MEMORANDUM

B & F
Agenda Item No. 2(P)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: February 12, 2008

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution directing County Mayor to develop procedure to establish a more equitable distribution of surplus property to eligible community based organizations

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The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Dorrin D. Rolle.

R. A. Cuevas, Jr.
County Attorney

RAC/bw

MEMORANDUM
(Revised)

TO: Honorable Chairman Bruno A. Barreiro and Members, Board of County Commissioners

DATE: February 5, 2008

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No.

Please note any items checked.

_____ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised

_____ 6 weeks required between first reading and public hearing

_____ 4 weeks notification to municipal officials required prior to public hearing

_____ Decreases revenues or increases expenditures without balancing budget

_____ Budget required

_____ Statement of fiscal impact required

_____ Bid waiver requiring County Manager's written recommendation

_____ Ordinance creating a new board requires detailed County Manager's report for public hearing

_____ Housekeeping item (no policy decision required)

_____ No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No.
2-5-08

RESOLUTION NO. _____

RESOLUTION DIRECTING THE COUNTY MANAGER TO DEVELOP A PROCEDURE TO ESTABLISH A MORE EQUITABLE DISTRIBUTION OF COUNTY SURPLUS PROPERTY TO ELIGIBLE COMMUNITY BASED ORGANIZATIONS

WHEREAS, Section 2-11.2.1 of the Code of Miami-Dade County governs the policy and procedures under which the County disposes of surplus property; and

WHEREAS, Section 2-11.2.1 provides that once property is deemed surplus by the County, the County shall offer surplus property in the following order of preference: first, to the Parks and Recreation Department at no cost; second, to other County departments and agencies at no cost; third, to other governmental units located within Miami-Dade County by sale or donation or to eligible community based organizations by sale or donation; and

WHEREAS, currently, donations to community based organizations are done on a "first-come, first-serve" basis; and

WHEREAS, requests by community based organizations for County surplus property donations frequently exceed availability and as such a waiting list for County surplus property exists; and

WHEREAS, in the past six (6) years, the County has donated surplus property to community based organizations located throughout the thirteen (13) Commission districts, however, certain Commission districts have received a disproportionate amount of surplus property for community based organizations located therein; and

WHEREAS, this Board desires to adopt a more equitable process for the distribution of surplus property to community based organizations in order to ensure that community based organizations throughout all the Commission districts receive equal amounts of surplus property; and

WHEREAS, the new procedure should give preference to community based organizations located within Commission districts that have not had any community based organizations receive County surplus property in a long period of time, regardless of whether other community based organizations were first placed on the waiting list; and

WHEREAS, the new procedure should also give preference to community based organizations located within Commission districts that have fewer community based organizations on the County surplus property waiting list, regardless of which community based organization was first placed on the waiting list,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the County Manager to develop a procedure to establish a more equitable distribution of County surplus property to eligible community based organizations, and such procedure should give preference to community based organizations located within Commission districts that have not had any community based organizations receive County surplus property in a long period of time, and to community based organizations located within Commission districts that have fewer community based organizations on the County surplus property waiting list, regardless of which community based organization was first placed on the waiting list, and the County Manager should present the new procedure to this Board within thirty (30) days after the effective date of this resolution.

The foregoing resolution was sponsored by Commissioner Dorrin D. Rolle and offered by Commissioner , who moved its adoption. The motion was seconded by Commissioner and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman
Barbara J. Jordan, Vice-Chairwoman

Jose "Pepe" Diaz	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Joe A. Martinez	Dennis C. Moss
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of February, 2008. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. MR

Monica Rizo