

**GRANT OF FUNDS  
BY THE  
GARFIELD COUNTY BOARD OF COUNTY COMMISSIONERS**

**Recipient:** 5Point Film Festival  
**Address:** PO Box 355, Carbondale, CO 81623  
**Award:** \$25,000.00

This Grant of Budgeted Funds ("Grant") is awarded by the Board of County Commissioners of Garfield County ("BOCC") to Recipient on the terms and conditions set forth in this Grant:

1. Use of Funds. Recipient agrees to use the funds awarded by the BOCC for the public purposes and in the manner represented to the BOCC in Recipient's request for funds, attached as **Attachment A**, and as represented to the BOCC at the regularly schedule BOCC meeting on January 21, 2019 and to honor any and all conditions placed upon the use of funds specified by the BOCC. Any condition precedent to the release of grant funds required by the BOCC is defined in **Attachment B**. The Grant is awarded for the benefit of the Citizens of Garfield County consistent with this paragraph.

2. Duty to Cooperate. In accepting these funds, Recipient agrees to provide documentation requested by the BOCC or its designee regarding use of the grant funds and to cooperate with the BOCC and its designee in every way to ensure that the funds are utilized in furtherance of the identified public purpose.

3. Right to Inspect and Audit. In accepting these funds, Recipient grants to the BOCC or its designee the right to inspect and audit all books and records and to access any property necessary to confirm satisfaction of all conditions precedent and to ensure that the awarded funds are used for the purposes granted. The BOCC shall have this right for one year from the date the last payment is made to Recipient, unless extended as a condition of the Grant.

4. Grant Award. In reliance upon the representations of Recipient and in consideration of the terms and conditions stated in this Grant, the BOCC awards to Recipient the amount of TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) (the "Award").

5. Invoice Required. Payment of the Award will be made following (a) Recipient's signature on this Grant, (b) proof of satisfaction of all conditions precedent identified in Attachment B, if any, and (c) submission of an invoice or invoices to:  
Vola Mercer, 108 8<sup>th</sup> Street, Suite 101, Glenwood Springs, Colorado 81601

6. Return of Funds. If Recipient does not perform the work or services for which the Award has been granted or does not otherwise spend the Award for the use specified within the time frame represented in **Attachment A**, or within six months of payment, whichever occurs first, Recipient shall return all unused funds to the BOCC. Recipient shall also return or repay all portions of the Award that the BOCC, in its discretion after requesting documentation or

exercising its right to audit or inspect Recipient's records, determines to have been spent on goods or services outside the scope of this Grant.

7. Release and Indemnification. Recipient agrees to release, indemnify and hold the BOCC and Garfield County harmless from any and all claims, causes of action, damage, liability and cost and expenses (including litigation costs and attorneys' fees), whether by Recipient or a third-party, against or incurred by the BOCC or County as a result of Recipient's application for or use of the Award.

8. Recipient Acknowledgement. Recipient has read this Grant Agreement, understands that it is the intention of the BOCC to ensure that the Award is used for the public purpose(s) granted and to avoid any and all liability, claims, demands or damages related to the award and use of the grant funds, whether by Recipient or any third-party, and Recipient concurs with those intentions. By executing this document and accepting these funds, Recipient acknowledges its release of the BOCC and the County from all claims, damages, injuries, losses or liabilities, now and in the future, whether currently known or unknown.

ATTEST:

GRANTOR: BOARD OF COUNTY  
COMMISSIONERS GARFIELD COUNTY,  
COLORADO

Jean M Alberio  
Clerk to the Board

By: [Signature]  
John Martin, Chair

Date: 30 19



RECIPIENT: 5Point Film Festival

By: [Signature]  
Name: Regina Jones  
Title: Executive Director

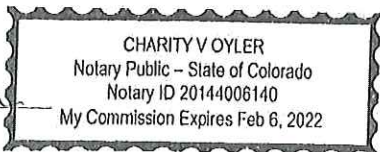
STATE OF COLORADO     )  
  ) ss.  
COUNTY OF GARFIELD    )

The foregoing Grant Agreement was acknowledged before me this 30 day of January, 2019 by Regina Jones, as an authorized representative of the Recipient.

WITNESS MY HAND AND OFFICIAL SEAL.

MY COMMISSION EXPIRES: February 6, 2022

Charity Oyler  
Notary Public



**ATTACHMENT A**  
**TO**  
**GRANT OF DISCRETIONARY FUNDS**  
**FROM THE GARFIELD COUNTY BOARD OF COUNTY COMMISSIONERS**

**RECIPIENT'S WRITTEN SUBMISSIONS**

*See Attached*





**Board of Commissioners Agenda Request Form**

**Non-Profit Discretionary Grant Request**

**This form must be completed and attached to all supporting documentation for items to be included in the Garfield County Board of Commissioners Agenda. One (1) form is required per agenda item.**

Department/Agency: 5Point Film Festival

Submitted By: Regna Jones

Phone Number: 970-260-4321\_ E-mail: regna@5pointfilm.org

Date of Board of Commissioners Meeting to consider this item: January 7, 2019  
(Must be submitted by **Wednesday, 11:00 a.m.** prior to Monday meeting)

Topic: 5Point Film Festival – April 25-28, 2019

Description (short summary of topic): 5Point Film is on a mission to inspire adventure of all kinds, to connect generations through shared experience, to engage passion with a conscience, and to educate through film. Garfield County has supported the festival over the years and we are requesting continued support as we head into our 2019 festival.

Name(s) of presenters: Regna Jones

Requested Board Actions (if funding is requested, specify amount): \$25,000

**PLEASE PROVIDE:** Seven (7) paper copies and one (1) E-mail copy of all documentation to support the agenda request to **Vola Mercer**, email: [vmercerc@garfield-county.com](mailto:vmercerc@garfield-county.com) or mail to 108 8<sup>th</sup> Street, #101, Glenwood Springs, CO 81601, no later than Wednesday, 11 a.m. prior to the Monday meeting. Failure to provide backup material timely and as requested may result in removal or continuance of your agenda item at the County's discretion.

For office use only:
Where does item need to appear: _____
Date Submitted: _____
Materials Received: _____
County Funds requested: _____

**ATTACHMENT B**  
**TO**  
**GRANT OF DISCRETIONARY FUNDS**  
**FROM THE GARFIELD COUNTY BOARD OF COUNTY COMMISSIONERS**

**CONDITIONS OF GRANT AWARD**

Prior to release of the funds conditionally awarded pursuant to this Grant, Recipient shall provide written proof to the address identified in paragraph 4 of the Grant or as otherwise specified below that the following conditions established by the BOCC have been satisfied:

- 1.
- 2.
- 3.