

## MEMORANDUM

Agenda Item No. 11(A)(6)

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**TO:** Honorable Chairman Dennis C. Moss  
and Members, Board of County Commissioners

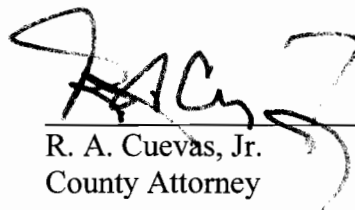
**DATE:** October 6, 2009

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

**SUBJECT:** Resolution declaring  
miscellaneous radio  
equipment surplus and  
authorizing its donation to the  
City of Sweetwater Police  
Department

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The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Vice-Chairman Jose "Pepe" Diaz.

  
\_\_\_\_\_  
R. A. Cuevas, Jr.  
County Attorney

RAC/jls



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Dennis C. Moss  
and Members, Board of County Commissioners

**DATE:** October 6, 2009

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

**SUBJECT:** Agenda Item No. 11(A) (6)

Please note any items checked.

- "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
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_ ) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 11(A)(6)  
10-6-09

RESOLUTION NO. \_\_\_\_\_

RESOLUTION DECLARING MISCELLANEOUS RADIO  
EQUIPMENT SURPLUS AND AUTHORIZING ITS  
DONATION TO THE CITY OF SWEETWATER POLICE  
DEPARTMENT

**WHEREAS**, the radio equipment described below is owned by Miami-Dade County; and

**WHEREAS**, the radio equipment is obsolete, and its continued usage by Miami-Dade County is uneconomical and inefficient and the radio equipment serves no useful purpose; and

**WHEREAS**, the City of Sweetwater Police Department, (the "Donee") intends to use the radio equipment to support its duties and activities in connection with its governmental mission; and

**WHEREAS**, the Donee is a governmental unit as defined in Section 274.05 of the Florida Statutes, and section 2-11.2.1 of the Code of Miami-Dade County; and

**WHEREAS**, Miami-Dade County General Services Administration has complied with the requirements of Section 2-11.2.1, by offering the radio equipment to other Miami-Dade County Agencies, none of which accepted the radio equipment; and

**WHEREAS**, the radio equipment is eligible for donation under Section 274.05 of the Florida Statutes, and Section 2-11.2.1 of the Code of Miami-Dade County,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:**

Section 1. This Board declares the following radio equipment, with the listed residual value and other characteristics, to be surplus pursuant to Section 274.05 of the Florida Statutes, and Section 2-11.2.1 of the Code of Miami-Dade County:

<u>Item</u>	<u>I.D. No.</u>	<u>Condition</u>	<u>Est. Value</u>
Motorola Radio	DC#497242	Fair	\$100.00
Motorola Radio	DC#497224	Fair	\$100.00

Motorola Radio	DC#497133	Fair	\$100.00
Motorola Radio	DC#497020	Fair	\$100.00
Motorola Radio	DC#497045	Fair	\$100.00
Motorola Radio	DC#497207	Fair	\$100.00
Ericsson Radio	DC#574338	Fair	\$100.00
Ericsson Radio	DC#572708	Fair	\$100.00
6-Bay Battery Charger	N/A	Fair	\$ 50.00

Section 2. This Board authorizes donation of the radio equipment to the Donee. The Donee shall take possession of the radio equipment within sixty (60) days of the effective date of this resolution and shall be responsible for any and all costs of transferring the radio equipment. The County Manager shall and is hereby directed to take any and all actions necessary to effectuate the intent of this resolution.

Section 3. If, for any reason, the donee fails to take possession of the radio equipment within sixty (60) days of the effective date of this resolution, then this resolution shall be null and void, and the ownership rights to the radio equipment(s) shall revert back to the County.

The Prime Sponsor of the foregoing resolution is Vice-Chairman Jose "Pepe" Diaz. It was 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:

Dennis C. Moss, Chairman	
Jose "Pepe" Diaz, Vice-Chairman	
Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

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The Chairperson thereupon declared the resolution duly passed and adopted this 6<sup>th</sup> day of October, 2009. 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.

Gks

Gerald K. Sanchez

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