



2022 ARTICLES OF INCORPORATION PROPOSED UPDATES

In order to implement certain of the amendments made to TOMTC's Bylaws (adopted by the Board September 13, 2021) the members must be requested to amend sections of the Articles of Incorporation. The Articles were filed with the State of Michigan September 25, 1995. Only one amendment has been filed since then. That was done June 6, 1998.

2 Purposes

Proposed changes update the “purposes for which the corporation is organized” to better reflect the current scope of TOMTC’s work and affirm that the organization will operate as a 501(c)(3) non-profit. New language:

The purposes for which the Top of Michigan Trails Corporation (herein Council) exists are as follows: To advocate for, and facilitate, the development of a safe, multi-use, year-round recreational trail system in northern Michigan, including maintaining their quality and promoting their use.

The Corporation shall be operated exclusively for charitable or educational purposes within the meaning of section 501(c)(3) of the Code as a nonprofit corporation. No director of the Corporation shall have any title to or interest in the corporate property or earnings in the director’s individual or private capacity, and no part of the net earnings of the Corporation shall inure to the benefit of any director, officer or private individual. No substantial part of the activities of the Corporation shall consist of carrying on propaganda or otherwise attempting to influence legislation, and the Corporation shall not participate in or intervene in any political campaign on behalf of (or in opposition to) any candidate for public office.

8.2 Insurance

Proposed changes update the Articles to reflect current law and practice.

8.3 & 8.4

Proposed changes repeal these sections due to redundancy with 8.1 and 8.2.