



Council Report

776 N.E. 125 Street, North Miami, Florida 33161

To: The Honorable Mayor and City Council

From: Miguel Agustin, Director of Finance

Angela Reyes for

Date: June 12, 2018

RE: Authorizing 501(c)3 Organization for the Emergency Utilities Assistance Pilot Program

RECOMMENDATION

It is recommended that the Mayor and City Council authorize the City Manager and City Attorney to do all things necessary to establish a tax exempt, not-for profit organization under section 501(c)3 of the Internal Revenue Code to facilitate the Emergency Utilities Assistance Pilot Program.

BACKGROUND

Resolution No.2017-R-145 allowed the City Manager to establish the Emergency Utilities Assistance Pilot program to provide emergency assistance with past due utility bills to endure the safety of residents (and in the case of water utilities, all service recipients).

ATTACHMENT(s)

Resolution NO. 2017-R-145

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO DO ALL THINGS NECESSARY TO ESTABLISH A TAX EXEMPT, NOT-FOR PROFIT ORGANIZATION UNDER SECTION 501(C)(3) OF THE INTERNAL REVENUE CODE, WITH THE PURPOSE OF FUNDING THE EMERGENCY UTILITIES ASSISTANCE PROGRAM, AND TO SOLICIT AND ACCEPT CONTRIBUTIONS FROM THE GENERAL PUBLIC, PUBLIC OR PRIVATE INSTITUTIONS AND GOVERNMENTAL AGENCIES TO SUPPORT THE PROGRAM; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

WHEREAS, on November 28, 2018, the City of North Miami established the Emergency Utilities Assistance Pilot Program under Resolution No. 2017-R-145; and

WHEREAS, the goal of the Emergency Utilities Assistance Pilot Program is to provide North Miami residents with emergency assistance with past due utility bills to ensure the safety of residents; and

WHEREAS, in line with its commitment to provide emergency utility bill assistance to its residents, the City administration seeks to establish the formation of a tax exempt, not-for-profit organization under Section 501(c)(3) of the Internal Revenue Code (“Organization”); and

WHEREAS, the formation of the Organization would make possible the solicitation and acceptance of financial contributions from the general public, public or private institutions and governmental agencies, in order to achieve the goals and mission of providing financial assistance for those in need; and

WHEREAS, it is the desire of the Mayor and City Council to support and promote the establishment of an Organization, in accordance with Florida law, to support its mission of providing financial assistance to residents who are behind in their utility bill payments and meet the program requirements.

NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. City Manager Authorization. The Mayor and City Council of the City of North Miami, Florida, hereby authorize the City Manager and City Attorney to do all things

necessary to establish a tax exempt, not-for profit organization under Section 501(c)(3) of the Internal Revenue Code, with the purpose of supporting the City's Emergency Utilities Assistance Pilot Program.

Section 2. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a _____ vote of the Mayor and City Council of the City of North Miami, Florida, this ____ day of _____, 2018.

DR. SMITH JOSEPH
MAYOR

ATTEST:

MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: _____

Seconded by: _____

Vote:

| | |
|-------------------------------------|-----------------------|
| Mayor Smith Joseph, D.O., Pharm. D. | _____ (Yes)_____ (No) |
| Vice Mayor Carol Keys, Esq. | _____ (Yes)_____ (No) |
| Councilman Scott Galvin | _____ (Yes)_____ (No) |
| Councilman Philippe Bien-Aime | _____ (Yes)_____ (No) |
| Councilman Alix Desulme | _____ (Yes)_____ (No) |