

BY-LAWS

Joe W. Cretzmeyer POST NO. 2208

VETERANS OF FOREIGN WARS OF THE UNITED STATES

***ARTICLE I
NAME AND LOCATION***

- Sec. 1. By virtue of charter granted, this Post shall be known as Joe W. Cretzmeyer Post No.2208 Veterans of Foreign Wars of the United States.
- Sec. 2. The location of this Post shall be in the City of Waverly, County of Bremer, State of Iowa.

***ARTICLE II
SUBORDINATION***

- Sec. 1. The supreme power of this association is vested in the National Convention and this Post shall be at all times governed by the Congressional Charter and By-Laws of the Veterans of Foreign Wars of the United States, the By-Laws of the Department of Iowa, orders issued by authority of the National Convention, National Council of Administration, the Commander-in-Chief, the Department Convention, Department Council of Administration and the Commander of the Department of Iowa. For the purposes of this Article and Section, Resolutions adopted by the National Convention are held to be lawful orders.

***ARTICLE III
MEETINGS***

- Sec. 1. Place: The regular meeting place of this Post shall be at VFW Post Building, 1300 4th Street N.W., Waverly, Iowa.
- Sec. 2. Time: The regular meetings of the Post shall be held on the second Tuesday of each month, to be called to order at 7:30 p.m.
- Sec. 3. The Post may, after at least (14) days written notice to the Department Commander and the members of the Post, change it meeting place, appointed day or time upon a majority vote of the members present at a regular or special meeting called for such purpose.
- Sec. 4. Special meetings may be called in accordance with the provisions of the National By-Laws.
- Sec. 5. Quorum: 5 members in good standing shall constitute a quorum for the transaction of business.

**ARTICLE IV
MEMBERSHIP**

- Sec. 1. Membership in this Post, eligibility to, application for, acquiring and maintenance of, loss of and discipline shall be in accordance with the provisions of the National By-Laws.
- Sec. 2. The dues of this Post shall be set annually and shall never be less than the amount required to cover Department, National and local dues. Life membership dues will be established by the National Department of the Veterans of Foreign Wars. Life membership dues are to be payable to National Headquarters or to the Post of which 100% shall be forwarded to the National Headquarters.

**ARTICLE V
OFFICERS**

- Sec. 1. Eligibility to, nomination, election or appointment, installation and term of office shall be in accordance with the provisions of the National By-Laws.
- Sec. 2. The duties of all officers shall be those prescribed by National and Department By-Laws, lawful orders as the Post may direct and as these By-Laws may provide.

**ARTICLE VI
COMMITTEES AND DUTIES**

- Sec. 1. All Committees and their chairmen, unless otherwise provided, shall be appointed by the Commander as promptly as possible after election to office, and as such shall serve at his will and pleasure. The Post Quartermaster, by virtue of his office, shall be treasurer of all committees handling funds.

- Sec. 2. The Standing Committees of the Post shall be as follows:

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|----------------|----------------------|--------------------------|
| (a) Membership | (e) Youth Activities | (i) Community Activities |
| (b) Relief | (f) House | (j) Safety |
| (c) Poppy | (g) Americanism | (k) Bingo |
| (d) Publicity | (h) Ways and Means | |

- Sec. 3. House Committee:

- (a) By Appointment - The House Committee shall be appointed by the Post Commander to manage the affairs of the canteen. It shall consist of not less than four members or no more than seven members. Trustees shall not serve on the House Committee. In addition, the Post Commander and Post Quartermaster by virtue of their offices shall be members of the house committee.
- (b) The Committee shall be responsible for the cleanliness and upkeep of the quarters and the equipment therein.
- (c) The Committee shall be in charge of the sub-rental of the Post's quarters and shall exercise such supervision over sub-renters as will insure the protection of the Post's name and property.
- (d) The Committee may authorize such expenditures for minor emergency repairs and janitor supplies as may be necessary for the preservation and protection of the Post's quarters and its equipment, provided that the total amount so expended between any two regular meetings shall not exceed \$1000.00.
- (e) All monies received by the Committee through the sub-rental of the Post's quarters or other

sources shall be deposited with the Post Quartermaster.

- (f) All expenditures of the Committee shall be made only by regular voucher and drawn by the Quartermaster in accordance to these By-Laws.
- (g) The House Committee shall keep a record of all its receipts and expenditures and shall, at every meeting of the Post, report all monies received and all expenditures made since the last meeting.
- (h) The House Committee shall have the authority to suspend all club privileges of any member for misconduct on club premises for whatever time shall be deemed proper subject to appeal to the membership.
- (i) All actions of the house committee shall be subject to ratification by the Post by regular vote at a Post meeting.
- (j) The house committee shall be held responsible to the Post Commander and the Post membership for strict enforcement of club regulations, local ordinances and state laws applicable to the operation of the club.
- (k) Any appointed member of the house committee may be removed by the Post Commander for failure to enforce compliance with these rules and regulations.
- (l) The house committee may also have a chairman either appointed by the Post Commander or elected by the committee. The chairman will report directly to the Post Commander. The chairman will also convey to club employs the operational procedures established by the house committee.
- (m) The Post may adopt such further rules and regulations governing the conduct of club or canteen as do not conflict with the provisions of this Article. Such rules and regulations shall only become effective upon their approval by a majority vote of members present at a regular or special meeting called for that purpose; at least thirty (30) days' notice in writing having first been given to all members.
- (n) The Post Quartermaster, by virtue of his office, shall be the treasurer of the House Committee.

ARTICLE VII CONTROL OF SUBSIDIARY UNITS

- Sec. 1. Any activity, unit or clubrooms sponsored, conducted or operated by the Post, incorporated separately from the Post or unincorporated, shall be at all times under the direct control of the Post.
- Sec. 2. All funds derived from any of the above shall be in the custody of the Post Quartermaster.
- Sec. 3. All money, property and assets of every kind as well as all records in connection therewith used, held and owned by any of the above activities is the property of the Post and must be placed in the care and custody of the Post Quartermaster.
- Sec. 4. For purposes of this Article, the Ladies Auxiliary to the Veterans of Foreign Wars, the Military Order of the Cootie and its Auxiliary, the Men's Auxiliary are governed by Articles XI, XII and XIII respectively of the National By-Laws and Manual of Procedure of the Veterans of Foreign Wars and their respective By-Laws, Rules and Regulations.

**ARTICLE VIII
EXPENDITURE OF FUNDS**

- Sec. 1. Expenditure of funds shall be made only after prior authorization by the Post and on proper voucher drawn by the Adjutant and approved by the Commander. All checks for the expenditure of Post funds shall be numbered in sequence, the number of each check to correspond with the voucher authorizing the same, other expenditures may be made using acceptable banking practices. Unless otherwise provided for in these By-Laws, all disbursements of Post funds shall bear the signature of the Quartermaster or other person(s) authorized by the Quartermaster. Such other authorized person(s) shall be bonded in accordance with Section 703 of the National by-Laws.
- Sec. 2. The adoption of this Article shall constitute authorization by the Post for the payment of bills, when and as due, for monthly rental, public utility service, postage, janitor service and for janitor's supplies and minor emergency repairs authorized by the House Committee, provided that the amounts to be paid for monthly rental and for janitor service shall have been previously established by the Post.
- Sec. 3. No other payment or expenditures shall be made except on the specific authorization of the Post in each and every case.

**ARTICLE IX
COMPENSATION**

- Sec. 1. No compensation shall be paid to any officer of this Post for his services as such officer, except as hereafter may be provided.
- Sec. 2. For services rendered, the Post may, by majority vote, pay the annual dues of the Adjutant and Quartermaster for the periods or parts of periods they serve as such, and such other compensation commensurate with their duties as may be determined and specified by vote of the Post.

**ARTICLE X
FUND RAISING PROMOTIONS/SOLICITATIONS**

- Sec. 1. This Post shall solicit funds or donations only by prior vote of the members agreeing to the proposition. It shall not solicit funds or donations or otherwise engage in fund-raising activities or projects outside the immediate geographical area or community of the Post.
- Sec. 2. This Post shall not enter into any agreement with a promoter for the purpose of raising funds unless the said promoter shall have first furnished a good and sufficient surety bond in a principal sum sufficient to give the Post ample protection in the particular circumstances. The said bond shall be subject to the approval of the Post Advocate, bear the endorsement of the Post Commander and be kept in the possession of the Post Quartermaster. The bond will be conditioned on the payment to the Post Quartermaster of all monies due the Post as a result of the solicitation within thirty (30) days of the close of the campaign. If the promoter has made satisfactory settlement within the thirty day period, then surety will be determined to be discharged, otherwise the bond will remain in full force and effect.
- Sec. 3. If the bond cannot be furnished, then all collections shall be made by the members of the Post sponsoring the campaign or entertainment and said funds shall be paid to a bonded officer of the Post who shall hold the funds in his custody pending pro rata distribution.
- Sec. 4. Fund-raising organizations or individuals conducting solicitations, activities or projects for a profit shall not be engaged or used by the Post for such purpose unless such engagement is made by written agreement between the Post and the organization or individuals providing those services. The form of any such written agreement must be submitted to the Department

Commander for review at least thirty (30) days prior to any Post entering into any such agreement.

- Sec. 5. Unless previously authorized by a majority vote of the Post, no solicitations or ticket sales shall be permitted in the Post quarters or at socials or meetings unless such solicitations or ticket sales shall have been approved by the Post.
- Sec. 6. The Ways and Means Committee shall confine any such approved solicitations or ticket sales to stated meetings and socials of the Post in or around the Post quarters.

ARTICLE XI MISCELLANEOUS

- Sec. 1. Every member of this Post shall keep the Post Adjutant and Quartermaster advised of his current address by promptly reporting any change of same.
- Sec. 2. One copy of these By-Laws shall be issued to each elected and appointed officer of this Post.
- Sec. 3. In all Post procedure not provided for by the Congressional Charter and By-Laws or these By-Laws, Demeter's Manual shall be the Authority, and it shall be the duty of the Post Advocate, in an advisory way, when called upon to do so by the Post Commander to advise the Post Commander on the proper rule or rules.

ARTICLE XII SPEECHES

- Sec. 1. No member will be permitted to speak on any one subject (Pro or Con) more than twice; and the first time no longer than five (5) minutes, and the second time no longer than three (3) minutes, with the exception of a committee report and recommendations and visiting guests who have a message to impart.

ARTICLE XIII DISPOSITION OF FUNDS & PROPERTY

- Sec. 1. The disposition of all real estate and property improvements shall be in compliance with the procedures described as follows:
- a. The Post by two-thirds of the members present at a stated meeting thereof provided: however such dispositions have been read at the preceding meeting and each member notified 20 days in advance by first class mail, of the contents of the dispositions and the date the dispositions are to be approved by the membership.
 - b. The above real estate disposition procedures shall apply also to all long term interest bearing certificates described in section 2 of this article.
 - c. At least thirty (30) days prior to such meeting, notice shall be provided to the Department Commander who shall review any such sale, purchase, transfer or encumbrance to determine whether such transaction serves the purposes of the Veterans of Foreign Wars of the United States as prescribed in the Congressional Charter.
- Sec. 2. The disposition of all long term interest bearing certificates shall be in compliance with the procedures described in Sec. 1, paragraph "a" of this article.
- Sec. 3. \$50,000.00 of the certificates shall not be used as collateral for borrowing purposes.
- Sec. 4. The transfer of certificate funds from one depositor to another is permissible if the principle

amount of the certificate is not reduced.

**ARTICLE XIV
AMENDMENTS**

- Sec. 1. These By-Laws shall become effective after adoption by this Post and after review by the Commander of the Department and Commander-in-Chief of the Veterans of Foreign Wars of the United States.
- Sec. 2. Unless otherwise provided for in these By-Laws, these By-Laws may be amended by the Post by a two-thirds vote of the members present at a stated meeting provided each member had been notified at least twenty (20) days in advance and upon request provided a copy of the proposed amendments. All amendments shall be forwarded through channels and reviewed by the Department Commander and the Commander-in-Chief before becoming effective.
- Sec. 3. Wherever these By-Laws or subsequent amendments may be found to be in conflict with the present or any future National By-Laws and By-Laws of the Department, the latter shall prevail and be binding upon this Post as though written herein.

These By-Laws were adopted, subject to the review of the Commander-in-Chief and the Commander of the Department of Iowa, Veterans of Foreign Wars of the United States on this 12th day of February, 2013, at a regular meeting of this Post in the City of Waverly and County of Bremer, State of Iowa.

Joe W. Cretzmeyer Post No.2208
Veterans of Foreign Wars of the United States

OFFICIAL:

By: James Smith - Commander

By: Robert Davidson - Adjutant

(These By-Laws as written were approved by VFW National on 6/7/2013)