

C7 E A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING, IN SUBSTANTIAL FORM, THE AGREEMENT BETWEEN THE MIAMI DADE COLLEGE FOUNDATION, INC. AND THE CITY TO PROVIDE FUNDING FOR THE CITY OF MIAMI BEACH SCHOLARSHIP FUND FOR MIAMI BEACH RESIDENTS, WITH THE AMOUNT OF FUNDING FROM THE CITY OF MIAMI BEACH AT \$30,000 FOR THE 2024-2025 SCHOOL YEAR AND INCLUSION OF ADDITIONAL FUNDS FROM DONATIONS AND FURTHER AUTHORIZING THE CITY MANAGER TO FINALIZE AND EXECUTE ALL RELATED AGREEMENTS AND TO REASSESS THE SCHOLARSHIP DURING THE FY 2026 BUDGET PROCESS FOR FUNDING FOR SUBSEQUENT YEARS.

Applicable Area:

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: Eric Carpenter, City Manager

DATE: October 30, 2024

TITLE: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING, IN SUBSTANTIAL FORM, THE AGREEMENT BETWEEN THE MIAMI DADE COLLEGE FOUNDATION, INC. AND THE CITY TO PROVIDE FUNDING FOR THE CITY OF MIAMI BEACH SCHOLARSHIP FUND FOR MIAMI BEACH RESIDENTS, WITH THE AMOUNT OF FUNDING FROM THE CITY OF MIAMI BEACH AT \$30,000 FOR THE 2024-2025 SCHOOL YEAR AND INCLUSION OF ADDITIONAL FUNDS FROM DONATIONS AND FURTHER AUTHORIZING THE CITY MANAGER TO FINALIZE AND EXECUTE ALL RELATED AGREEMENTS AND TO REASSESS THE SCHOLARSHIP DURING THE FY 2026 BUDGET PROCESS FOR FUNDING FOR SUBSEQUENT YEARS.

RECOMMENDATION

The Administration recommends the approval of the agreement, in substantial form, with the Miami Dade College Foundation to provide funding for the City of Miami Beach Scholarship Fund for Miami Beach residents, and authorize the City Manager to execute all related agreements.

BACKGROUND/HISTORY

At the September 11, 2024 Commission Meeting the Mayor and Commission approved Resolution 2024-33273 (attachment A), requesting the support of the Mayor and Commission to negotiate an agreement with Miami Dade College Foundation to provide funding for the City of Miami Beach Scholarship Fund for Miami Beach residents (attachment B).

The City of Miami Beach is committed to supporting educational opportunities for its residents, particularly those who are the first in their families to pursue a college education. The Miami Dade College Foundation has a long-standing reputation for providing scholarships and financial assistance to students who face financial barriers to accessing higher education. The provision of funding for first generation college scholarships will help ensure that Miami Beach residents have the opportunity to achieve their educational goals and contribute positively to their community.

The City of Miami Beach currently has a separate agreement with the Miami Beach Chamber Education Foundation, Inc. established as of September 14, 2022 when Resolution No. 2022-32286 (attachment C) was passed to approve and authorize the City to execute agreements with the Miami Beach Police Athletic League, Inc (MBPAL) and the Miami Beach Chamber Education Foundation, Inc. (MBCEF) to provide funding for the First Generation College Scholarship for Miami Beach residents through agreements with Florida International University Foundation, Inc. providing a 2:1 matching grant.

ANALYSIS

Investing in the education of Miami Beach residents is a vital step in promoting social and economic mobility within the community. Approved funding in the amount of \$30,000 for the 2024-

2025 school year and the acceptance of donations will providing additional support to eligible Miami Beach residents.

The Foundation will provide a 2:1 match for all gifts received during the term of this Gift Agreement and thereafter (attachment D).

The City of Miami Beach Scholarship Fund will be provided to eligible Miami Dade College students who meet the following criteria:

1. Resident of the City of Miami Beach (33139, 33140, 33141-excluding North Bay Village)
2. Pursuing an Associate Degree, Bachelor Degree or certificate program at Miami Dade College
3. Ineligible for Future Ready Miami Dade Scholarship
4. Pell Grant eligible or eligible for equivalent Miami Dade College scholarship
5. Miami Beach Scholarship funds to be applied as "Last Dollar"

FISCAL IMPACT STATEMENT

FY 25 \$30,000

FY 25 \$3,000 (Donation from Miami Beach Chamber of Education Foundation – 10/30/2024)

Does this Ordinance require a Business Impact Estimate?

(FOR ORDINANCES ONLY)

If applicable, the Business Impact Estimate (BIE) was published on:

See BIE at: <https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notices/>

FINANCIAL INFORMATION

CONCLUSION

Applicable Area

Citywide

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-17?

No

Is this item related to a G.O. Bond Project?

No

Was this Agenda Item initially requested by a lobbyist which, as defined in Code Sec. 2-481, includes a principal engaged in lobbying? No

If so, specify the name of lobbyist(s) and principal(s):

Department

Education and Performance Initiatives

Sponsor(s)

Commissioner Kristen Rosen Gonzalez

Co-sponsor(s)

Commissioner Tanya K. Bhatt
Commissioner Joseph Magazine
Commissioner Laura Dominguez

Condensed Title

First Generation Scholarships, Miami-Dade College. (Rosen Gonzalez/Bhatt/Magazine/Dominguez) EPI

RESOLUTION NO. 2024-33273

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY MANAGER TO NEGOTIATE AN AGREEMENT WITH THE MIAMI DADE COLLEGE FOUNDATION TO PROVIDE FUNDING FOR FIRST GENERATION COLLEGE SCHOLARSHIPS FOR MIAMI BEACH RESIDENTS, WITH THE TOTAL AMOUNT OF FUNDING FROM THE CITY OF MIAMI BEACH NOT TO EXCEED \$30,000 FOR THE 2025-2026 SCHOOL YEAR AND EACH SUBSEQUENT SCHOOL YEAR THEREAFTER, SUBJECT TO IDENTIFICATION OF FUNDING FOR THE 2025-2026 SCHOOL YEAR AND ANNUAL APPROVAL BY THE CITY COMMISSION DURING THE CITY'S BUDGETARY PROCESS FOR SUBSEQUENT SCHOOL YEARS, SUCH AGREEMENT TO BE SUBJECT TO THE APPROVAL OF THE CITY ATTORNEY AND THE MAYOR AND CITY COMMISSION PRIOR TO EXECUTION.

WHEREAS, the City of Miami Beach is committed to supporting educational opportunities for its residents, particularly those who are the first in their families to pursue a college education; and

WHEREAS, the Miami Dade College Foundation has a long-standing reputation for providing scholarships and financial assistance to students who face financial barriers to accessing higher education; and

WHEREAS, the provision of funding for first generation college scholarships will help ensure that Miami Beach residents have the opportunity to achieve their educational goals and contribute positively to their community; and

WHEREAS, the Mayor and City Commission believe that investing in the education of Miami Beach residents is a vital step in promoting social and economic mobility within the community; and

WHEREAS, the City of Miami Beach intends to provide funding not to exceed \$30,000 for the 2025-2026 school year and each subsequent school year thereafter, subject to identification of funding for the 2025-2026 school year and annual approval by the City Commission during the budget process for subsequent school years; and

WHEREAS, the City Manager is hereby directed to negotiate an agreement with the Miami Dade College Foundation to provide this funding for first generation college scholarships for Miami Beach residents, with such agreement being subject to the approval of the City Attorney and the Mayor and City Commission prior to execution.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby direct the City Manager to negotiate an agreement with the Miami Dade College Foundation to provide funding for first generation college scholarships for Miami Beach residents, with the total amount of funding from the City of Miami Beach not to exceed \$30,000 for the 2025-2026 school year and each subsequent school year thereafter, subject to identification of funding for the 2025-2026 school year and annual approval by the City Commission during the City's budgetary process for subsequent school years, such agreement to be subject to the approval of the City Attorney and the Mayor and City Commission prior to execution.

PASSED AND ADOPTED this 11 day of September, 2024.

ATTEST:

AI

SEP 17 2024

Rafael Granado, City Clerk

Steven Melner
Steven Melner, Mayor

(Sponsored by Commissioner Kristen Rosen Gonzalez)

Co-Sponsored by Commissioner Tanya K. Bhatt

Co-Sponsored by Commissioner Joseph Magazine

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



[Signature]
City Attorney

9/15/2024
Date

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: City Attorney Ricardo J. Dopico

DATE: September 11, 2024

TITLE: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY MANAGER TO NEGOTIATE AN AGREEMENT WITH THE MIAMI DADE COLLEGE FOUNDATION TO PROVIDE FUNDING FOR FIRST GENERATION COLLEGE SCHOLARSHIPS FOR MIAMI BEACH RESIDENTS. WITH THE TOTAL AMOUNT OF FUNDING FROM THE CITY OF MIAMI BEACH NOT TO EXCEED \$30,000 FOR THE 2025-2026 SCHOOL YEAR AND EACH SUBSEQUENT SCHOOL YEAR THEREAFTER, SUBJECT TO IDENTIFICATION OF FUNDING FOR THE 2025-2026 SCHOOL YEAR AND ANNUAL APPROVAL BY THE CITY COMMISSION DURING THE CITY'S BUDGETARY PROCESS FOR SUBSEQUENT SCHOOL YEARS, SUCH AGREEMENT TO BE SUBJECT TO THE APPROVAL OF THE CITY ATTORNEY AND THE MAYOR AND CITY COMMISSION PRIOR TO EXECUTION.

RECOMMENDATION

BACKGROUND/HISTORY

ANALYSIS

The attached Resolution was prepared at the request of the sponsor, Commissioner Kristen Rosen Gonzalez.

FISCAL IMPACT STATEMENT

The fiscal impact shall not exceed \$30,000 annually.

Does this Ordinance require a Business Impact Estimate? (FOR ORDINANCES ONLY)

If applicable, the Business Impact Estimate (BIE) was published on:

See BIE at: <https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notices/>

FINANCIAL INFORMATION

CONCLUSION

Applicable Area

Citywide

**Is this a "Residents Right to Know" item,
pursuant to City Code Section 2-17?**

No

**Is this item related to a G.O. Bond
Project?**

No

**Was this Agenda Item initially requested by a lobbyist which, as defined in Code Sec. 2-481,
includes a principal engaged in lobbying? No**

If so, specify the name of lobbyist(s) and principal(s):

Department

City Attorney

Sponsor(s)

Commissioner Kristen Rosen Gonzalez

Co-sponsor(s)

Condensed Title

MDC First Generation College Scholarships for MB Residents. (Rosen Gonzalez) CA

MIAMI BEACH

COMMISSION MEMORANDUM

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FROM: City Attorney Ricardo J. Dopico

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Department

City Attorney

Sponsor(s)

Commissioner Kristen Rosen Gonzalez

Co-sponsor(s)

Condensed Title

MDC First Generation College Scholarships for MB Residents. (Rosen Gonzalez) CA

RESOLUTION NO. 2022-32286

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE AGREEMENTS WITH THE MIAMI BEACH POLICE ATHLETIC LEAGUE, INC. ("MBPAL") AND THE MIAMI BEACH CHAMBER EDUCATION FOUNDATION, INC. ("MBCEF") TO PROVIDE FUNDING TO FIRST GENERATION COLLEGE SCHOLARSHIPS FOR MIAMI BEACH RESIDENTS THROUGH AGREEMENTS WITH FLORIDA INTERNATIONAL UNIVERSITY FOUNDATION, INC. AS PART OF THE STATE OF FLORIDA 2:1 MATCHING GRANT, WITH THE TOTAL AMOUNT OF FUNDING FROM THE CITY OF MIAMI BEACH NOT TO EXCEED \$28,000 FOR SCHOOL YEAR 2022-23, AND \$3,500 EACH FROM THE MBPAL AND MBCEF AND EACH SUBSEQUENT YEAR, SUBJECT TO FUNDING APPROVAL DURING THE CITY'S BUDGETARY PROCESS; AND FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS OR AGREEMENTS IN CONNECTION WITH THE PROGRAM.

WHEREAS, in January 2008, the City of Miami Beach, Florida ("City") entered into an Education Compact with Miami-Dade County Public Schools (M-DCPS) to enhance learning opportunities for youth; and

WHEREAS, the Education Compact reflects the desire of the Miami Beach community to support excellence in the City's public schools; and

WHEREAS, the Florida International University (FIU) First Generation Scholarship Program is supported by an innovative matching grant program established in 2006 by the Florida Legislature; and

WHEREAS, the program provides financial support to qualified undergraduate FIU students who are the first generation in their families to attain a college degree; and

WHEREAS, this program is the only one of its kind in the state of Florida to match private donations for first generation scholarships, providing financial assistance for students to attend a state university or state college; and

WHEREAS, to date, FIU has awarded over 15,300 scholarships for critical financial support for FIU students; and

WHEREAS, the need, however, is far greater than the available resources – currently, less than one in seven eligible students receives a First Generation Scholarship; and

WHEREAS, as a result, many talented and highly motivated students with limited resources are forced to attend only part-time or postpone their education altogether; and

WHEREAS, the First Generation Scholarship Program is, therefore, a vital source of financial support for many of FIU's underserved, low-income students that bridges the gap between their financial aid funding and their unmet need to fund their cost of attendance at FIU; and

WHEREAS, increased scholarship and program financial aid are critical to ensure that all deserving students receive the assistance needed to enroll, succeed, and graduate.; and

WHEREAS, FIU serves more than 58,000 students, 70% of whom are undergraduates, approximately 90% of FIU undergraduate students are minorities, and nearly 25% self-identify as first generation college students; and

WHEREAS, first generation students are more likely than their peers to come from lower-earning households, and yet, despite the significant need, a high percentage of FIU students receive only partial financial aid, and many students eligible for First Generation Scholarships remain unfunded; and

WHEREAS, in 2020-21, donor investment and state-matched funds supported 889 students, while 6,555 (88.1%) students did not receive funding; and

WHEREAS, investing in FIU's First Generation Scholarship Program will benefit not only the students, but the greater Miami Beach community; and

WHEREAS, the City of Miami Beach will contribute \$28,000 for First Generation Scholarships and partner with the Miami Beach Police Athletic League, Inc. ("MBPAL") which will contribute \$3,500, and the Miami Beach Chamber Education Foundation, Inc. ("MBCEF") which will also contribute \$3,500, for total investment in the FIU First Generation Scholarship in the amount of \$35,000; and

WHEREAS, the Florida state matching funds will provide an additional \$70,000 which is a 2:1 match yielding a total amount of \$105,000 for FIU first-generation scholarships; and

WHEREAS, approximately 30 students who are residents of the City would receive a \$3,500 scholarship in the 2022-23 school year; and

WHEREAS, funding will be prioritized to meet the needs of students who are degree-seeking undergrad students with a permanent address in the City and with zip codes of 33139, 33140, and 33141 (only residents in the City) with a preference for First Time in College (FTIC) students; and

WHEREAS, should there be no eligible FTIC students, other Miami Beach students will be eligible, and funding will be awarded based on financial need as indicated by the FAFSA "unmet need" of the student; and

WHEREAS, in an event where there will not be enough students eligible to award the funds that meet these criteria, funds will be rolled over to the following year or scholarship amounts per student can be increased; and

WHEREAS, scholarships may be renewable upon meeting certain criteria including recipients demonstrating financial need by completing the national Free Application for Federal Student Aid (FAFSA) and being eligible for a Pell Grant, recipients must also be the first generation in their family to attain a college bachelor's degree (students whose siblings have attained or are pursuing a degree are also eligible, recipients must be residents of the State of Florida, be enrolled in or accepted for admission to the FIU, and be a degree-seeking undergraduate student enrolled for a minimum of six credit hours per semester.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby approve and authorize the City Manager and City Clerk to execute agreements with the Miami Beach Police Athletic League, Inc. ("MBPAL") and the Miami Beach Chamber Education Foundation, Inc. ("MBCEF") to provide funding to First Generation College Scholarships for Miami Beach residents through agreements with Florida International University Foundation, Inc. as part of the State of Florida 2:1 matching grant, with the total amount of funding from the City of Miami Beach not to exceed \$28,000 for School Year 2022-23, and \$3,500 each from the MBPAL and MBCEF and each subsequent year, subject to funding approval during the City's budgetary process; and further authorize the City Manager to execute any and all documents or agreements in connection with the program.

PASSED AND ADOPTED this 14 day of September, 2022.

ATTEST:



Rafael Granado, City Clerk



Dan Gelber, Mayor

SEP 21 2022



APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney

8-30-22

Date

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Alina T. Hudak, City Manager
DATE: September 14, 2022

SUBJECT: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE AGREEMENTS WITH THE MIAMI BEACH POLICE ATHLETIC LEAGUE, INC. ("MBPAL") AND THE MIAMI BEACH CHAMBER EDUCATION FOUNDATION, INC. ("MBCEF") TO PROVIDE FUNDING TO FIRST GENERATION COLLEGE SCHOLARSHIPS FOR MIAMI BEACH RESIDENTS THROUGH AGREEMENTS WITH FLORIDA INTERNATIONAL UNIVERSITY FOUNDATION, INC. AS PART OF THE STATE OF FLORIDA 2:1 MATCHING GRANT, WITH THE TOTAL AMOUNT OF FUNDING FROM THE CITY OF MIAMI BEACH NOT TO EXCEED \$28,000 FOR SCHOOL YEAR 2022-23, AND \$3,500 EACH FROM THE MBPAL AND MBCEF AND EACH SUBSEQUENT YEAR, SUBJECT TO FUNDING APPROVAL DURING THE CITY'S BUDGETARY PROCESS; AND FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS OR AGREEMENTS IN CONNECTION WITH THE PROGRAM.

RECOMMENDATION

Approve the resolution and partnerships to provide First Generation Scholarships to eligible Miami Beach residents.

BACKGROUND/HISTORY

In January 2008, the City of Miami Beach, Florida ("City") entered into an Education Compact with Miami-Dade County Public Schools (M-DCPS) to enhance learning opportunities for youth. The Education Compact reflects the desire of the Miami Beach community to support excellence in the City's public schools.

The Florida International University (FIU) First Generation Scholarship Program is supported by an innovative matching grant program established in 2006 by the Florida Legislature. The program provides financial support to qualified undergraduate FIU students who are the first generation in their families to attain a college degree. This program is the only one of its kind in the state of Florida to match private donations for first generation scholarships, providing financial assistance for students to attend a state university or Florida college.

To date, FIU has awarded over 15,300 scholarships for critical financial support for FIU students. The need, however, is far greater than the available resources – currently, less than one in seven eligible students receives a First Generation Scholarship. As a result, many talented and highly motivated students with limited resources are forced to attend only part-time or postpone their education altogether. The First Generation Scholarship Program is, therefore, a vital source of financial support for many of FIU's underserved, low-income students that bridges the gap between their financial aid funding and their unmet need to fund their cost of attendance to FIU.

ANALYSIS

Increased scholarship and program financial aid are critical to ensure that all deserving students receive the assistance needed to enroll, succeed, and graduate. Investing in FIU's First Generation Scholarship Program benefits not simply the students, but the greater Miami Beach community. FIU serves more than 58,000 students, 70% of whom are undergraduates. Approximately 90% of FIU undergraduate students are minorities, and nearly 25% self-identify as first generation college students.

First generation students are more likely than their peers to come from lower-earning households. Despite the significant need, a high percentage of FIU students receive only partial financial aid, and many students eligible for First Generation Scholarships remain unfunded. In 2020-21, donor investment and state-matched funds supported 889 students, while 6,555 (88.1%) students did not receive funding. Receiving an award is elusive for many FIU students, as the demand for funds exceeds FIU's aid budget.

The City of Miami Beach will partner with the Miami Beach Police Athletic League, Inc. ("MBPAL") and the Miami Beach Chamber Education Foundation, Inc. ("MBCEF"). The City of Miami Beach will contribute \$28,000 for First Generation Scholarships and partner with the Miami Beach Police Athletic League, Inc. ("MBPAL") which will contribute \$3,500 and the Miami Beach Chamber Education Foundation, Inc. ("MBCEF") which will contribute \$3,500 for total investment in the FIU First Generation Scholarship of \$35,000 and the Florida state matching funds will provide an additional \$70,000 which is a 2:1 match yielding a total amount of \$105,000 for FIU first-generation scholarships.

Approximately 30 students who are residents of the City of Miami Beach would receive a \$3,500 scholarship in the 2022-23 school year. Funding will be prioritized to meet the needs of students who are degree-seeking undergrad students with a permanent address in the city of Miami Beach and with zip codes of 33139, 33140, and 33141 (only residents in the city of Miami Beach) with a preference for First Time in College (FTIC) students. Should there be no eligible FTIC students, other students will be eligible. Funding will be awarded based on financial need as indicated by the FAFSA "unmet need" of the student. If there are not enough students eligible to award the funds that meet this criteria, funds will be rolled over to the following year or scholarship per students can be increased; and

Scholarships may be renewable upon meeting criteria including recipients demonstrate financial need by completing the national Free Application for Federal Student Aid (FAFSA) and be eligible for a Pell Grant, recipients must be the first generation in their family to attain a college bachelor's degree (students whose siblings have attained or are pursuing a degree are also eligible, recipients must be residents of the State of Florida, be enrolled in or accepted for admission to the University, and be a degree- seeking undergraduate students enrolled for a minimum of six credit hours per semester.

SUPPORTING SURVEY DATA

49.1% of residents are satisfied or very satisfied with public schools in Miami Beach

FINANCIAL INFORMATION

\$28,000 FY 23

Applicable Area

Not Applicable

**Is this a "Residents Right
to Know" item, pursuant to
City Code Section 2-14?**

No

**Does this item utilize G.O.
Bond Funds?**

No

Strategic Connection

Prosperity - Be known for (K-12) educational excellence.

Legislative Tracking

Organizational Development Performance Initiatives

ATTACHMENTS:**Description**

- ▢ Resolution



NON-ENDOWED SCHOLARSHIP GIFT AGREEMENT
to establish the
THE CITY OF MIAMI BEACH SCHOLARSHIP FUNDS

The following sets forth the agreement between **the City of Miami Beach** (the “Donor”) and **Miami Dade College Foundation, Inc.** (the “Foundation”), for the benefit of **Miami Dade College** (the “College”). This Gift Agreement concerns the purpose, conditions, recognition, and administration of the Donor's gift to the Foundation.

1. **Amount of the Gift**

The Donor wishes to further the educational purposes of the College by making a gift in the amount of \$30,000 to the Foundation to establish a non-endowed scholarship fund (the “Gift”).

The Foundation shall provide a 2:1 match for all gifts received during the term of this Gift Agreement and thereafter.

2. **Purpose of the Gift**

The purpose of the Gift is to provide scholarships to students who are residents of the City of Miami Beach. A non-endowed scholarship fund will be established with the Gift and the Foundation will name the scholarship fund, The City of Miami Beach Scholarship Fund (the “Fund”).

3. **Payments**

- a. The Donor irrevocably promises to give or cause to be given to the Foundation the Gift, in cash or check, and agrees that the Gift is due and payable no later than December 31, 2024.
- b. The Donor reserves the right to make additional gifts to the Fund and shall permit others to contribute thereto, but all such gifts shall be subject to the terms and conditions of this Gift Agreement.
- c. The Donor may have the option to make payment(s) via mdcfoundation.com/give or by mail with check(s) payable to Miami Dade College Foundation, Inc. 300 NE 2nd Avenue, Room 1423-1, Miami Florida 33132, by any other reasonable commercial means used to transfer funds or securities by calling 305-237-3945.

4. **Scholarship Selection Procedures and Eligibility**

- a. **Selection Procedure:** The selection of recipients will be made in accordance with the College’s standard scholarship selection procedures. Students will be selected under the

Non-Endowed Scholarship Gift Agreement: The City of Miami Beach Scholarship Fund

direction of the College's Director of Scholarships. If different criteria are not specified below, scholarship recipients will be chosen principally on the basis of academic performance or potential and the extent of unmet financial need.

- b. **Eligibility:** The City of Miami Beach Scholarship Fund will be provided to eligible College students who meet the following criteria:

1. Resident of the City of Miami Beach (33139, 33140, 33141(excluding North Bay Village))
2. Pursuing Associate Degree, Bachelor Degree or certificate at Miami Dade College
3. Ineligible for Future Ready Miami Dade Scholarship
4. Pell Grant eligible or eligible for equivalent Miami Dade College scholarship
5. Miami Beach Scholarship funds to be applied as "Last Dollar"

5. **Recognition**

- a. Recipients of The City of Miami Beach Scholarship Fund will be known as The City of Miami Beach Scholarship Fund recipients.
- b. The Donor agrees to allow the Foundation and the College to publish the Donor's name and information about the Gift in various publications and press releases. For recognition purposes, the Donor wishes to be recognized as follows: the City of Miami Beach
- c. Donor's contact information for communication purposes:

Name: Dr. Leslie Rosenfeld Address: 1700 Convention Center Drive Miami Beach, FL 33139
Phone: 3053232717 Email: leslierosenfeld@miamibeachfl.gov

6. **Administration**

- a. The Foundation will manage the Fund in accordance with the applicable management policies of the Foundation, as updated from time to time, and this Gift Agreement.
- b. The Office of Financial Aid will administer the scholarships in accordance with the provisions of this Gift Agreement and in conformity with all applicable laws and College policies and regulations, as may be amended from time to time.
- c. This Gift Agreement will be part of the Foundation's records and is intended as a guide to those who will administer the Fund in the future.
- d. In the event of any legal impropriety on the part of the Donor, the Foundation and College will have the right to reconsider any naming recognition given to the Donor in consideration of this Gift.

7. **Miami Dade College Foundation, Inc. Qualifications**

Non-Endowed Scholarship Gift Agreement: The City of Miami Beach Scholarship Fund

The Internal Revenue Service has declared the Foundation to be a duly qualified charitable organization under section 501(c)(3) of the Internal Revenue Code. Furthermore, the Foundation has been certified by the College as a direct support organization of the College in accordance with Florida Statute Section 1004.70. Donations to the Foundation are tax deductible as permitted under Internal Revenue Code sections 170, 2055, 2106 and 2522.

8. **Disposition of Funds Under Extraordinary Circumstances**

It is the intent of the parties to this Gift Agreement that this Fund will continue to be utilized under the terms and conditions specified herein. The parties recognize that the College's academic structure and its needs evolve over time. If such evolution leads this Fund to be administered by a new or different academic unit or in the event that the Fund cannot be used for the purpose intended because the purpose is no longer appropriate, necessary, practical, or possible, or if for other substantial and lawful reasons the purpose cannot be accomplished, including, but not limited to changes in College practices, policies or organizational structure, the Foundation must return unused funds to the City of Miami Beach on an annual basis.

9. **Miscellaneous**

- a. This Gift Agreement will be construed in accordance with, and the administration of the assets held in the Fund will be determined by, the laws of the State of Florida. In the event of any action arising under this Gift Agreement, the venue of such action shall lie exclusively within the state courts of Florida located in Miami-Dade County, Florida, or the United States District Court for the Southern District of Florida, and the parties hereto specifically waive any other jurisdiction and venue.
- b. A one-time 2.5% origination fee will be assessed on all contributions received by the Foundation for reasonable and proper compensation as per Foundation Policy. Donor will receive credit for the full amount of the Gift.
- c. The Donor and Foundation may jointly amend the Gift Agreement whenever necessary or advisable for the more convenient or efficient administration of the Fund or to enable the Foundation to carry out the purposes of the Gift more effectively. Amendments to this Gift Agreement shall be made in writing and signed by the parties. No such amendment shall alter the intention of the Donor that the Gift be used exclusively for charitable, scientific, literary or educational purposes and in a manner which will make donations tax deductible to the extent allowed by law.
- d. College is a third-party beneficiary under this Gift Agreement.
- e. The effective date of this Gift Agreement shall be the date on which it is fully executed as reflected by the last date of signature below by Donor and Foundation.

IN WITNESS WHEREOF, the undersigned have executed this Gift Agreement on the date(s) indicated.

Non-Endowed Scholarship Gift Agreement: The City of Miami Beach Scholarship Fund

City of Miami Beach

Signed _____

Date _____

NAME

Eric Carpenter

City Manager

City of Miami Beach

Miami Dade College Foundation, Inc.

Signed _____

Date _____

Nelson F. Hincapie

Chief Executive Officer

Miami Dade College Foundation, Inc.

On behalf of the District Board of Trustees of Miami Dade College, Florida

Signed _____

Date _____

Malou C. Harrison

Provost

Miami Dade College

Non-Endowed Scholarship Gift Agreement: The City of Miami Beach Scholarship Fund