

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MOUNTAIN VILLAGE,
COLORADO APPROVING CHANGES TO THE COMMUNITY GRANT PROGRAM
GUIDELINES**

RESOLUTION NO. 2024-0919-13

WHEREAS, the Town of Mountain Village (the “Town”) is a duly organized and existing home rule municipality of the State of Colorado, created and operating pursuant to Article XX of the Colorado Constitution and the Town’s Home Rule Charter (the “Charter”); and

WHEREAS, pursuant to its home rule and statutory powers, the Town created the Community Grant Committee (the “Committee”); and

WHEREAS, the Committee was established for the purpose of providing recommendations to the Town Council with respect to grant awards, which awards are intended to support those projects, programs and community services of non-profit organizations, which serve the residential and business communities within the Town and that help to support a strong and robust Mountain Village community; and

WHEREAS, the Town established Bylaws of the Town of Mountain Village Grant Committee (the “Bylaws”) to govern the operations of the Committee and established Community Grant Program Guidelines (the “Guidelines”) to, among other things, assist applicants and Committee members in determining grant edibility; and

WHEREAS, the Guidelines currently require eligible organizations to be recognized by the Internal Revenue Service as 501(c)(3) organization in addition to being a non-profit in good standing with the Colorado Secretary of State; and

WHEREAS, there is a considerable backlog in receiving a 501(c)(3) determination letter from the IRS, which precludes nascent organizations from being eligible to apply for grants; and

WHEREAS, the Bylaws currently provide a strict timeframe for the Committee to meet and make recommendations, which timeframe is not necessarily conducive to the operation of other critical components of the grant process, including the Town’s budget calendar; and

WHEREAS, it is in the best interest of the Town, the Mountain Village community, the Committee, and grant applicants to make minor amendments to the Guidelines and Bylaws.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Mountain Village, Colorado, that:

Section 1. Recitals. The above recitals are hereby incorporated as findings of the Town Council in support of the enactment of this Resolution.

Section 2. Amendments.

- a. The Applicant Eligibility Section of the Guidelines shall be amended as follows, with language removed ~~stricken~~ and language added in ALL CAPS:

~~To be eligible for support:~~

~~1) Applicants must be a nonprofit 501 organization (or a Colorado non-profit corporation with a 501(c)(3) fiscal agent) in good standing with the IRS, State of Colorado, the Town of Mountain Village, and all funding-related local, state, and federal agencies.~~

~~—Applicant must show registered as a Colorado nonprofit organization with the Colorado Secretary of State and be organized in the State of Colorado in order to be considered a nonprofit organization.~~

TO BE ELIGIBLE FOR SUPPORT, APPLICANTS MUST BE REGISTERED AS A COLORADO NONPROFIT ORGANIZATION WITH THE COLORADO SECRETARY OF STATE, BE ORGANIZED IN THE STATE OF COLORADO, AND BE IN GOOD STANDING WITH THE IRS, OR HAVE AN APPLICATION PENDING WITH THE IRS. APPLICANTS WHO SUBMIT PROOF OF A PENDING APPLICATION WITH THE IRS MUST ALSO PROVIDE THE IRS DETERMINATION LETTER WITHIN ONE YEAR OF RECEIVING GRANT FUNDING.

b. Article VI, Section 1 of the Bylaws shall be amended as follows, , with language removed ~~stricken~~ and language added in ALL CAPS:

~~A. The first meeting of the Committee shall occur between June 1st and September 1st. The purpose of this meeting shall be to discuss any organizational matters to consult with the Town's finance Committee, Finance Department and Town Manager on the recommended amount of funds for the Grant Program and any other preliminary matters which may need to occur prior to September 1st.~~

~~B. The second meeting shall occur between September 1st and September 30th. The purpose of this meeting shall be to review applications submitted by the Grant Program application deadline for completeness and compliance and to discuss applications based on the purpose and goals of the Grant Program as set forth in these Bylaws and the Grant Program Guidelines. The Grant Committee shall also formulate recommendations of which applicants are recommended for consideration by the Town Council. The Grant Committee may schedule additional meetings to accomplish these goals if they cannot be accomplished in one meeting. By no later than September 30th of each calendar year, the Committee shall communicate its recommendations to the Town Manager and Finance Director in order for the Town Manager and Finance Director to incorporate the recommendations into the following year's budget for consideration by Town Council.~~

~~C. Meeting dates shall be set and scheduled by the Committee, as set forth above. Attendance by Committee members at any meeting shall be in person or by telephone conference call where all parties can hear each other.~~

A. GRANT RECOMMENDATIONS SHALL BE MADE NO LATER THAN OCTOBER 30TH OF EACH YEAR.

B. THE INITIAL MEETING SHALL BE SCHEDULED BY THE TOWN CLERK, AND SUBSEQUENT MEETINGS MAY BE SCHEDULED AT THE DISRECTION OF THE COMMITTEE

Section 3. Severability. If any part or provision of this Resolution is adjudged to be unenforceable or invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this Resolution, it being the Board's intention that the various provisions hereof are severable.

Section 4. Effective Date. This Resolution shall be in full force and effect upon its passage and adoption.

ADOPTED AND APPROVED by the Town Council at a regular public meeting held on September 19, 2024.

TOWN OF MOUNTAIN VILLAGE TOWN COUNCIL

By: 


Martinique Prohaska, Mayor

ATTEST:



Susan Johnston, Town Clerk

APPROVED AS TO FORM:



David McConaughy, Town Attorney