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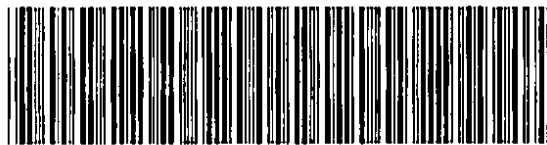
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Liberty Access Foundation, Inc.

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## **Liberty Access Foundation Inc.**

A Florida Non-profit Corporation

# **AMENDED ARTICLES OF INCORPORATION**

### **ARTICLE I NAME**

#### **1.01 Name**

The name of this corporation shall be [YOUR ORGANIZATION NAME] The business of the corporation may be conducted as LIBERTY ACCESS FOUNDATION INC.

### **ARTICLE II DURATION**

#### **2.01 Duration**

The period of duration of the corporation is perpetual.

### **ARTICLE III PURPOSE**

#### **3.01 Purpose**

Liberty Access Foundation Inc is a non-profit corporation and shall operate exclusively for educational and charitable purposes within the meaning of Section 501 (c)(3) of the Internal Revenue Code, or the corresponding section of any future Federal tax code and shall be operated exclusively to acquire and provide the funding needed to build and retrofit barrier free homes for the disabled and the aging.

In addition, this Corporation/Organization has been formed for the purpose of performing all things incidental to, or appropriate in, the foregoing specific and primary purposes. However, the Corporation/Organization shall not, except to an insubstantial degree, engage in any activity or the exercise of any powers which are not in furtherance of its primary non-profit purposes.

The Corporation/Organization shall hold and may exercise all such powers as may be conferred upon any nonprofit organization by the laws of the State of Florida and as may be necessary or expedient for the administration of the affairs and attainment of the purposes of the Corporation/Organization. At no time and in no event shall the Corporation/Organization participate in any activities which have not been permitted to be carried out by a Corporation/Organization exempt under Section 501(c) of the Internal Revenue Code of 1986 (the "Code").

### **3.02 Non-Profit**

Liberty Access Foundation Inc. is designated as a non-profit corporation.

## **ARTICLE IV NON-PROFIT NATURE**

### **4.01 Non-profit Nature**

Liberty Access Foundation Inc. is organized exclusively for charitable and educational purposes including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code. No part of the net earnings of Liberty Access Foundation Inc. shall inure to the benefit of, or be distributable to its members, trustees, officers, or other private persons, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in the purpose clause hereof.

Notwithstanding any other provision of this document, the corporation shall not carry on any other activities not permitted to be carried on (a) by any organization exempt from federal income tax under section 501 (c) (3) of the Internal Revenue Code, corresponding section of any future federal tax code, or (b) by an organization, contributions to which are deductible under section 170 (c) (2) of the Internal Revenue Code, or corresponding section of any future federal tax code.

Liberty Access Foundation Inc. is not organized and shall not be operated for the private gain of any person. The property of the corporation is irrevocably dedicated to its educational and charitable purposes. No part of the assets, receipts, or net earnings of the corporation shall inure to the benefit of, or be distributed to any individual. The corporation may, however, pay reasonable compensation for services rendered, and make other payments and distributions consistent with these Articles.

#### **4.02 Personal Liability**

No officer or director of this corporation shall be personally liable for the debts or obligations of Liberty Access Foundation Inc. of any nature whatsoever, nor shall any of the property or assets of the officers or directors be subject to the payment of the debts or obligations of this corporation.

#### **4.03 Dissolution**

Upon termination or dissolution of the Liberty Access Foundation Inc., any assets lawfully available for distribution shall be distributed to one (1) or more qualifying organizations described in Section 501(c)(3) of the Internal Revenue Code of 1986 (or described in any corresponding provision of any successor statute) which organization or organizations have a charitable purpose which, at least generally, includes a purpose similar to the terminating or dissolving corporation.

The organization to receive the assets of the Liberty Access Foundation Inc. hereunder shall be selected by the discretion of a majority of the managing body of the Liberty Access Foundation Inc. and if its members cannot so agree, then the recipient organization shall be selected pursuant to a verified petition in equity filed in a court of proper jurisdiction against the Liberty Access Foundation Inc. by one (1) or more of its managing body which verified petition shall contain such statements as reasonably indicate the applicability of this section. The court upon a finding that this section is applicable shall select the qualifying organization or organizations to receive the assets to be distributed, giving preference if practicable to organizations located within the State of Florida.

In the event that the court shall find that this section is applicable but that there is no qualifying organization known to it which has a charitable purpose, which, at least generally, includes a purpose similar to this corporation, then the court shall direct the distribution of its assets lawfully available for distribution to the Treasurer of the State of Florida to be added to the general fund.

#### **4.04 Prohibited Distributions**

No part of the net earnings or properties of this corporation, on dissolution or otherwise, shall inure to the benefit of, or be distributable to, its members, directors, officers or other private person or individual, except that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article III, Section 3.01.

#### **4.05 Restricted Activities**

No substantial part of the corporation's activities shall be the carrying on of propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate in, or intervene (including the publishing or distribution of statements) in any political campaign on behalf of or in opposition to any candidate for public office.

**4.06 Prohibited Activities**

Notwithstanding any other provision of these Articles, the corporation shall not carry on any activities not permitted to be carried on (I) by a corporation exempt from federal income tax as an organization described by Section 501(c)(3) of the Internal Revenue Code, or the corresponding section of any future federal tax code, or (II) by a corporation, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code, or the corresponding section of any future federal tax code.

**ARTICLE V**  
**BOARD OF DIRECTORS**

**5.01 Governance**

Liberty Access Foundation Inc. shall be governed by its board of directors.

**5.02 Directors**

The initial directors of the corporation shall be:

Michael Donnelly (Chair) 3520 SW 7th Terrace Cape Coral FL 33991	Eugene Leber (President) 4601 SW 26th PL Cape Coral, FL 33914
Paul Michael Adams (Vice President) 4345 Skyline Blvd Cape Coral FL 33914	Luke Gross (Treasurer) 2636 SE 18th Pl. Cape Coral FL 33904
Irma Morgan (Secretary) 0910 Santa Margherita Road, #102 Bonita Springs FL 34135	
Rose McGahee (Director) 7576 Cameron Circle Cape Coral Florida 33912	

**ARTICLE VI**  
**MEMBERSHIP**

**6.01 Membership**

Liberty Access Foundation Inc. shall have no members. The management of the affairs of the corporation shall be vested in a board of directors, as defined in the corporation's bylaws.

**ARTICLE VII  
AMENDMENTS**

**7.01 Amendments**

Any amendment to the Articles of Incorporation may be adopted by approval of two-thirds (2/3) of the board of directors.

**ARTICLE VIII  
ADDRESSES OF THE CORPORATION**

**8.01 Corporate Address**

The address of the corporation is:

Liberty Access Foundation Inc.  
3637 Del Prado Blvd S, Unit 301,  
Cape Coral FL 33904

The mailing address of the corporation is:

Liberty Access Foundation Inc.  
3637 Del Prado Blvd S, Unit 301,  
Cape Coral FL 33904

**ARTICLE IX  
APPOINTMENT OF REGISTERED AGENT**

**9.01 Registered Agent**

The registered agent of the corporation shall be:

Michael Donnelly  
3520 SW 7th Terrace  
Cape Coral FL 33991

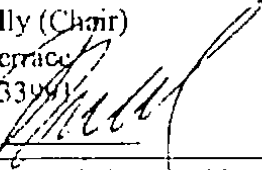
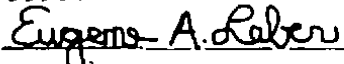
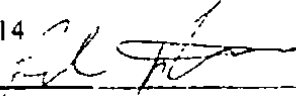

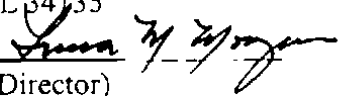

**ARTICLE X  
INCORPORATOR**

The incorporators of the corporation are as follow:

Michael Donnelly  
3520 SW 7th Terrace  
Cape Coral FL 33991

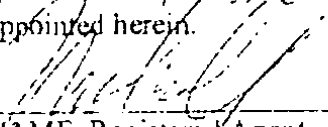
**CERTIFICATE OF ADOPTION OF ARTICLES OF INCORPORATION**

We, the undersigned, do hereby certify that the above stated Articles of Incorporation of Liberty Access Foundation Inc. were approved by the board of directors on \_\_\_\_\_ and constitute a complete copy of Articles of Incorporation of the Liberty Access Foundation

Michael Donnelly (Chair) 3520 SW 7th Terrace Cape Coral FL 33991 <b>SIGNATURE:</b> 	Eugene Leber (President) 4601 SW 26th PL Cape Coral, FL 33914 <b>SIGNATURE:</b> 
Paul Michael Adams (Vice President) 4345 Skyline Blvd Cape Coral FL 33914 <b>SIGNATURE:</b> 	Luke Gross (Treasurer) 2636 SE 18th Pl. Cape Coral FL 33904 <b>SIGNATURE:</b> 
Irma Morgan (Secretary) 0910 Santa Margherita Road, #102 Bonita Springs FL 34135 <b>SIGNATURE:</b> 	
Rose McGahee (Director) 7576 Cameron Circle Cape Coral Florida 33912 <b>SIGNATURE:</b> 	

**ACKNOWLEDGMENT OF CONSENT  
TO APPOINTMENT AS REGISTERED AGENT**

I, Michael Donnelly, agree to be the registered agent for Liberty Access Foundation Inc. as appointed herein.

  
\_\_\_\_\_  
NAME, Registered Agent

Date: 10/23/19



The date of each amendment(s) adoption: 10/23/19 if other than the date this document was signed.

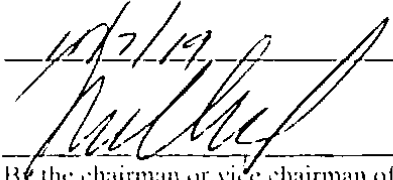
Effective date if applicable: 10/23/19  
*(no more than 90 days after amendment file date)*

**Note:** If the date inserted in this block does not meet the applicable statutory filing requirements, this date will not be listed as the document's effective date on the Department of State's records.

**Adoption of Amendment(s) (CHECK ONE)**

- The amendment(s) was/were adopted by the members and the number of votes cast for the amendment(s) was/were sufficient for approval.
- There are no members or members entitled to vote on the amendment(s). The amendment(s) was/were adopted by the board of directors.

Dated 10/21/19

Signature 

(By the chairman or vice chairman of the board, president or other officer-if directors have not been selected, by an incorporator - if in the hands of a receiver, trustee, or other court appointed fiduciary by that fiduciary)

**Michael Donnelly**  
\_\_\_\_\_  
(Typed or printed name of person signing)

**Chairman of the Board---Registered Agent**  
\_\_\_\_\_  
(Title of person signing)