faith of the Church.
- *C2.07.** This congregation confesses the Gospel, recorded in the Holy Scriptures and confessed in the ecumenical creeds and Lutheran confessional writings, as the power of God to create and sustain the Church for God's mission in the world.

CHAPTER 3. NATURE OF THE CHURCH **NATURE OF THE CHURCH**

- *C3.01.** All power in the Church belongs to our Lord Jesus Christ, its head. All actions of this congregation are to be carried out under his rule and authority.
- *C3.02.** This church confesses the one, holy, catholic, and apostolic Church and is resolved to serve Christian Unity throughout the world.

- | ***C3.03.** The Church exists both as an inclusive fellowship and as local congregations gathered for worship and Christian service. Congregations find their fulfillment in the universal community of the Church, and the universal Church exists in and through congregations. The Evangelical Lutheran Church in America, therefore, derives its character and powers both from the sanction and representation of its congregations and from its inherent nature as an expression of the broader fellowship of the faithful. In length, it acknowledges itself to be in the historic continuity of the communion of saints; in breadth, it expresses the fellowship of believers and congregations in our day.
- | ***C3.04.** This church, inspired and led by the Holy Spirit, participates in The Lutheran World Federation as a global communion of churches, engaging in faithful witness to the gospel of Jesus Christ and in service for the sake of God's mission in the world.
- | ***C3.05.** The name Evangelical Lutheran Church in America (ELCA or "this church") as used herein refers in general references to this whole church, including its three expressions: congregations, synods, and the churchwide organization. The name Evangelical Lutheran Church in America is also the name of the corporation of the churchwide organization to which specific references may be made herein.

CHAPTER 4. **STATEMENT OF PURPOSE**

- | ***C4.01.** The Church is a people created by God in Christ, empowered by the Holy Spirit, called and sent to bear witness to God's creative, redeeming, and sanctifying activity in the world.
- | ***C4.02.** To participate in God's mission, this congregation as a part of the Church shall:
 - a. Worship God in proclamation of the Word and administration of the sacraments and through lives of prayer, praise, thanksgiving, witness, and service.
 - b. Proclaim God's saving Gospel of justification by grace for Christ's sake through faith alone, according to the apostolic witness in the Holy Scripture, preserving and transmitting the Gospel faithfully to future generations.
 - c. Carry out Christ's Great Commission by reaching out to all people to bring them to faith in Christ and by doing all ministry with a global awareness consistent with the understanding of God as Creator, Redeemer, and Sanctifier of all.
 - d. Serve in response to God's love to meet human needs, caring for the sick and the aged, advocating dignity and justice for all people, working for peace and reconciliation among the nations, and standing with the poor and powerless, and committing itself to their needs.
 - e. Nurture its members in the Word of God so as to grow in faith and hope and love, to see daily life as the primary setting for the exercise of their Christian calling, and to use the gifts of the Spirit for their life together and for their calling in the world.

- f. Manifest the unity given to the people of God by living together in the love of Christ and by joining with other Christians in prayer and action to express and preserve the unity which the Spirit gives.

***C4.03.** To fulfill these purposes, this congregation shall:

- a. Provide services of worship at which the Word of God is preached and the sacraments are administered.
- b. Provide pastoral care and assist all members to participate in this ministry.
- c. Challenge, equip, and support all members in carrying out their calling in their daily lives and in their congregation.
- d. Teach the Word of God.
- e. Witness to the reconciling Word of God in Christ, reaching out to all people.
- f. Respond to human need, work for justice and peace, care for the sick and the suffering, and participate responsibly in society.
- g. Motivate its members to provide financial support for the congregation's ministry and the ministry of other parts of the Evangelical Lutheran Church in America.
- h. Foster and participate in interdependent relationships with other congregations, the synod, and the churchwide organization of the Evangelical Lutheran Church in America.
- i. Foster and participate in ecumenical relationships consistent with churchwide policy.

***C4.04.** This congregation shall develop an organizational structure to be described in the bylaws. The ~~Church~~Congregation Council shall prepare descriptions of the responsibilities of each committee, task force, or other organizational group and shall review their actions.

***C4.05.** - ____ This congregation shall, from time to time, adopt a mission statement which will provide specific direction for its programs.

***C4.06.** References herein to the nature of the relationship between the three expressions of this church—congregations, synods, and the churchwide organization—as being interdependent or as being in a partnership relationship describe the mutual responsibility of these expressions in God's mission and the fulfillment of the purposes of this church as described in this chapter, and do not imply or describe the creation of partnerships, co-ventures, agencies, or other legal relationships recognized in civil law.

CHAPTER 5. **POWERS OF THE CONGREGATION**

***C5.01.** - _ The powers of this congregation are those necessary to fulfill its purpose.

***C5.02.** -The powers of this congregation are vested in the Congregation Meeting called and conducted as provided in this constitution and bylaws.

***C5.03.** Only such authority as is delegated to the ~~Church~~Congregation Council or other organizational units in this congregation's governing documents is recognized. All remaining authority is retained by the congregation. The congregation is authorized to:

- a. call a pastor as provided in Chapter 9;
- b. terminate the call of a pastor as provided in Chapter 9;
- c. call a minister of Word and Service;
- d. terminate the call of a minister of Word and Service in conformity with the constitution of the Evangelical Lutheran Church in America;
- e. adopt amendments to the constitution, as provided in Chapter 16, ~~and~~ amendments to the bylaws, as specified in Chapter 17, and continuing resolutions, as provided in Chapter 18;
- f. approve the annual budget;
- g. acquire real and personal property by gift, devise, purchase, or other lawful means;
- h. hold title to and use its property for any and all activities consistent with its purpose;
- i. sell, mortgage, lease, transfer, or otherwise dispose of its property by any lawful means;
- j. elect its ~~Church~~[officers], [and] Congregation Council, [boards, and committees,] and require [them] [the members of the council] to carry out their duties in accordance with the constitution,[,] [and] bylaws-, [,] [and] continuing resolutions~~;~~; and
- k. ~~terminate~~terminates its relationship with the Evangelical Lutheran Church in America as provided in Chapter 6.

***C5.04.** This congregation shall choose from among its voting members laypersons to serve as voting members of the Synod Assembly as well as persons to represent it at _____ meetings of any conference, cluster, coalition, or other area subdivision of which it is a member. The number of persons to be elected by the congregation and other qualifications shall be as prescribed in guidelines established by the Alaska Synod of the Evangelical Lutheran Church in America.

***C5.05.** This congregation shall have a mission endowment fund that will operate as specified in this congregation's continuing resolutions. The purpose of the mission endowment fund is to provide for mission work beyond the operational budget of this congregation.

CHAPTER 6. **CHURCH AFFILIATION**

***C6.01.** This congregation shall be an interdependent part of the Evangelical Lutheran

Church in America or its successor, and of the Alaska Synod of the Evangelical Lutheran Church in America. This congregation is subject to the discipline of the Evangelical Lutheran Church in America.

***C6.02.** This congregation accepts the Confession of Faith and agrees to the Purposes of the Evangelical Lutheran Church in America and shall act in accordance with them.

***C6.03.** This congregation acknowledges its relationship with the Evangelical Lutheran Church in America in which:

a. This congregation agrees to be responsible for its life as a Christian community.

b. This congregation pledges its financial support and participation in the life and mission of the Evangelical Lutheran Church in America.

c. This congregation agrees to call pastoral leadership from the roster of Ministers of Word and Sacrament of the Evangelical Lutheran Church in America in accordance with its call procedures except in special circumstances and with the approval of the bishop of the synod. These special circumstances are limited either to calling a candidate approved for the roster of Ministers of Word and Sacrament of the Evangelical Lutheran Church in America or to contracting for pastoral services with a minister of Word and Sacrament of a church body with which the Evangelical Lutheran Church in America officially has established a relationship of full communion.

d. This congregation agrees to consider ~~Ministers~~ministers of Word and Service for call to other staff positions in the congregation according to the procedures of the Evangelical Lutheran Church in America.

e. This congregation agrees to file this constitution and any subsequent changes to this constitution with the synod for review to ascertain that all of its provisions are in agreement with the constitution and bylaws of the Evangelical Lutheran Church in America and with the constitution of the synod.

***C6.04.** Affiliation with the Evangelical Lutheran Church in America may be terminated as follows:

a. This congregation takes action to dissolve.

b. This congregation ceases to exist.

c. -This congregation is removed from membership in the Evangelical Lutheran Church in America according to the procedures for discipline of the Evangelical Lutheran Church in America.

d. This congregation follows the procedures outlined in *C6.05.

***C6.05.** This congregation may terminate its relationship with the Evangelical Lutheran Church in America by the following procedure:

a. A resolution indicating the ~~desire of this congregation~~intent to terminate its relationship must be adopted at a legally called and conducted special meeting of ~~this congregation by a two-thirds majority of the voting members present.~~ the congregation by

a two-thirds vote of the voting members present. Such meeting may be held no sooner than 30 days after written notice of the meeting is received by the bishop of the synod, during which time the congregation shall consult with the bishop and the bishop's designees, if any. The times and manner of the consultation shall be determined by the bishop in consultation with the Congregation Council. Unless he or she is a voting member of the congregation, the bishop and the bishop's designees, if any, shall have voice but not vote at the meeting.

- b. The secretary of ~~this~~the congregation shall submit a copy of the resolution to the ~~synodical~~bishop, attesting that the special meeting was legally called and conducted and certifying the outcome of the vote, and shall mail a copy of the resolution to voting members of ~~this~~the congregation. This notice shall be submitted within 10 days after the resolution has been adopted.
- c. The bishop of the synod ~~shall consult with this~~and the congregation shall continue in consultation, as specified in paragraph a. above, during a period of at least 90 days after receipt by the synod of the notice as specified in paragraph b. above.
- d. If ~~this~~the congregation, after such consultation, still ~~desires~~seeks to terminate its relationship, such action may be taken at a legally called and conducted special meeting by a two-thirds majorityvote of the voting members present, ~~at which meeting the bishop of the synod or an authorized representative shall be present.~~ Notice of the meeting shall be mailed to all voting members and to the bishop at least 10 days in advance of the meeting. Unless he or she is a voting member of the congregation, the bishop and the bishop's designees, if any, shall have voice but not vote at the meeting.
- e. A ~~certified~~ copy of the resolution ~~to terminate its relationship, attesting that the special meeting was legally called and conducted and certifying the outcome of the vote,~~ shall be sent to the ~~synodical~~bishop within 10 days after the resolution has been adopted, at which time the relationship between ~~this~~the congregation and ~~the Evangelical Lutheran Church in America~~this church shall be terminated subject to paragraph g. below. Unless this notification to the bishop also certifies that the congregation has voted by a two-thirds vote to affiliate with another Lutheran denomination, the congregation will be conclusively presumed to be an independent or non-Lutheran church.
- f. Notice of termination shall be forwarded by the ~~synodical~~ bishop to the secretary of the ELCA, who shall report the termination to the Churchwide Assembly.
- g. This congregation shall abide by these covenants by and among the three expressions of this church:-
 - 1) ~~1-~~Congregations seeking to terminate their relationship with this church which fail or refuse to comply with each of the foregoing provisions in *C6.05. shall be required to receive ~~synodical~~Synod Council approval before terminating ~~its~~their membership within this church.
 - 2) ~~2-~~Congregations which had been members of the ~~Evangelical~~ Lutheran Church in America shall be required, in addition to complying with the foregoing provisions in *C6.05., to receive synodical approval before terminating their membership in

this church.

- 3) ~~3.~~ Congregations established by the Evangelical Lutheran Church in America shall be required, in addition to complying with the foregoing provisions in *C6.05., to satisfy all financial obligations to this church and receive Synod Council approval before terminating their membership in this church.-

~~_____~~ h.- If this congregation fails to achieve the required two-thirds vote of voting members present at the ~~congregation's~~ congregation's first meeting as specified in paragraph a. above, another special meeting to consider termination of relationship with this church may be called no sooner than six months after ~~the~~ that first meeting. If this congregation fails to achieve the required two-thirds vote of voting members present at the ~~congregation's~~ congregation's second meeting as specified in paragraph d. above, another attempt to consider termination of relationship with this church must follow all requirements of *C6.05. and may begin no sooner than six months after that second meeting.-

*C6.06.- If this congregation ~~is considering~~ considers relocation, it shall confer with the bishop of the synod in which it is territorially located and the appropriate ~~program~~ unit of the churchwide organization before any steps are taken leading to such action. The approval of the Synod Council shall be received before any such action is effected.

*C6.07.- If this congregation considers developing an additional site to be used regularly for _____ worship, it shall confer with the bishop of the synod in which it is territorially located and _____ the appropriate ~~program~~ unit of the churchwide organization before any steps are taken leading to _____ such action.

CHAPTER 7. **PROPERTY OWNERSHIP**

*C7.01. If this congregation ceases to exist, title to indisposed property shall pass to the Alaska Synod of the Evangelical Lutheran Church in America.

*C7.02. If this congregation is removed from membership in the Evangelical Lutheran Church in America according to its procedure for discipline, title to property shall continue to reside in this congregation.

*C7.03.- If- two-thirds of the voting members of this congregation present at a legally called and conducted special meeting of this congregation vote to transfer to another Lutheran church body, title to property shall continue to reside in this congregation-, provided the process for termination of relationship in *C6.05. has been followed. Before this congregation takes action to transfer to another Lutheran church body, it shall consult with representatives of the Alaska Synod.

*C7.04. -If two-thirds of the voting members of this congregation present at a legally called and conducted special meeting of this congregation vote to become independent or relate to a non-Lutheran church body, and have followed the process for termination of relationship in *C6.05., title to property of this congregation shall continue to reside in this congregation only with the consent of the Synod Council. The Synod Council, after consultation with this congregation by the established synodical process, may give

approval to the request to become independent or to relate to a non-Lutheran church body, in which case title shall remain with the majority of this congregation. If the Synod Council fails to give such approval, title shall remain with those members who desire to continue as a congregation of the Evangelical Lutheran Church in America.

CHAPTER 8. MEMBERSHIP

MEMBERSHIP

***C8.01.** Members of this congregation shall be those baptized persons on the roll of this— congregation at the time that this constitution is adopted and those who are admitted thereafter and who have declared and maintain their membership in accordance with the provisions of this constitution and its bylaws.

***C8.02.** -Members shall be classified as follows:

- a. **Baptized** members are those persons who have been received by the Sacrament of Holy Baptism in this congregation, or, having been previously baptized in the name of the Triune God, have been received by certificate of transfer from other Lutheran congregations or by affirmation of faith.
- b. **Confirmed** members are baptized persons who have been confirmed in this congregation, those who have been received by adult baptism or by transfer as confirmed members from other Lutheran congregations, or baptized persons received by affirmation of faith.
- c. **Voting** members are confirmed members. Such confirmed members, during the current or preceding calendar year, shall have communed in this congregation and shall have made a contribution of record to this congregation. Members of this congregation who have satisfied these basic standards shall have the privilege of voice and vote at every regular and special meeting of the congregation as well as the other rights and privileges ascribed to voting members by the provisions of this constitution and its bylaws.
- d. **Associate** -members are persons holding membership in other [ELCA] [Lutheran] [Christian] congregations who wish to retain such membership but desire to participate in the life and mission of this congregation. These individuals have all the privileges and duties of membership except voting rights or other rights and privileges ascribed to voting members by the provisions of this constitution and its bylaws.
- e. **Seasonal** members are voting members of other ELCA congregations who wish to retain such membership but desire to participate in the life and mission of this congregation: including exercising limited voting rights in this congregation. The Congregation Council may grant seasonal membership to such persons provided that this congregation is a member of a synod where the Synod Council has approved seasonal member voting on its territory. Such seasonal members shall have all the privileges and duties of voting members except that:-

- 1) ~~1-~~they shall not be eligible for elected office in, or for membership on the Congregation ~~-Council or on a call committee of~~ this congregation;
- 2) ~~2-~~they shall not have the right to vote on any matter concerning or affecting the call or termination of call of any minister of this congregation;
- 3) ~~3-~~they shall not have the right to vote on any matter concerning or affecting the affiliation of this congregation with the ELCA;
- 4) ~~4-~~they shall not be eligible to serve as voting members from this congregation of the Synod Assembly or the Churchwide Assembly;
- 5) ~~5-~~they shall not, even if otherwise permitted by this congregation, vote by proxy or by absentee ballot; and
- 6) ~~6-~~they shall not, within any two ~~-calendar month period~~, exercise voting rights in this congregation and in the congregation where they remain voting members.-

***C8.03.** All applications for confirmed membership shall be submitted to and shall require the approval of the Church Congregation Council.

***C8.04.** It shall be privilege and duty of members of this congregation to:

- a. make regular use of the means of grace, both Word and sacraments;
- b. live a Christian life in accordance with the Word of God and the teachings of the Lutheran church;
- c. support the work of this congregation, the synod, and the churchwide organization of the Evangelical Lutheran Church in America through contributions of their time, abilities, and financial support as biblical stewards.

***C8.05.-** Membership in this congregation shall be terminated by any of the following:

- a. death;
- b. resignation;
- c. transfer or release;
- d. disciplinary action by the Church Council in accordance with ELCA constitutional provision 20.41. and the accompanying bylaws; or
- e. removal from the roll due to inactivity in accordance with the provisions of this constitution and its bylaws.-

Such persons who have been removed from the roll of members shall remain persons for whom the Church has a continuing pastoral concern.

C8.05.01. Confirmed members who ~~are~~have not met voting ~~members~~member requirements (see Constitution

~~_____ C8.02.(c))~~ shall be designated “Inactive.”

~~_____ C8.05.02.~~ Baptized members whose parent(s) or guardians(s) have become inactive—
~~_____ shall also be designated “Inactive.”~~

~~_____ C8.05.03.~~ Baptized members who do not become communing members and whose
parent(s) is-
~~_____ (are) not voting members of the congregation, or whose parent(s) or guardian(s) move~~
~~_____ from the community shall be dropped from the roll of baptized members.~~

CHAPTER 9. **ROSTERED MINISTER**

~~*C9.01.~~ Authority to call a pastor shall be in this congregation by at least a two-thirds ~~-ballet~~ vote of voting members present and voting at a meeting regularly called for that purpose. Before a call is issued, the officers, or a committee elected by this congregation to recommend the call, shall seek the advice and help of the bishop of the Alaska Synod.

~~*C9.02.~~ Only a member of the roster of Ministers of Word and Sacrament of the Evangelical Lutheran Church in America or a candidate for the roster of Ministers of Word and Sacrament who has been recommended for the congregation by the synodical bishop may be called as a pastor of this congregation.

~~*C9.03.~~ Consistent with the faith and practice of the Evangelical Lutheran Church in America,

a. ~~a.~~ Every minister of Word and Sacrament shall:

1. ~~-~~preach the Word;
2. ~~-~~administer the sacraments;
3. ~~-~~conduct public worship;
4. ~~-~~provide pastoral care;
5. ~~-~~seek out and encourage qualified persons to prepare for the ministry of the Gospel;
6. impart knowledge of this church and its wider ministry through distribution of its communications and publications;
7. witness to the Kingdom of God in the community, in the nation, and abroad;
and
8. speak publicly to the world in solidarity with the poor and oppressed, calling for justice and proclaiming God’s love for the world.

b. Each pastor with a congregational call shall, within the congregation:

1. ~~-~~offer instruction, confirm, marry, visit the sick and distressed, and bury the dead;

2. -relate to all schools and organizations of this congregation;
3. -install regularly elected members of the Church Congregation Council;
4. -with the council, administer discipline; and
5. endeavor to increase the support given by the congregation to the work of the ELCA churchwide organization and of the Alaska Synod of the ELCA.

***C9.04.** The specific duties of the pastor, compensation, and other matters pertaining to the service of the pastor shall be included in a letter of call, which shall be attested by the bishop of the synod.

~~C9.05. The call of a~~ ***C9.05.** The provisions for termination of the mutual relationship between a minister of Word and Sacrament and this congregation shall be as follows:

a. The call of this congregation, when accepted by a pastor, shall constitute a continuing mutual relationship and commitment, which, ~~except in the case of the death of the pastor,~~ shall be terminated only by death or, following consultation with the synodical bishop ~~and,~~ for the following reasons:

1. mutual agreement to terminate the call or the completion of a call for a specific ~~term;~~
2. resignation of the pastor, which shall become effective, unless otherwise agreed, no later than 30 days after the date on which it was submitted;
3. inability to conduct the pastoral office effectively in the congregation in view of local conditions, ~~without reflection on the competence or the moral and spiritual character of the pastor;~~
4. ~~the~~ physical disability or mental incapacity of the pastor;
5. ~~disqualification~~ suspension of the pastor through discipline ~~on grounds of doctrine, morality, for more than three months;~~
- 5-6. resignation or ~~continued neglect of duty, removal of the pastor from the roster of Ministers of Word and Sacrament of this church;~~
7. ~~the termination of the relationship between this church and the congregation;~~
- 6-8. dissolution of the congregation or the termination of a parish arrangement;
or
- 7-9. suspension of the congregation ~~as a result of~~ through discipline proceedings for more than six months.

b. When allegations of physical disability or mental incapacity of the pastor under paragraph a.4) above, or ineffective conduct of the pastoral office under paragraph a.3) above, have come to the attention of the bishop of ~~the~~ this synod,-

1) the bishop in his or her sole discretion may investigate such conditions personally together with a committee of two rostered ministers and one layperson, or-

2) when such allegations have been brought to the synod's attention by an official recital of allegations by the Church Congregation Council or by a petition signed by at least one-third of the voting members of the congregation, the bishop personally shall, investigate such conditions personally in company together with a committee of two ordained rostered ministers and one layperson.

b.c. In case of alleged physical disability or mental incapacity, under paragraph a.4) above, the bishop's committee shall obtain and document competent medical testimony ~~shall be obtained.~~ opinion concerning the pastor's condition. When ~~such a~~ disability or incapacity is evident to the committee, the bishop of ~~the~~ this synod ~~with the advice of the committee shall~~ may declare the pastorate vacant. When the pastorate is declared vacant, the Synod Council shall list the pastor on the roster of Ministers of Word and Sacrament as disabled. Upon removal of the disability and the restoration of ~~a disabled~~ the pastor to health, the bishop ~~of the synod~~ shall take steps to enable the pastor to resume the ministry, either in the congregation last served or in another field of labor appropriate call.

d. In the case of alleged local difficulties that imperil the effective functioning of the congregation, under paragraph a.3) above, the bishop's committee shall endeavor to hear from all concerned persons ~~shall be heard~~, after which the bishop ~~of the synod~~ together with the committee ~~described in C9.05.(b)~~ shall ~~decide on the course of action to be recommended~~ present their recommendations first to the pastor and then to the congregation. The recommendations of the bishop's committee must address whether the pastor's call should come to an end and, if so, may suggest appropriate severance arrangements. The committee may also propose other actions that should be undertaken by the congregation and by the pastor, if appropriate. If they the pastor and congregation agree to carry out such recommendations, no further action ~~shall~~ need be taken by the synod.-

1.- If either party fails to assent to the recommendations of the bishop's committee concerning the pastor's call, the congregation may dismiss the pastor only at a legally called meeting after consultation with the bishop, either:

(a) -by a two-thirds ~~majority~~ vote of the voting members present and voting where the bishop and the committee did not recommend termination of the call, or

e.e. (b) -by a simple majority vote of the voting members present and voting where the bishop and the committee recommended termination of the call.

d.f. If, in the course of proceedings described in C9.05.(paragraph c. or paragraph d), above, the bishop's committee concludes that there may be grounds for disciplinary action discipline, the committee shall make recommendations concerning disciplinary action to the synodical bishop, who may bring charges in accordance with the provisions of the this church's constitution and, bylaws of the Evangelical Lutheran Church in America and the constitution of this synod, and continuing resolutions.

~~2. If, following the appointment of the committee described in C9.05.(b) or (d), it should become apparent that the pastoral office cannot be conducted effectively in the congregation being served by the ordained minister due to local conditions, the bishop of the synod may temporarily suspend the pastor from service in the congregation without prejudice and with pay provided through a joint synodical and churchwide fund and with housing provided by the congregation.~~

***C9.06.** At a time of pastoral vacancy, an interim pastor shall be appointed by the bishop of the synod with the consent of this congregation or the ChurchCongregation Council.

***C9.07.** During the period of service, an interim pastor shall have the rights and duties in the congregation of a regularly called pastor and may delegate the same in part to a supply pastor with the consent of the bishop of the synod and this congregation or ChurchCongregation Council. The interim pastor and any rostered minister ~~or~~ providing assistance shall refrain from exerting influence in the selection of a pastor. Unless previously agreed upon by the Synod Council, an interim pastor is not available for a regular call to the congregation served.

***C9.08.** This congregation shall make satisfactory settlement of all financial obligations to a former pastor before calling a successor. A pastor shall make satisfactory settlement of all financial obligations to this congregation before beginning service in a call to another congregation or employment in another ministry setting related to the Evangelical Lutheran Church in America.

***C9.09.** When a pastor is called to serve in company with another pastor or pastors, the privileges and responsibilities of each pastor shall be specified in documents to accompany the call and to be drafted in consultation involving the pastors, the ChurchCongregation Council, and the bishop of the synod. As occasion requires, the documents may be revised through a similar consultation.

***C9.11.** With the approval of the bishop of the synod, the congregation may depart from—
C9.05.(a) and call a pastor for a specific term. Details of such calls shall be in writing—
setting forth the purpose and conditions involved. Prior to the completion of a term, the—
bishop or a designated representative of the bishop shall meet with the pastor and—
representatives of the congregation for a review of the call. Such a call may also be—
terminated before its expiration in accordance with the provisions of *C9.05-(a).

***C9.12.** The pastor of this congregation:

- a. shall keep accurate parochial records of all baptisms, confirmations, marriages, burials, communicants, members received, members dismissed, or members excluded from the congregation;
- b. shall submit a summary of such statistics annually to the synod; and
- c. shall become a member of this congregation upon receipt and acceptance of the letter of call. In a parish of multiple congregations, the pastor shall hold membership in

one of the congregations.

***C9.13.** The pastor(s) shall submit a report of his or her ministry to the bishop of the synod at least 90 days prior to each regular meeting of the Synod Assembly.

***C9.14.** The parochial records of this congregation shall be maintained by the pastor and shall remain the property of the congregation. The secretary of this congregation shall attest in writing to the bishop of this synod that such records have been placed in his or her hands in good order by a departing pastor before the installation of that pastor in another field of labor or the granting by the synod of retired status to the pastor.

C9.15. The pastor will have voice but no vote on all ~~commissions~~, committees, and/or task force groups. The pastor shall be a voting member of the congregation.

***C9.16.** Under special circumstances, subject to the approval of the synodical bishop and the concurrence of this congregation, a minister of Word and Sacrament of a church body with which the Evangelical Lutheran Church in America officially has established a relationship of full communion may serve temporarily as pastor of this congregation under a contract between the congregation and the ordained minister in a form proposed by the synodical bishop and approved by the congregation.

***C9.21.** Authority to call a minister of Word and Service shall be in this congregation by at least two-thirds vote of voting members present and voting at a meeting legally called for that purpose. Before a call is issued, the officer, or a committee elected by this congregation to recommend the call, shall seek the advice and help of the bishop of the synod.

***C9.22.** Only a member of the roster of Ministers of Word and Service of the Evangelical Lutheran Church in America or a candidate for the roster of Ministers of Word and Service who has been recommended for this congregation by the synodical bishop may be called as a deacon of this congregation.

***C9.23.** Consistent with the faith and practice of the Evangelical Lutheran Church in America, every minister of Word and Service shall:

- a. Be rooted in the Word of God, for proclamation and service;
- b. Advocate a prophetic diakonia that commits itself to risk-taking and innovative service on the frontiers of the Church's outreach, giving particular attention to the suffering places in God's world;
- c. Speak publicly to the world in solidarity with the poor and oppressed, calling for justice and proclaiming God's love for the world, witnessing to the realm of God in the community, the nation and ~~abroad~~ abroad;
- d. Equip the baptized for ministry in God's world that affirms the gifts of all people;
- e. Encourage mutual relationships that invite participation and accompaniment of others in God's mission;
- f. Practice stewardship that respects God's gift of time, talents, and resources;
- g. Be grounded in a gathered community for ongoing diaconal formation;

h. Share knowledge of the ELCA and its wider ministry of the gospel and advocate for the work of all expressions of this church; and

i. Identify and encourage qualified persons to prepare for ministry of the gospel.

***C9.24.** The specific duties of the deacon, compensation, and other matters pertaining to the service of the deacon shall be included in a letter of call, which shall be attested by the bishop of the synod.

C.9*C9.25. The provisions for termination of the mutual relationship between a minister of Word and Service and a congregation shall be as follows:

~~_____a.~~ The call of a congregation, when accepted by a deacon, shall constitute a continuing mutual relationship and commitment, which shall be terminated only by death or, following consultation with the synodical bishop, for the following reasons:

a. —1.—When allegations of physical disability or mental incapacity of the deacon under _____ paragraph a.4. above, or ineffective conduct of the office of minister of Word and Service under paragraph a.3. above, have come to the attention of the bishop of this synod,

1. mutual agreement to terminate the call or the completion of a call for a specific term;

2. ~~—2.—~~ resignation of the deacon, which shall become effective, unless otherwise agreed, no later than 30 days after the date on which it was submitted;

3. ~~—3.—~~ inability to conduct the ministry of Word and Service effectively in this congregation in view of local conditions;

4. ~~—4.—~~ physical disability or mental incapacity of the deacon;

5. ~~—5.—~~ suspension of the deacon through discipline for more than three months;

6. —6.— resignation or removal of the deacon from the roster of Ministers of Word and Service of this-

~~6-7.~~ church;

~~7-8.~~ ~~—7.—~~ termination of the relationship between this church and this congregation;

~~8-9.~~ ~~—8.—~~ dissolution of this congregation or the termination of a parish arrangement; or

~~9-10.~~ ~~—9.—~~ suspension of this congregation through discipline for more than six months.

~~a.b.~~ ~~—b.—~~ When allegations of physical disability or mental incapacity of the deacon under _____ paragraph a.4. above, or ineffective

conduct of the office of minister of Word and Service under paragraph a.3. above, have come to the attention of the bishop of this synod,

1. ~~1.~~ the bishop in his or her sole discretion may investigate such conditions personally together with a committee of two rostered ministers and one layperson, or
2. ~~2.~~ when such allegations have been brought to the synod's attention by an official recital of allegations by the Congregation Council or by a petition signed by at least one-third of the voting members of this congregation, the bishop personally shall investigate such conditions together with a committee of two rostered ministers and one lay person.

~~c. In case of alleged physical disability or mental incapacity under paragraph c. In case of alleged physical disability or mental incapacity under paragraph 4. above, the bishop's committee shall obtain and document competent medical opinion concerning the deacon's condition. When a disability or incapacity is evident to the committee, the bishop of this synod may declare the position vacant. When the position is declared vacant, the Synod Council shall list the deacon on the roster Ministers of Word and Service as disabled. Upon removal of the disability and the restoration of the deacon to health, the bishop shall take steps to enable the deacon to resume ministry, either in the congregation last served or in another appropriate call.~~

~~b.c.~~ d. In the case of alleged local difficulties that imperil the effective functioning of this congregation under paragraph a.3.) above, the bishop's committee shall endeavor to hear from all concerned persons, after which the bishop together with the committee shall present their recommendations first to the deacon and then to this congregation. The recommendations of the bishop's committee must address whether the deacon's call should come to an end and, if so, may suggest appropriate severance arrangements. The committee may also propose other actions that should be undertaken by this congregation and by the deacon, if appropriate. If the deacon and congregation agree to carry out such recommendations, no further action need be taken by the synod.

~~e.d.~~ e. If either party fails to assent to the recommendations of the bishop's committee concerning the deacon's call, this congregation may dismiss the deacon only at a legally called meeting after consultation with the bishop, either (a) by a two-thirds vote of the voting members present and voting where the bishop and the committee did not recommend termination of the call, or (b) by a ~~simple~~ majority vote of the voting members present and voting where the bishop and the committee recommended termination of the call.

~~d.e.~~ f. If, in the course of the proceedings described in paragraph c. or paragraph d. above, the bishop's committee concludes that there may be grounds for discipline, the committee shall make recommendations concerning disciplinary action in accordance with the provisions of this church's constitution, bylaws, and continuing resolutions.

*C9.26. The deacon shall make satisfactory settlement of all financial obligations to a former congregation before:

- a. installation in another field of labor, or
- b. the issuance of a certificate of dismissal or transfer.

***C9.27.** When a deacon is called to serve in company with another rostered minister or other rostered ministers, the privileges and responsibilities of each rostered minister shall be specified in documents to accompany the call and to be drafted in consultation involving the rostered ministers, the Congregation Council, and the bishop of the synod. As occasion requires, the documents may be revised through a similar consultation.

***C9.28.** With the approval of the bishop of the synod, this congregation may depart from C9.25.a. and call a deacon for a specific term. Details of such calls shall be in writing setting forth the purpose and conditions involved. Prior to the completion of a term, the bishop or a designated representative of the bishop shall meet with the deacon and representatives of this congregation for a review of the call. Such a call may also be terminated before its expiration in accordance with the provisions of *C9.25.a.

***C9.29.** The deacon shall become a member of this congregation upon receipt and acceptance of the letter of call. In a parish of multiple congregations, the deacon shall hold membership in one of the congregations.

***C9.3031.** The deacon(s) shall submit a report of his or her ministry to the bishop of the synod at least 90 days prior to each regular meeting of the Synod Assembly. -

CHAPTER 10. **THE CONGREGATION MEETING**

C10.01. The annual meeting of this congregation shall be held at a time specified in the bylaws.

C10.01.01. The annual meeting shall be held in January or February at a time and place to be determined by the Council.

C10.01.02. The business agenda at annual meeting shall include:

- a. Opening prayer
- b. Determination of quorum
- c. Reading of minutes
- d. Nominations and elections
- e. Reports
- f. Unfinished business

- g. New business – budget
- h. Benediction

- C10.02.** A special Congregation Meeting may be called by the senior pastor, the Congregation Council, or the president of this congregation, and shall be called by the president of the congregation upon the written request of ten percent of the voting members. The call for each special meeting shall specify the purpose for which it is to be held and no other business shall be transacted.
- C10.03.** Notice of all meetings of this congregation shall be given at the services of worship on the preceding two consecutive Sundays and by mail, email, newsletter, or other electronic or technical means to all voting members at least 10 days in advance of the date of the meeting.
- C10.04.** Ten percent of voting members shall constitute a quorum.
- C10.05.** Voting by proxy or by absentee ballot shall not be permitted.
- C10.06.** All actions approved by the congregation shall be by majority vote of those voting members present and voting, except as otherwise provided in this constitution or by state law.
- C10.07.** *Robert's Rules of Order*, latest edition, shall govern parliamentary procedure of all meetings of this congregation.

CHAPTER 11.
OFFICERS

- C11.01.** The officers of this congregation shall be a president, vice president, secretary, and treasurer.
 - a. Duties of the officers shall be specified in the bylaws.
 - b. The officers shall be voting members of the congregation.
 - c. The ~~president~~President, Vice President and ~~vice president~~Secretary of this congregation shall serve similar offices –on the Church Congregation Council and shall be voting members of the Church Congregation Council. The treasurer need not be a member of the Church Congregation Council: and, if not, will not have a vote on the Congregation Council.

C11.01.01. The President, as chairperson of the congregation and council shall:

- a. Preside at meetings of either body;
- b. Conduct these meetings in accordance with the order of business at regular meetings;
- c. Execute, with the Secretary, on behalf of the congregation, all contracts and other legal documents except as otherwise required; and
- d. Supervise the proper functioning of all standing and special committees.

C11.01.02. The Vice-President shall:

- a. In the event of the President's inability to perform his/her duties, serve in his/her stead.
- b. May perform other duties, as delegated by the President, and assist in committee supervision.

C11.01.03. The Secretary shall:

- a. Keep accurate minutes of all meetings of the congregation and of the council in a volume provided by the congregation, which shall be permanently preserved in its archives.
- b. With the President, execute, on behalf of the congregation, all contracts and other legal documents except as otherwise required.
- c. Maintain a current copy of the constitution and bylaws and make council aware of recommended amendments.

C11.01.04. The Treasurer shall:

- a. Keep or supervise the keeping of the books of account of the congregation;
- a-b. _____ Disburse funds on proper orders, making monthly remittances of benevolence receipts;
- b-c. _____ Make written report of all transactions to the council monthly and to ~~the congregation at its annual meetings.~~
- d. the congregation at its annual meetings.

C11.02. The ~~Church~~Congregation Council shall elect its officers and they shall be the officers of the _____ congregation. The elected Congregation Council members shall meet directly following the annual meeting and elect the officers. The officers shall be elected by written ballot _____ and shall serve for one year or until their successors are elected. Their terms shall _____ begin at the close of the special meeting following the annual meeting at which they are _____ elected.

C11.03. No officer shall hold more than one office at a time. No elected officer shall be eligible to serve more than two consecutive terms in the same office.

CHAPTER 12. CHURCH CONGREGATION COUNCIL

C12.01. The voting membership of the Church Congregation Council shall consist of not less than five and not more than nine members of the congregation ~~at least~~ one of whom ~~shall~~ is encouraged be a young adult, 18 years of age or older. The offices of President, Vice President and Secretary shall be voting members of the council. Any voting member of the congregation may be elected, subject only to the limitation on the length of continuous service permitted in that office. A member's place on the Church Congregation Council shall be declared vacant if the member:

a)-

a. ceases to be a voting member of this congregation, or

b)-

b. is absent from three successive regular meetings of the Church Congregation Council without ~~cause~~ being excused.

C12.02. The members of the Church Congregation Council shall be elected by written ballot to serve for two years ~~or until their successors are elected.~~ Such members shall be eligible to serve no more than two full terms consecutively. Their terms shall begin at the close of the annual meeting at which they are elected. Newly elected Church Congregation Council members shall be installed at worship the Sunday after the date they assume office.

C12.03. Should a member's place on the Church Congregation Council be declared vacant, the Church Congregation Council shall elect, by majority vote, a successor until the next annual meeting.

C12.04. The Church Congregation Council shall have general oversight of the life and activities of this congregation, and in particular its worship life, to the end that everything be done in accordance with the Word of God and the faith and practice of the Evangelical Lutheran Church in America. The duties of the Church Congregation Council shall include the following:

- a. To lead this congregation in stating its mission, to do long-range planning, to set goals and priorities, and to evaluate its activities in light of its mission and goals;
- b. To seek to involve all members of this congregation in worship, learning, witness, service, and support;
- c. To oversee and provide for the administration of this congregation to enable it to fulfill its functions and perform its mission;
- d. To maintain supportive relationships with the rostered minister(s) and staff and help them annually to evaluate the fulfillment of their calling, appointment, or employment;
- e. To be examples individually and corporately of the style of life and ministry expected of all baptized persons;
- f. To promote a congregational climate of peace and good will and, as differences and conflicts arise, to endeavor to foster mutual understanding;

- g. To arrange for pastoral service during the sickness or absence of the pastor;
- h. To emphasize partnership with the synod and churchwide units of the Evangelical Lutheran Church in America as well as cooperation with other congregations, both Lutheran and non-Lutheran, subject to established policies of the synod and the Evangelical Lutheran Church in America;
- i. To recommend and encourage the use of program resources produced or approved by the Evangelical Lutheran Church in America;
- j. To seek out and encourage qualified persons to prepare for the ministry of the Gospel.

C12.05. The Church Congregation Council shall be responsible for the financial and property matters of this congregation.

- a. The Church Congregation Council shall be the board of trustees of the congregation, and as such shall be responsible for maintaining and protecting its property and the management of its business and fiscal affairs. It shall have the powers and be subject to the obligations that pertain to such boards under the laws of the State of Alaska, except as otherwise provided herein.
- b. The Church Congregation Council shall not have the authority to buy, sell, or encumber real property unless specifically authorized to do so by a meeting of the congregation.
- c. The Church Congregation Council may enter ~~into~~ contracts of up to \$10,000.00 for items not included in the budget.
- d. The Church Congregation Council shall prepare an annual budget for adoption by this congregation, shall supervise the expenditure of funds in accordance therewith following its adoption, and may incur obligations more than fifteen percent in excess of the anticipated receipts only after approval by a Congregation Meeting. The budget shall include this congregation's full indicated share in support of the wider ministry being carried on in partnership with the synod and churchwide organization. At least ten percent of the undesignated receipts shall be used for benevolences.
- e. The Church Congregation Council shall ascertain that the financial affairs of this congregation are being conducted efficiently, giving ~~particular~~ attention to the prompt payment of all obligations and to the regular forwarding of benevolence monies to the synodical treasurer.
- f. The Church Congregation Council shall be responsible for this congregation's investments and its total insurance program.

C12.05.01. All checks shall require two signatures.

C12.05.02. The Treasurer and President shall, when present, countersign all checks.

C12.05.03. The Vice-President, or other authorized check signers, in the absence

of either the Treasurer or President, shall countersign checks. The Congregation Council shall arrange for check counter signers.

C12.05.04. All financial officers, including check signers, shall give corporate surety, in amounts determined by the Congregation Council, for which the premiums shall be paid by the congregation.

C12.06. The ChurchCongregation Council shall see that the provisions of this constitution, its bylaws and the continuing resolutions are carried out.

C12.07. The ChurchCongregation Council shall provide for an annual review of the membership roster.

C12.08. The ChurchCongregation Council shall be responsible for the employment and supervision of the salaried lay workers of this congregation.

C12.09. The ChurchCongregation Council shall submit a comprehensive report to this congregation at the annual meeting.

C12.11. The ChurchCongregation Council shall normally meet once a month. Special meetings may be called by the pastor or the president, or shall be called at the request of at least one-half of its members. Notice of each special meeting shall be given to all who are entitled to be present.

C12.11.01. Minutes of all congregational meetings shall be approved at the first regular ChurchCongregation Council meeting following the congregational meeting.

C12.11.02 The council shall meet ~~as soon as possible, not later than seven days after directly following~~ the annual meeting, for the election of its officers. ~~Nominations shall be made from the floor. Election to an office shall be written by ballot unless only one name is in nomination.~~ The Council shall appoint a liaison from the ChurchCongregation Council to each ~~commission~~Committee.

C12.11.03. Regular meetings shall normally be on the third Tuesday of each month.

C12.11.04**03.01** The following shall be ~~the~~ recommended order of business-
_____ at Congregation Council regular meetings:

1. Meeting called to order

~~1-2.~~ _____ Devotions

~~2-3.~~ _____ Period for study of the life and work of the church

~~3-4.~~ _____ Roll call

~~4-5.~~ _____ Reading of the minutes

~~5-6.~~ _____ Report from the Pastor

~~6-7.~~ _____ Report of ~~commissions~~Committees

~~7-8.~~ _____ Report of special committees or task groups

~~8-9.~~ _____ Other reports

- 9-10. Council member concerns
- 10-11. Report of Treasurer
- 11-12. Unfinished business
- 12-13. New business
- 13-14. Adjournment ~~by 10:30 PM~~

C12.12.— A quorum for the transaction of business shall consist of a majority of the members of the ~~Church~~Congregation Council.

CHAPTER 13. CONGREGATION COMMITTEES

CONGREGATION COMMITTEES

C13.01.— The officers of this congregation and the ~~senior~~ pastor shall constitute the **Executive Committee**. The Executive Committee shall consist of the President, Vice-president, Secretary, Treasurer, and Pastor.

C13.01.01 The Executive Committee shall act as the personnel committee for the congregation.

C13.01.02.— The Executive Committee shall handle interim business when the Congregation Council is not available, subject to the ratification of the Congregation Council.

C13.02. A **Nominating Committee** of ~~three~~3 voting members of this congregation, two of whom, if possible, shall be outgoing members of the ~~Church Council, shall be selected through the Church Council. This committee shall nominate congregation members to serve on Church~~Congregation Council, shall be elected at the annual meeting for a term of one year. Members of the Nominating Committee are not eligible for consecutive re-election.

C13.02.01-; Elections of council members – The nominating committee shall nominate one or more voting members for each vacancy to be filled, and shall secure the consent of each candidate to serve if elected. Additional nominations may be made from the floor provided prior consent has been obtained from the nominee.

C13.03.— ~~An **Annual Audit Committee** of three voting members shall be ~~selected~~lected by the congregation at the congregation annual meeting. ~~Audit Committee members shall not be members of the Church Council.~~Congregation~~

Council. Audit Committee members shall not be members of the Congregation Council. An Audit Committee member shall serve no more than four consecutive years.

C13.04.— ~~**Mutual Ministry Committee(s)**~~ (in the absence of a mutual ministry committee, the duties shall be fulfilled by the executive committee) shall be appointed jointly by the president and the rostered minister. Term of office shall be two years, with three members to be appointed each successive year.

C13.04.01 Mutual Ministry ~~Commission~~Committee - This ~~commission~~Committee is responsible for promoting pastor/congregation/council communications, caring for

the needs of the pastor(s) and other paid staff, and for yearly evaluation of the staff. ~~The Mutual Ministry staff support committee, acting for the Church Council, shall be appointed jointly by the President and the Pastor.~~

C13.05. ~~When a pastoral vacancy occurs, a **Call Committee** of sevensix voting members shall be appointed~~delected~~ by the ChurchCongregation Council. Term of office will terminate atupon installation of the newly called pastor.~~

C13.06. ~~Other committees of this congregation commissions and committees may be formed, as the need arises, by decision of the ChurchCongregation Council.~~

C13.06.01. Finance CommissionCommittee - This commissionCommittee is responsible for the financial management of the assets of Saint Mark Lutheran Church. The duties will include but are not necessarily limited to the following:

- a. Raise revenues through the financial aspect of the member Stewardship Drive;
- b. Pay all financial obligations of Saint Mark Lutheran Church;
- c. Arrange for the counting of offerings on Sunday mornings and the depositing of the money;
- d. Prepare an annual operating budget with a list of capital projects to be presented to the ChurchCongregation Council;
- e. Arrange for an annual audit; in conjunction with the Audit Committee.
- f. Assure mailing of financial statements to members tri-annually;
- g. This commissionCommittee shall appoint a Financial Secretary, whose duties are to receive and keep records of all income from all sources. The Financial Secretary shall also be responsible for the accurate accounting of all contributions by individual members, and be responsible for issuance of regular quarterly statements to members, showing their offerings to date.

C13.06.02. Local Mission Commission-Committee – This commissioncommittee is responsible for~~primarily concerned~~ with serving local ~~social concerns, social ministries, worldwide concerns, service agencies with the distributing the~~ benevolence funds, private congregational donations of moneys, product and publicity-~~services~~. Said agencies may include but are not limited to Brother Francis Shelter, Clare House, Bean's Café, LSSA and others that are in need of assistance and approved by the committee.

C13.06.03. Global Mission Committee – This committee seeks to empower and

resource individuals to take part in mission trips to serve those outside our community and to share God's love by building relationships and meet needs.

C13.06.04. Education ~~Commission~~Committee - This ~~commission~~Committee is responsible for promoting Christian education for both adults and children in organized programs and in informal opportunities.

C13.06.0405. Fellowship ~~Commission/Hospitality~~ Committee - This ~~commission~~Committee is responsible for providing fellowship opportunities for all members of the congregation.

C13.06.0506. Property ~~Commission~~Committee - This ~~commission~~Committee is responsible for the maintenance of the church building, furnishings and church grounds.

C13.06.0607. Worship ~~Commission~~Committee - This ~~commission~~Committee is responsible for public worship and music, and therefore, encourages the use of liturgical arts, vessels, and vestments in worship. The ~~commission~~Committee also encourages members to use their talents to enrich worship and promotes worship experiences at other congregational events and at congregational auxiliary activities.

C13.06.0708. Outreach ~~Commission~~Committee - This ~~commission~~Committee is responsible for the outreach program of the congregation; to encourage each member of Saint Mark to witness to Christ in his/her daily life; to organize volunteers to call on potential new members, the sick, the aged and others in need. The ~~commission~~Committee will arrange for sponsors of new members and encourage new members to become involved in the life of the church.

C13.06.0809. Long Range Planning ~~Commission~~Committee - This ~~committee~~Committee is responsible for
____ looking into the future of the congregation. It is an arm of the ~~Church~~
____ Congregation Council and shall make regular reports to them. The-
~~commission~~
____ Committee will keep a broad, overall picture of ministry at Saint Mark
____ now and in the future, working closely with the pastor(s) to help them
____ keep a vision going for the church. It is responsible for the high level
____ inter-~~commission~~Committee planning of future congregation projects.

C13.06.0910. Technology ~~Commission~~Committee - This ~~commission~~Committee is responsible for the purchasing, maintenance and repair of the computers, printers, network equipment, sound system equipment and other network devices owned by the congregation.

C13.06.10 ~~Commission~~11. Committee Chairpersons - Chairpersons of each ~~commission~~Committee shall be appointed by the members of the ~~commission and will then be ratified by the Church Council~~Committee.

C13.07. Duties of committees of this congregation shall be specified in the bylaws or continuing resolutions.

C13.08. The [senior] pastor(s) of this congregation shall be *ex officio* a member of all ~~commissions and~~ committees and boards of the congregation. The president of this congregation shall be *ex officio* a member of all ~~commissions and~~ committees and boards of the congregation, except the Nominating Committee.

CHAPTER 14. ORGANIZATIONS WITHIN THE CONGREGATION

C14.01. All organizations within this congregation shall exist to aid it in ministering to the members of this congregation and to all persons who can be reached with the Gospel of Christ. As outgrowths and expressions of this congregation's life, the organizations are subject to its oversight and direction. This congregation at its meeting shall determine their policies, guide their activities, and receive reports concerning their membership, work, and finances.

C14.02. Special interest groups, other than those of the official organizations of the Evangelical Lutheran Church in America, may be organized only after authorization has been given by the Church Congregation Council.

CHAPTER 15. DISCIPLINE OF MEMBERS AND ADJUDICATION

***C15.01.** ~~Denial~~ Persistent and public denial of the Christian faith ~~as described in this constitution,~~ willful or criminal conduct grossly unbecoming a member of the Church of Christ, ~~or persistent trouble making in this continual and intentional interference with the ministry of the congregation are,~~ or willful and repeated harassment or defamation of member(s) of the congregation is sufficient cause for discipline of a member. Prior to disciplinary action, reconciliation and repentance will be attempted following Matthew 18:15-17, proceeding through these successive steps:

- as necessary:
- a) private counsel and admonition by the pastor,
 - b) censure and admonition by the pastor in the presence of two or three witnesses, ~~and~~
 - c) ~~citation to appear before the Church~~ written referral of the matter by the Congregation Council to the vice president of the synod, who will refer it to a consultation panel drawn from the Consultation Committee of the synod, and d) written referral of the matter by the consultation panel to the Committee on Discipline of the synod. If, for any reason, the pastor is unable to administer the admonitions required by ~~(paragraphs a), and (b),~~ hereof, ~~the president (if not the those steps may be performed by another pastor) or vice president shall administer such admonitions~~ chosen by the Executive Committee of the Congregation Council.

***C15.02.** The process for discipline of a member of the congregation shall be governed as prescribed by the chapter on discipline in the *Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America.* ~~If discipline against a member proceeds beyond the~~ counseling, censure, and admonition by the pastor ~~admonitions pursuant to *C15.01. do not result in repentance and amendment of~~

life, charges against the accused member(s) that are specific and in writing shall~~may~~ be prepared by ~~member(s) of the congregation who shall sign the charges as the accuser(s). The written charges shall be filed with the pastor, who shall advise the Church Council of the need to issue a written citation to the accused and the accusers that specifies the time and place of the hearing before the Church Council. The written charges shall accompany the written citation to the accused. The written citation that specifies the time and place of the hearing before the~~ Congregation Council, signed, and submitted to the vice president of the synod. The vice president shall select from the synod's Consultation Committee a panel of five members (three laypersons and two ministers of Word and ~~requests the presence~~ Sacrament). A copy of a member charged with the offense shall be sent at least ten days prior~~the written charges shall be provided to the consultation panel and the accused member(s). The consultation panel, after requesting a written reply to the meeting. If the member charged with the offense fails~~ charges from the accused member(s), shall consider the matter and seek a resolution by means of investigation, consultation, mediation, or whatever other means may seem appropriate. The panel's efforts to appear at the scheduled hearing, the Church ~~Council may proceed with the hearing and may pass judgment in the member's absence~~ reach a mutually agreeable resolution shall continue for no more than 45 days after the matter is submitted to it.

~~C15.03. Members of the Church Council who participate in the preparation of the written charges or who present evidence or testimony in the hearing before the Church Council are disqualified from voting upon the question of the guilt of the accused member. Should the allegations be sustained by a two-thirds majority vote of the members of the Church Council who are not disqualified but who are present and voting, and renewed admonition prove ineffectual, the council shall impose one of the following disciplinary actions:~~

- ~~a. censure before the council or congregation;~~
 - ~~b. suspension from membership for a definite period of time; or~~
 - ~~c. exclusion from membership in this congregation.~~
- ~~— Disciplinary actions (b) and (c) shall be delivered to the member in writing.~~

~~C15.04. The member against whom disciplinary action has been taken by the Church Council shall have the right to appeal the decision to the Synod Council. Such right may not be abridged and the decision of the Synod Council shall be final.~~

~~C15.05. Disciplinary actions may be reconsidered and revoked by the Church Council upon receipt of:~~

- ~~a. evidence that injustice has been done; or~~
- ~~b. evidence of repentance and amendment.~~

~~C15.06. For disciplinary actions in this congregation, "due process" shall be observed as specified in 20.41.04*~~ **C15.03.** If the consultation panel fails to resolve the matter, that panel shall refer the case in writing, including the written charges and the accused member's reply, to the Committee on Discipline of the synod for a hearing. A copy of the panel's written referral shall be delivered to the vice president of the synod, the Congregation Council, and the accused member(s) at the same time it is sent to the Committee on Discipline of the synod. The Executive Committee of the Synod Council shall then select six members from the Committee on Discipline to decide the case and shall appoint a

member of the Synod Council to preside as nonvoting chair. Those six members, plus the nonvoting chair, comprise the discipline hearing panel for deciding the case. The Congregation Council and the accused member(s) are the parties to the case.

*C15.04. The discipline hearing panel shall commence and conduct the disciplinary hearing in accordance with the provisions governing discipline of congregation members prescribed in the Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America.

*C15.05. By the vote of at least two-thirds of the members of the discipline hearing panel who are present and voting, one of the following disciplinary sanctions can be imposed:

- a. suspension from the privileges of congregation membership for a designated period of time;
- b. suspension from the privileges of congregation membership until the pastor and Congregation Council receive evidence, satisfactory to them, of repentance and amendment of life;
- c. termination of membership in the congregation; or
- d. termination of membership in the congregation and exclusion from the church property and from all congregation activities.

*C15.06. The written decision of the discipline hearing panel shall be sent to the vice president of the synod, the accused member(s), and the Congregation Council as required by the Constitution, Bylaws, and Continuing Resolutions of the Evangelical Lutheran Church in America. The decision of the discipline hearing panel shall be implemented by the Congregation Council and recorded in the minutes of the next council meeting.

*C15.07.-__ No member of ~~athe~~ congregation shall be subject to discipline a second time for offenses that ~~the Church Council~~ a discipline hearing panel has heard previously ~~heard~~ and decided, ~~unless so ordered by the Synod Council after an appeal pursuant to this chapter.~~

*C15.10. -Adjudication

*C15.11. When there is disagreement among factions within this congregation on a substantive issue that cannot be resolved by the parties, members of this congregation shall have access to the synodical bishop for consultation after informing the chair of the ~~Church~~ Congregation Council of their intent. If the consultation fails to resolve the issue(s), the Consultation Committee of the synod shall consider the matter. If the Consultation Committee of the synod shall fail to resolve the issue(s), the matter shall be referred to the Synod Council, whose decision shall be final.

CHAPTER 16. AMENDMENTS

*C16.01.-Unless provision *C16.04. is applicable, those sections of this constitution that are not required, in accord with the Model Constitution for Congregations of the Evangelical Lutheran Church in America, may be amended in the following manner. _Amendments may be proposed by at least ~~ten~~ 2/3 voting members or by the ~~Church~~ Congregation Council. Proposals must be filed in writing with the ~~Church~~ Congregation Council 60 days before formal consideration by this congregation at a regular or special Congregation Meeting called for that purpose. The ~~Church~~ Congregation Council shall notify the congregation's members ~~at regular Sunday services and sent by mail, email,~~

~~newsletter, or other electronic or technical means of the proposal together with the council's recommendations~~ at least 30 days in advance of the meeting. Notification may take place by mail or electronic means, as permitted by state law.

***C16.02.** An amendment to this constitution, proposed under *C16.01., shall:

a. be approved at a legally called Congregation Meeting according to this constitution by a majority vote of those voting members present and voting;

b. be ratified without change at the next annual meeting by a two-thirds vote of those voting members present and voting; and

c. have the effective date included in the ~~resolution~~resolution² and noted in the constitution.~~..~~^{***}

***C16.03.**~~Any amendments to this constitution that result from the processes provided in *C16.01. and *C16.02. shall be sent by the secretary of this congregation to the synod. The amendmentsynod shall become effective within 120 days from~~notify the date of the receipt of the notice by the synod unless the synod informs this congregation of its decision to approve or disapprove the proposed changes; the changes shall go into effect upon notification that the amendment is in conflict with the constitution and bylaws of the Evangelical Lutheran Church in America or the constitution of the Alaska Synod of the ELCA synod has approved them.

***C16.04.**~~This constitution may be amended to bring any section into conformity with a section or sections, either required or not required, of the *Model Constitution for Congregations of the Evangelical Lutheran Church in America* as most recently amended by the Churchwide Assembly. Such amendments may be approved by a majority vote of those voting members present and voting at any legally called meeting of the congregation without presentation at a prior meeting of the congregation, provided that the ~~Church~~Congregation Council has submitted by mail or electronic means, as permitted by state law, notice to the congregation of such an amendment or amendments, together with the council's recommendations, at least 30 days prior to the meeting. Upon the request of at least two (2) voting members of the congregation, the ChurchCongregation Council shall submit such notice. Following the adoption of an amendment, the secretary of the congregation shall submit a copy thereof to the synod. Such provisions shall become effective immediately following a vote of approval.~~

CHAPTER 17. BYLAWS

***C17.01.** This congregation may adopt bylaws. No bylaw may conflict with this constitution.

***C17.02.** Bylaws may be adopted or amended at any legally called meeting of this congregation with a quorum present by a two-thirds vote of those voting members present and voting.

***C17.03.**~~Changes to the bylaws may be proposed by any voting member, provided,~~however, that

² Such an effective date must be stated in relation to the requirements of *C16.03. to allow time for synodical review of the amendment.

such additions or amendments be submitted in writing to the ChurchCongregation Council at least 60 days before a regular or special Congregation Meeting called for that purpose ~~and that the Church.~~ The Congregation Council shall notify the congregation's members of the proposal with ~~its~~the council's recommendations at least 30 days in advance of the Congregation Meeting. Notification ~~will be made at regular Sunday services and sent~~may take place by mail, ~~email, newsletter, or other~~ electronic ~~or technical~~ means, as permitted by state law.

***C17.04.** Approved changes to the bylaws shall be sent by the secretary of this congregation to the synod.

CHAPTER 18. CONTINUING RESOLUTIONS

***C18.01.** The congregation in a legally called meeting or the ChurchCongregation Council may enact continuing resolutions. Such continuing resolutions may not conflict with the constitution or bylaws of this congregation.

***C18.02.** Continuing resolutions shall be enacted or amended by a majority vote of a meeting of the congregation or a two-thirds vote of all voting members of the ChurchCongregation Council.

CHAPTER 19. INDEMNIFICATION

***C19.01.** Consistent with the provisions of the laws under which this congregation is incorporated, this congregation may adopt provisions providing indemnification for each person who, by reason of the fact that such person is or was a ChurchCongregation Council member, officer, employee, agent, or other member of any committee of this congregation, was or is threatened to be made a party to any threatened, pending, or completed civil, criminal, administrative, arbitration, or investigative proceeding.