

DELANEY DONATES

BYLAWS

Incorporated January 17, 2017

ARTICLE I
FOUNDATION NAME

Section 1.1 Name. The Foundations name is hear by known as Delaney Donates and is a nonprofit foundation.

ARTICLE II
MISSION STATEMENT

Showing others that living life to the absolute fullest-with cancer- is a type of therapy
“The absolute best therapy would be to follow the sun around the world. Starting in California then go to Japan, next Paris, then fly over the ocean to New York and finally chase the sun back home and I would be part of the Sunrise” -Delaney Clements

ARTICLE III
ACTION STATEMENT

To actively support members of Mesa County who have been affected by cancer, by monetary assistance or other means of community support to offset medical or other financial obligations

ARTICLE IV
EXECUTIVE COMMITTEE OFFICERS

Section 4.1 Number. The officers of Delaney Donates shall be Chair, Vice Chair, Secretary, Treasurer and Past Chair.

Section 4.2 Election and Term of Office. The Chair, Vice Chair, Secretary and Treasurer of Delaney Donates shall be elected at each annual meeting of the Executive Committee. The terms of the officers shall begin on January 1 of each year.

If the elections of officers are not held at such meetings, such elections shall be held as soon thereafter as practicable.

Section 4.3 Removal. Any officer or agent may be removed by the Executive Committee whenever in its judgment the best interests of Delaney Donates will be served thereby, but such removal shall be without prejudice to the contract rights, if any, of the person so removed. Election or appointment of an officer or agent shall not of itself create contract rights.

Section 4.4 Vacancies. A vacancy in any office because of death, resignation, removal, disqualification or otherwise may be filled by the Executive Committee for the unexpired portion of the term.

Section 4.5 Chair. The Chair shall be the chief executive officer of Delaney Donates and, subject to the control of the Executive Committee, shall in general supervise and control all of the business and affairs of Delaney Donates. He or she shall, when present, preside at all meetings of the members and of the Executive Committee. The Chair shall be a voting member of the Executive Committee.

Section 4.6 Vice Chair. The Vice Chair shall, in the absence of the Chair or in the event of his or her death, inability or refusal to act, perform all duties of the Chair, and when so acting, shall have all the powers of and be subject to all the restrictions upon the Chair. Any Vice Chair shall perform such other duties as from time to time may be assigned to him or her by the Chair or by the Executive Committee.

Section 4.7 Secretary. The Secretary shall: (a) keep the minutes of the proceedings in one or more books provided for that purpose; (b) see that all notices are duly given in accordance with the provisions of these Bylaws; (c) keep a register of the mail address of each board member which shall be furnished to the Secretary by such members; (d) keep and update a register of media information; and (f) in general perform all duties incident to the office of Secretary and such other duties as from time to time may be assigned to him or her by the Chair or by the Executive Committee.

Section 4.8 Treasurer. The Treasurer shall: (a) have charge and custody of and be responsible for all funds and securities of Delaney Donates; (b) receive and give receipts for moneys due and payable to Delaney Donates from any source whatsoever, and deposit all such moneys in the name of Delaney Donates in such banks, trust companies or other depositories as shall be selected in accordance of these Bylaws; and (c) in general perform all of the duties incident to the office of Treasurer and such other duties as from time to time may be assigned to him or her by the Chair or by the Executive Committee.

Section 4.9 Past Chair. The Past Chair shall: (a) assist the chairperson when needed with overall operations of organization; (b) serve as a mentor during transition of officers; and (c) serve as a member of the Executive Committee.

Section 4.10 Salaries. The officers shall serve without salaries.

ARTICLE V
MEETINGS

Section 5.1 Meeting of All Members. Meetings shall be held the Third Thursday of the month at 6:00 p.m. at a location decided by the Executive Board. Meeting frequency shall be set by Delaney Donates chairperson in accordance with the agenda

Section 5.2 Quorum. Fifty percent (50%) of the members entitled to vote, represented in person, shall constitute a quorum at any meeting.

Section 5.3 Manner of Acting. If a quorum is present, the affirmative vote of the majority of the members represented at the meeting and entitled to vote on the subject matter shall be the act of the board members.

Section 5.4 Voting. Unless otherwise provided by these Bylaws, each member entitled to vote shall be entitled to one vote upon each matter submitted to a vote at a meeting.

ARTICLE VI
PINK FIRE TRUCK

Section 6.1 Insurance. Insurance for the Delaney pink fire truck shall be carried under the Mesa County Fire Chiefs Association

Section 6.2 Housing. The Delaney Pink Fire Truck shall be housed at Palisade Fire Department located at 341 West 7th Street Palisade CO 81526.

Section 6.3 Drivers. No person shall be authorized to drive the Delaney Pink Fire Truck without consent from the executive committee and only after completing an instruction course on the workings of the Truck and signed off by an authorized agent.

Section 6.4 Events. The Delaney Pink Fire Engine shall be used free of charge to local cancer events in Mesa County and any other authorized event authorized by the executive committee. All other events are subject to service fee to help offset the cost of wear and tear and fuel for the engine.

ARTICLE VII
CONTRACTS, LOANS, CHECKS, DEPOSITS

Section 7.1 Contracts. Delaney Donates may authorize any officer or officers, agent or agents to enter any contract or execute and deliver any instrument in the name of and on behalf of Delaney Donates, and such authority may be general or confined to specific instances.

Section 7.2 Loans. No loan shall be contracted on behalf of Delaney Donates and no evidence of indebtedness shall be issued in its name.

Section 7.3 Checks. All checks, drafts or other orders of payment of money issued in the name of Delaney Donates shall be signed by an authorized officer or agent of Delaney Donates.

Section 7.4 Deposits. All deposits shall be deposited from time to time to the credit of Delaney Donates in such banks trust companies or other depositories that the Executive committee may select.

Section 7.5 Gifts. Delaney Donates may accept any contribution, gift, bequest, or devise for the general purpose of or for any special purpose of Delaney Donates

ARTICLE VIII
NONDISCRIMINATION

The officers, members, committee members, and persons served by Delaney Donates shall be selected entirely on a nondiscriminatory basis with respect to age, sex, race, religion, national origin and sexual orientation.

ARTICLE VIII
BOOKS AND RECORDS

Delaney Donates shall keep correct and complete books and records of account and shall also keep minutes of the proceedings of the Executive Committee and committees having any of the authority of the Executive Committee.

ARTICLE IX
FISCAL YEAR

The fiscal year of Delaney Donates shall end on the last day of December in each calendar year.

ARTICLE X
AMENDMENTS

These Bylaws may be altered, amended or repealed and new Bylaws may be adopted by a majority of the members present at any meeting of the Executive Committee at which a quorum is present.