

RESOLUTION NUMBER 3542

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PERRIS DIRECTING THE FILING OF THE ARTICLES OF
INCORPORATION IN CONNECTION WITH THE
FORMATION OF A CALIFORNIA NON-PROFIT PUBLIC
BENEFIT CORPORATION**

WHEREAS, there is a desire for educational and charitable programs relating to many social issues, including, but not limited to, housing, the arts, culture, education, recreation, nutrition, wellness, employment and gang and drug prevention activities to be provided within the City of Perris (the “City”) and the surrounding communities; and

WHEREAS, on February 22, 2005, the City Council directed the City staff to proceed with the hiring of consultants and to obtain the information necessary to form a non-profit corporation for the purposes of dealing with these social issues; and

WHEREAS, under Section 5110 *et seq.* of the California Corporations Code, the City may take action to form a non-profit corporation by acting as an incorporator and filing the Articles of Incorporation with the Secretary of State of the State of California (the “State”); and

WHEREAS, there is attached to this Resolution as Exhibit “A” the form of Articles of Incorporation (the “Articles”) which must be approved, signed and filed with the Secretary of State in order to form the corporation; and

WHEREAS, there is attached to this Resolution as Exhibit “B” the form of Bylaws which must be approved, signed and filed with the Secretary of State in order to form the corporation; and

WHEREAS, the City Council desires to act as incorporator to the corporation;
and

WHEREAS, the City Council desires to designate “Perris Community Partnership” as the name of the corporation (the “Corporation”); and

WHEREAS, the City Council desires that said Corporation qualify as a corporation organized for charitable and educational purposes under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and

WHEREAS, the City Council desires to authorize the City Manager and the Assistant City Manager to take all action as may be necessary to form the Corporation and file such applications with state and federal agencies as may be necessary to preserve the rights of the corporation and qualify the corporation for tax exemption under the laws of the State and the United States of America.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Perris, California, as follows:

Section 1. That the recitals set forth hereinabove are true and correct in all respects.

Section 2. That the Articles are hereby approved and each member of the City Council of the City is hereby authorized to sign the Articles on behalf of the City as the incorporator of the Corporation and the City Clerk is hereby authorized to attest to the signatures of the members of the City Council. The City Manager and the Assistant City Manager are hereby authorized to file said Articles with the Secretary of State of the State of California and to take such other action as may be necessary to form the Corporation.

Section 3. That the Bylaws are hereby approved and the City Clerk is hereby authorized to attest to the approval of the Bylaws by the City Council on the Bylaws and the City Manager and the Assistant City Manager are hereby authorized to take such action as may be necessary to bring said bylaws into effect.

Section 4. That the City Manager and the Assistant City Manager are hereby authorized to file such forms and documents as may be necessary to qualify said Corporation for exemption from Federal and State taxes under the laws of the United States of America and of California.

Section 5. That the City Manager and Assistant City Manager may hereby take such actions as may be necessary to accomplish the purposes hereof.

Section 6. That the City Manager and Assistant City Manager may prepare a form of application for membership on the board of directors of the Corporation and may distribute said form to eligible individuals and interview said individuals and recommend individuals for appointment to the board of directors to the Council from time to time. Pursuant to the Bylaws, the City Council shall appoint the initial board of directors, which board shall consist of nine (9) people.

ADOPTED, SIGNED and **APPROVED** this 13th day of December, 2005.

Mayor, Daryl R. Busch

ATTEST:

City Clerk, Margaret Rey
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STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) §
CITY OF PERRIS)

I, Margaret Rey, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number 3542 was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held the 13th day of December, 2005, and that it was so adopted by the following called vote:

AYES: Landers, Motte, Rogers, Yarbrough, Busch
NOES:
ABSENT:
ABSTAIN:

City Clerk, Margaret Rey

EXHIBIT "A"
(RESOLUTION NUMBER 3542)

ARTICLES OF INCORPORATION

EXHIBIT "B"
(RESOLUTION NUMBER 3542)

BYLAWS