

Form **990-T****Exempt Organization Business Income Tax Return**
(and proxy tax under section 6033(e)) **2009**

OMB No 1545-0047

2019Department of the Treasury
Internal Revenue Service

For calendar year 2019 or other tax year beginning 10/1/2019, and ending 9/30/2020

Go to www.irs.gov/Form990T for instructions and the latest information.

Do not enter SSN numbers on this form as it may be made public if your organization is a 501(c)(3).

Open to Public Inspection for
501(c)(3) Organizations Only

- A ☐ Check box if address changed
- B Exempt under section
- ☒ 501 (C) ☒ 3
- ☐ 408(e) ☐ 220(e)
- ☐ 408A ☐ 530(a)
- ☐ 529(a)

Print
or
Type

Name of organization (☐ Check box if name changed and see instructions)
Massachusetts Museum of Contemporary Art Foundation, Inc

Number, street, and room or suite no. If a P.O. box, see instructions
1040 MASS MoCA Way

City or town State ZIP code
North Adams MA 01247

Foreign country name Foreign province/state/county Foreign postal code

D Employer identification number
(Employees' trust, see instructions)

04-3113688

E Unrelated business activity code
(See instructions)

531120

C Book value of all assets at
end of year **72,228,617**

F Group exemption number (See instructions)

G Check organization type ☒ 501(c) corporation ☐ 501(c) trust ☐ 401(a) trust ☐ Other trust

H Enter the number of the organization's unrelated trades or businesses **1**. Describe the only (or first) unrelated trade or business here **Lessors of Nonresidential Buildings (except If only one, complete Parts I-V. If more than one, describe the first in the blank space at the end of the previous sentence, complete Parts I and II, complete a Schedule M for each additional trade or business, then complete Parts III-V)**

I During the tax year, was the corporation a subsidiary in an affiliated group or a parent-subsidiary controlled group? ☐ Yes ☒ No
If "Yes," enter the name and identifying number of the parent corporation

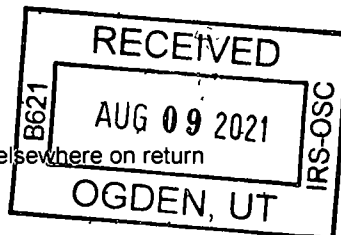
J The books are in care of **Tracy Moore** Telephone number **(413) 664-4481**

Part I Unrelated Trade or Business Income

| | (A) Income | (B) Expenses | (C) Net |
|---|------------|--------------|-----------|
| 1 a Gross receipts or sales | | | |
| b Less returns and allowances | | | |
| c Balance | 1c | | |
| 2 Cost of goods sold (Schedule A, line 7) | 2 | | |
| 3 Gross profit Subtract line 2 from line 1c | 3 | | 0 |
| 4 a Capital gain net income (attach Schedule D) | 4a | | |
| b Net gain (loss) (Form 4797, Part II, line 17) (attach Form 4797) | 4b | | |
| c Capital loss deduction for trusts | 4c | | |
| 5 Income (loss) from a partnership or an S corporation (attach statement) | 5 | | |
| 6 Rent income (Schedule C) | 6 | | |
| 7 Unrelated debt-financed income (Schedule E) | 7 | 1,796,327 | 1,796,327 |
| 8 Interest, annuities, royalties, and rents from a controlled organization (Schedule F) | 8 | | |
| 9 Investment income of a section 501(c)(7), (9), or (17) organization (Schedule G) | 9 | | |
| 10 Exploited exempt activity income (Schedule I) | 10 | | |
| 11 Advertising income (Schedule J) | 11 | | |
| 12 Other income (See instructions, attach schedule) | 12 | | |
| 13 Total. Combine lines 3 through 12 | 13 | 1,796,327 | 0 |
| | | | 1,796,327 |

Part II Deductions Not Taken Elsewhere (See instructions for limitations on deductions.) (Deductions must be directly connected with the unrelated business income)

| | | |
|---|-----|-----------|
| 14 Compensation of officers, directors, and trustees (Schedule K) | 14 | |
| 15 Salaries and wages | 15 | 873,268 |
| 16 Repairs and maintenance | 16 | |
| 17 Bad debts | 17 | |
| 18 Interest (attach schedule) (see instructions) | 18 | 15,526 |
| 19 Taxes and licenses | 19 | |
| 20 Depreciation (attach Form 4562) | 20 | 412,448 |
| 21 Less depreciation claimed on Schedule A and elsewhere on return | 21a | |
| 22 Depletion | 21b | 412,448 |
| 23 Contributions to deferred compensation plans | 22 | |
| 24 Employee benefit programs | 23 | |
| 25 Excess exempt expenses (Schedule I) | 24 | |
| 26 Excess readership costs (Schedule J) | 25 | |
| 27 Other deductions (attach schedule) | 26 | |
| 28 Total deductions. Add lines 14 through 27 | 27 | 673,469 |
| 29 Unrelated business taxable income before net operating loss deduction Subtract line 28 from line 13 | 28 | 1,974,711 |
| 30 Deduction for net operating loss arising in tax years beginning on or after January 1, 2018 (see instructions) | 29 | -178,384 |
| 31 Unrelated business taxable income Subtract line 30 from line 29 | 30 | |
| | 31 | -178,384 |



Part III Total Unrelated Business Taxable Income

| | | | |
|-----------|---|-----------|---|
| 32 | Total of unrelated business taxable income computed from all unrelated trades or businesses (see instructions) | 32 | 0 |
| 33 | Amounts paid for disallowed fringes | 33 | 0 |
| 34 | Charitable contributions (see instructions for limitation rules) | 34 | |
| 35 | Total unrelated business taxable income before pre-2018 NOLs and specific deduction Subtract line 34 from the sum of lines 32 and 33 | 35 | 0 |
| 36 | Deduction for net operating loss arising in tax years beginning before January 1, 2018 (see instructions) | 36 | |
| 37 | Total of unrelated business taxable income before specific deduction Subtract line 36 from line 35 | 37 | 0 |
| 38 | Specific deduction (Generally \$1,000, but see line 38 instructions for exceptions) | 38 | |
| 39 | Unrelated business taxable income. Subtract line 38 from line 37. If line 38 is greater than line 37, enter the smaller of zero or line 37 | 39 | 0 |

Part IV Tax Computation

| | | | |
|-----------|--|-----------|---|
| 40 | Organizations Taxable as Corporations. Multiply line 39 by 21% (0.21) | 40 | 0 |
| 41 | Trusts Taxable at Trust Rates. See instructions for tax computation. Income tax on the amount on line 39 from <input type="checkbox"/> Tax rate schedule or <input type="checkbox"/> Schedule D (Form 1041) | 41 | |
| 42 | Proxy tax. See instructions | 42 | |
| 43 | Alternative minimum tax (trusts only) | 43 | |
| 44 | Tax on Noncompliant Facility Income. See instructions | 44 | |
| 45 | Total. Add lines 42, 43, and 44 to line 40 or 41, whichever applies | 45 | 0 |

Part V Tax and Payments

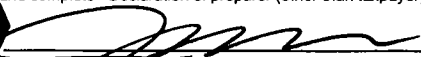
| | | | | |
|-------------|---|------------|---|---|
| 46 a | Foreign tax credit (corporations attach Form 1118, trusts attach Form 1116) | 46a | | |
| b | Other credits (see instructions) | 46b | | |
| c | General business credit. Attach Form 3800 (see instructions) | 46c | | |
| d | Credit for prior year minimum tax (attach Form 8801 or 8827) | 46d | | |
| e | Total credits. Add lines 46a through 46d | 46e | | 0 |
| 47 | Subtract line 46e from line 45 | 47 | | 0 |
| 48 | Other taxes. Check if from <input type="checkbox"/> Form 4255 <input type="checkbox"/> Form 8611 <input type="checkbox"/> Form 8697 <input type="checkbox"/> Form 8866 <input type="checkbox"/> Other (attach schedule) | 48 | | |
| 49 | Total tax. Add lines 47 and 48 (see instructions) | 49 | | 0 |
| 50 | 2019 net 965 tax liability paid from Form 965-A or Form 965-B, Part II, column (k), line 3 | 50 | | |
| 51 a | Payments. A 2018 overpayment credited to 2019 | 51a | | |
| b | 2019 estimated tax payments | 51b | | |
| c | Tax deposited with Form 8868 | 51c | | |
| d | Foreign organizations. Tax paid or withheld at source (see instructions) | 51d | | |
| e | Backup withholding (see instructions) | 51e | | |
| f | Credit for small employer health insurance premiums (attach Form 8941) | 51f | | |
| g | Other credits, adjustments, and payments <input type="checkbox"/> Form 2439 <input type="checkbox"/> Form 4136 <input type="checkbox"/> Other <input type="checkbox"/> Total | 51g | 0 | |
| 52 | Total payments. Add lines 51a through 51g | 52 | | 0 |
| 53 | Estimated tax penalty (see instructions). Check if Form 2220 is attached <input type="checkbox"/> | 53 | | |
| 54 | Tax due. If line 52 is less than the total of lines 49, 50, and 53, enter amount owed | 54 | | 0 |
| 55 | Overpayment. If line 52 is larger than the total of lines 49, 50, and 53, enter amount overpaid | 55 | | 0 |
| 56 | Enter the amount of line 55 you want. Credited to 2020 estimated tax <input type="checkbox"/> Refunded <input type="checkbox"/> | 56 | | 0 |

Part VI Statements Regarding Certain Activities and Other Information (see instructions)

| | | | |
|-----------|---|-----|----|
| 57 | At any time during the 2019 calendar year, did the organization have an interest in or a signature or other authority over a financial account (bank, securities, or other) in a foreign country? If "Yes," the organization may have to file FinCEN Form 114, Report of Foreign Bank and Financial Accounts. If "Yes," enter the name of the foreign country here <input type="checkbox"/> | Yes | No |
| 58 | During the tax year, did the organization receive a distribution from, or was it the grantor of, or transferor to, a foreign trust? If "Yes," see instructions for other forms the organization may have to file | | X |
| 59 | Enter the amount of tax-exempt interest received or accrued during the tax year <input type="checkbox"/> \$ | | |

Sign Here

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.



Signature of officer

5/24/2021

Date

Clerk

Title

May the IRS discuss this return with the preparer shown below (see instructions)? ☒ Yes ☐ No**Paid Preparer Use Only**

| | | | | |
|---|---|-----------|---|-----------|
| Print/Type preparer's name | Preparer's signature | Date | Check <input type="checkbox"/> if self-employed | PTIN |
| Billie Jo Sawyer | Billie Jo Sawyer | 5/11/2021 | | P01071637 |
| Firm's name <input type="checkbox"/> Sawyer, LLC | Firm's EIN <input type="checkbox"/> 27-1294850 | | | |
| Firm's address <input type="checkbox"/> 1310 MASS MoCA Way, North Adams, MA 01247 | Phone no. <input type="checkbox"/> (413) 664-6777 | | | |

Schedule A—Cost of Goods Sold. Enter method of inventory valuation **▶ N/A**

| | | | | | |
|--|-----------|---|---|------------|-----------|
| 1 Inventory at beginning of year | 1 | | 6 Inventory at end of year | 6 | |
| 2 Purchases | 2 | | 7 Cost of goods sold. Subtract line 6 from line 5. Enter here and in Part I, line 2 | 7 | 0 |
| 3 Cost of labor | 3 | | 8 Do the rules of section 263A (with respect to property produced or acquired for resale) apply to the organization? | Yes | No |
| 4 a Additional section 263A costs (attach schedule) | 4a | | | | |
| b Other costs (attach schedule) | 4b | | | | |
| 5 Total. Add lines 1 through 4b | 5 | 0 | | | |

Schedule C—Rent Income (From Real Property and Personal Property Leased With Real Property)

(see instructions)

| | | |
|---|--|--|
| 1. Description of property | | |
| (1) | | |
| (2) | | |
| (3) | | |
| (4) | | |
| 2. Rent received or accrued | | |
| (a) From personal property (if the percentage of rent for personal property is more than 10% but not more than 50%) | (b) From real and personal property (if the percentage of rent for personal property exceeds 50% or if the rent is based on profit or income) | 3(a) Deductions directly connected with the income in columns 2(a) and 2(b) (attach schedule) |
| (1) | | |
| (2) | | |
| (3) | | |
| (4) | | |
| Total | 0 Total | 0 |
| (c) Total income. Add totals of columns 2(a) and 2(b). Enter here and on page 1, Part I, line 6, column (A) ▶ | | (b) Total deductions. Enter here and on page 1, Part I, line 6, column (B) ▶ |
| 0 | | 0 |

Schedule E—Unrelated Debt-Financed Income (see instructions)

| 1. Description of debt-financed property | | 2. Gross income from or allocable to debt-financed property | 3. Deductions directly connected with or allocable to debt-financed property | |
|---|---|---|--|---|
| | | | (a) Straight line depreciation (attach schedule) | (b) Other deductions (attach schedule) |
| (1) HUD 108 City of North Adams | | 1,796,327 | | |
| (2) Morgan Stanley | | | | |
| (3) | | | | |
| (4) | | | | |
| 4. Amount of average acquisition debt on or allocable to debt-financed property (attach schedule) | 5. Average adjusted basis of or allocable to debt-financed property (attach schedule) | 6. Column 4 divided by column 5 | 7. Gross income reportable (column 2 × column 6) | 8. Allocable deductions (column 6 × total of columns 3(a) and 3(b)) |
| (1) 1,796,327 | 500,000 | 100% | 1,796,327 | 0 |
| (2) | | % | 0 | 0 |
| (3) | | % | 0 | 0 |
| (4) | | % | 0 | 0 |
| Totals | | | Enter here and on page 1, Part I, line 7, column (A) 1,796,327 | Enter here and on page 1, Part I, line 7, column (B) 0 |
| Total dividends-received deductions included in column 8 ▶ | | | ▶ | |

Schedule F—Interest, Annuities, Royalties, and Rents From Controlled Organizations (see instructions)

| 1. Name of controlled organization | 2. Employer identification number | Exempt Controlled Organizations | | | |
|------------------------------------|-----------------------------------|---|-------------------------------------|---|--|
| | | 3. Net unrelated income (loss) (see instructions) | 4. Total of specified payments made | 5. Part of column 4 that is included in the controlling organization's gross income | 6. Deductions directly connected with income in column 5 |
| (1) | | | | | |
| (2) | | | | | |
| (3) | | | | | |
| (4) | | | | | |

Nonexempt Controlled Organizations

| 7. Taxable income | 8. Net unrelated income (loss) (see instructions) | 9. Total of specified payments made | 10. Part of column 9 that is included in the controlling organization's gross income | 11. Deductions directly connected with income in column 10 |
|-------------------|---|-------------------------------------|--|--|
| (1) | | | | |
| (2) | | | | |
| (3) | | | | |
| (4) | | | | |
| | | | Add columns 5 and 10. Enter here and on page 1, Part I, line 8, column (A) | Add columns 6 and 11. Enter here and on page 1, Part I, line 8, column (B) |
| Totals | | | 0 | 0 |

Schedule G—Investment Income of a Section 501(c)(7), (9), or (17) Organization (see instructions)

| 1. Description of income | 2. Amount of income | 3. Deductions directly connected (attach schedule) | 4. Set-asides (attach schedule) | 5. Total deductions and set-asides (col 3 plus col 4) |
|--------------------------|---------------------|--|---------------------------------|---|
| (1) | | | | 0 |
| (2) | | | | 0 |
| (3) | | | | 0 |
| (4) | | | | 0 |
| | | Enter here and on page 1, Part I, line 9, column (A) | | Enter here and on page 1, Part I, line 9, column (B) |
| Totals | | 0 | | 0 |

Schedule I—Exploited Exempt Activity Income, Other Than Advertising Income (see instructions)

| 1. Description of exploited activity | 2. Gross unrelated business income from trade or business | 3. Expenses directly connected with production of unrelated business income | 4. Net income (loss) from unrelated trade or business (column 2 minus column 3). If a gain, compute cols 5 through 7 | 5. Gross income from activity that is not unrelated business income | 6. Expenses attributable to column 5 | 7. Excess exempt expenses (column 6 minus column 5, but not more than column 4) |
|--------------------------------------|---|---|--|---|--------------------------------------|---|
| (1) | | | 0 | | | 0 |
| (2) | | | 0 | | | 0 |
| (3) | | | 0 | | | 0 |
| (4) | | | 0 | | | 0 |
| | | Enter here and on page 1, Part I, line 10, col (A) | Enter here and on page 1, Part I, line 10, col (B) | | | Enter here and on page 1, Part II, line 25 |
| Totals | | 0 | 0 | | | 0 |

Schedule J—Advertising Income (see instructions)**Part I Income From Periodicals Reported on a Consolidated Basis**

| 1. Name of periodical | 2. Gross advertising income | 3. Direct advertising costs | 4. Advertising gain or (loss) (col 2 minus col 3). If a gain, compute cols 5 through 7 | 5. Circulation income | 6. Readership costs | 7. Excess readership costs (column 6 minus column 5, but not more than column 4) |
|--|-----------------------------|-----------------------------|--|-----------------------|---------------------|--|
| (1) | | | | | | |
| (2) | | | | | | |
| (3) | | | | | | |
| (4) | | | | | | |
| Totals (carry to Part II, line (5)) | | 0 | 0 | 0 | 0 | 0 |

Part II **Income From Periodicals Reported on a Separate Basis** (For each periodical listed in Part II, fill in columns 2 through 7 on a line-by-line basis)

| 1. Name of periodical | 2. Gross advertising income | 3. Direct advertising costs | 4. Advertising gain or (loss) (col 2 minus col 3) If a gain, compute cols 5 through 7 | 5. Circulation income | 6. Readership costs | 7. Excess readership costs (column 6 minus column 5, but not more than column 4) |
|--------------------------------------|--|--|---|-----------------------|---------------------|--|
| (1) | | | 0 | | | 0 |
| (2) | | | 0 | | | 0 |
| (3) | | | 0 | | | 0 |
| (4) | | | 0 | | | 0 |
| Totals from Part I ► | 0 | 0 | | | | 0 |
| Totals, Part II (lines 1–5) ► | Enter here and on page 1, Part I, line 11 col (A) 0 | Enter here and on page 1, Part I, line 11 col (B) 0 | | | | Enter here and on page 1, Part II line 26. 0 |

Schedule K—Compensation of Officers, Directors, and Trustees (see instructions)

| 1. Name | 2. Title | 3. Percent of time devoted to business | 4. Compensation attributable to unrelated business |
|--|----------|--|--|
| (1) | | % | |
| (2) | | % | |
| (3) | | % | |
| (4) | | % | |
| Total. Enter here and on page 1, Part II, line 14 ► | | | 0 |

Depreciation and Amortization

(Including Information on Listed Property)

OMB No 1545-0172

2019

Attachment

Sequence No **179**Department of the Treasury
Internal Revenue Service (99)

▶ Attach to your tax return.

▶ Go to www.irs.gov/Form4562 for instructions and the latest information.

Name(s) shown on return: **Massachusetts Museum of Contemporary Art Fo**
 Business or activity to which this form relates: **990T**
 Identifying number: **04-3113688**

Part I Election To Expense Certain Property Under Section 179

Note: If you have any listed property, complete Part V before you complete Part I

| | | |
|--|------------------------------|------------------|
| 1 Maximum amount (see instructions) | 1 | |
| 2 Total cost of section 179 property placed in service (see instructions) | 2 | |
| 3 Threshold cost of section 179 property before reduction in limitation (see instructions) | 3 | |
| 4 Reduction in limitation Subtract line 3 from line 2 If zero or less, enter -0- | 4 | 0 |
| 5 Dollar limitation for tax year Subtract line 4 from line 1 If zero or less, enter -0- If married filing separately, see instructions | 5 | 0 |
| 6 (a) Description of property | (b) Cost (business use only) | (c) Elected cost |
| | | |
| 7 Listed property Enter the amount from line 29 | 7 | |
| 8 Total elected cost of section 179 property Add amounts in column (c), lines 6 and 7 | 8 | 0 |
| 9 Tentative deduction Enter the smaller of line 5 or line 8 | 9 | 0 |
| 10 Carryover of disallowed deduction from line 13 of your 2018 Form 4562 | 10 | |
| 11 Business income limitation Enter the smaller of business income (not less than zero) or line 5 See instructions | 11 | |
| 12 Section 179 expense deduction Add lines 9 and 10, but don't enter more than line 11 | 12 | 0 |
| 13 Carryover of disallowed deduction to 2020 Add lines 9 and 10, less line 12 | 13 | 0 |

Note: Don't use Part II or Part III below for listed property. Instead, use Part V

Part II Special Depreciation Allowance and Other Depreciation (Don't include listed property. See instructions.)

| | | |
|--|----|---------|
| 14 Special depreciation allowance for qualified property (other than listed property) placed in service during the tax year See instructions | 14 | |
| 15 Property subject to section 168(f)(1) election | 15 | |
| 16 Other depreciation (including ACRS) | 16 | 412,448 |

Part III MACRS Depreciation (Don't include listed property. See instructions.)**Section A**

| | | |
|--|--------------------------|--|
| 17 MACRS deductions for assets placed in service in tax years beginning before 2019 | 17 | |
| 18 If you are electing to group any assets placed in service during the tax year into one or more general asset accounts, check here | <input type="checkbox"/> | |

Section B - Assets Placed in Service During 2019 Tax Year Using the General Depreciation System

| (a) Classification of property | (b) Month and year placed in service | (c) Basis for depreciation (business/investment use only—see instructions) | (d) Recovery period | (e) Convention | (f) Method | (g) Depreciation deduction |
|--------------------------------|--------------------------------------|--|---------------------|----------------|------------|----------------------------|
| 19 a 3-year property | | | | | | |
| b 5-year property | | | | | | |
| c 7-year property | | | | | | |
| d 10-year property | | | | | | |
| e 15-year property | | | | | | |
| f 20-year property | | | | | | |
| g 25-year property | | | 25 yrs | | S/L | |
| h Residential rental property | | | 27 5 yrs | MM | S/L | |
| i Nonresidential real property | | | 39 yrs | MM | S/L | |

Section C - Assets Placed in Service During 2019 Tax Year Using the Alternative Depreciation System

| 20 a Class life | (b) Month and year placed in service | (c) Basis for depreciation (business/investment use only—see instructions) | (d) Recovery period | (e) Convention | (f) Method | (g) Depreciation deduction |
|-----------------|--------------------------------------|--|---------------------|----------------|------------|----------------------------|
| b 12-year | | | 12 yrs | | S/L | |
| c 30-year | | | 30 yrs | MM | S/L | |
| d 40-year | | | 40 yrs | MM | S/L | |

Part IV Summary (See instructions)

| | | |
|---|----|---------|
| 21 Listed property Enter amount from line 28 | 21 | |
| 22 Total. Add amounts from line 12, lines 14 through 17, lines 19 and 20 in column (g), and line 21 Enter here and on the appropriate lines of your return Partnerships and S corporations—see instructions | 22 | 412,448 |
| 23 For assets shown above and placed in service during the current year, enter the portion of the basis attributable to section 263A costs | 23 | |

For Paperwork Reduction Act Notice, see separate instructions.

Form 4562 (2019)

Line 18 (990-T) - Interest

| | | | |
|----|---|----|--------|
| 1 | Interest Allocation | 1 | 15,526 |
| 2 | Tax Exempt Interest | 2 | |
| 3 | Prepaid Interest | 3 | |
| 4 | Straddle Interest | 4 | |
| 5 | Original Issue Discount | 5 | |
| 6 | Interest on certain underpayments of tax | 6 | |
| 7 | Interest allocable to the production of designated property | 7 | |
| 8 | Interest on below-market loans | 8 | |
| 9 | Limitation on deduction of business interest | 9 | |
| 10 | | 10 | |
| 11 | | 11 | |
| 12 | Total | 12 | 15,526 |

Line 27 (990-T) - Other Deductions

| | | | |
|---|---|---|---------|
| 1 | property management (4% of gross rents) | 1 | 71,853 |
| 2 | Asset Management | 2 | 94,306 |
| 3 | B&G | 3 | 507,310 |
| 4 | Total other deductions | 4 | 673,469 |
| 5 | Total deductions less expenses for offsetting credits | 5 | 673,469 |

Summary of Unadjusted Basis of Qualified Property (4562)

9/30/2020

Summary of Qualified Property by Activity

| | Activity | Unadjusted Cost or Basis |
|---|----------|-----------------------------|
| 1 | 990 | 0 |
| 2 | 990T | 0 |

Detail of Qualified Property

| | Activity | Asset Description | Date In Service | Recovery Period | Years in Service | Total Cost or Basis | Business/Time Use Percent | Unadjusted Cost or Basis |
|---|----------|--------------------------|--------------------|--------------------|---------------------|------------------------|------------------------------|-----------------------------|
| 3 | 990T | Main Street and Marshall | 5/30/2014 | 0 | 7 | 0 | 100.00% | 0 |