

MEMORANDUM

Agenda Item No. 11(A)(20)

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

DATE: July 8, 2010

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

SUBJECT: Resolution declaring one 1994 Dodge
Van Surplus and authorizing its
Donation to Theodore Roosevelt
Gibson Memorial Fund, Inc.

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Carlos A. Gimenez.



R. A. Cuevas, Jr.
County Attorney

RAC/cp



MEMORANDUM

(Revised)

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

DATE: July 8, 2010

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

SUBJECT: Agenda Item No. 11(A)(20)

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)(20)
7-8-10

RESOLUTION NO. _____

RESOLUTION DECLARING ONE 1994 DODGE VAN
SURPLUS AND AUTHORIZING ITS DONATION TO
THEODORE ROOSEVELT GIBSON MEMORIAL FUND, INC.

WHEREAS, the vehicle described below is owned by Miami-Dade County; and

WHEREAS, the vehicle is obsolete, and its continued usage by Miami-Dade County is uneconomical and inefficient and the vehicle serves no useful purpose; and

WHEREAS, Theodore Roosevelt Gibson Memorial Fund, Inc., (the “Donee”) desires to use the vehicle only within Miami-Dade County to enhance its ability to provide services to its constituents; and

WHEREAS, the Donee is a private not-for-profit organization as defined in Section 273.01 (3) of the Florida Statutes, and is exempt from Federal Income Taxation by virtue of Section 501 of the Internal Revenue Code; and

WHEREAS, the Donee is an eligible community-based organization, as defined in 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 vehicle to other Miami-Dade County Agencies, none of which accepted the vehicle; and

WHEREAS, the vehicle 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 vehicle, 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>Mileage</u>	<u>Est. Value</u>
DC#16858 1994 Dodge Van	2B5WB35Z6RK585605	Fair	62,184	\$1,565

Section 2. This Board authorizes donation of the vehicle to the Donee. The Donee shall take possession of the vehicle within sixty (60) days of the effective date of this resolution and shall be responsible for any and all costs of transferring the vehicle. 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 vehicle 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 vehicle shall revert back to the County.

The Prime Sponsor of the foregoing resolution is Commissioner Carlos A. Gimenez. 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
Dorin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 8th day of July, 2010. 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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IRS

Department of the Treasury
Internal Revenue Service

Notice of Proposed Rulemaking
REG-100000-00

REG-100000-00
Proposed Regulations
REG-100000-00
REG-100000-00

REG-100000-00
REG-100000-00
REG-100000-00

REG-100000-00
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Consumer's Certificate of Exemption

Florida Department of Banking and Finance

FD-301

1. Name of the organization: _____
2. Address: _____
3. City: _____ State: _____ Zip: _____
4. Telephone: _____
5. Name and title of the person applying for exemption: _____
6. Signature of the person applying for exemption: _____
7. Date: _____

By signing this certificate, you certify that the information provided is true and correct to the best of your knowledge.



Important Information for Exempt Organizations

FD-301
11-23-05

1. An exempt organization is one that is exempt from the provisions of the Florida Consumer Protection Act, Chapter 500, Florida Statutes, and the Florida Unfair Trade Practices Act, Chapter 501, Florida Statutes, and the Florida Deceptive and Unconscionable Practices Act, Chapter 502, Florida Statutes.

2. An exempt organization is one that is exempt from the provisions of the Florida Consumer Protection Act, Chapter 500, Florida Statutes, and the Florida Unfair Trade Practices Act, Chapter 501, Florida Statutes, and the Florida Deceptive and Unconscionable Practices Act, Chapter 502, Florida Statutes.

3. An exempt organization is one that is exempt from the provisions of the Florida Consumer Protection Act, Chapter 500, Florida Statutes, and the Florida Unfair Trade Practices Act, Chapter 501, Florida Statutes, and the Florida Deceptive and Unconscionable Practices Act, Chapter 502, Florida Statutes.

4. An exempt organization is one that is exempt from the provisions of the Florida Consumer Protection Act, Chapter 500, Florida Statutes, and the Florida Unfair Trade Practices Act, Chapter 501, Florida Statutes, and the Florida Deceptive and Unconscionable Practices Act, Chapter 502, Florida Statutes.

5. An exempt organization is one that is exempt from the provisions of the Florida Consumer Protection Act, Chapter 500, Florida Statutes, and the Florida Unfair Trade Practices Act, Chapter 501, Florida Statutes, and the Florida Deceptive and Unconscionable Practices Act, Chapter 502, Florida Statutes.

6. An exempt organization is one that is exempt from the provisions of the Florida Consumer Protection Act, Chapter 500, Florida Statutes, and the Florida Unfair Trade Practices Act, Chapter 501, Florida Statutes, and the Florida Deceptive and Unconscionable Practices Act, Chapter 502, Florida Statutes.

7. An exempt organization is one that is exempt from the provisions of the Florida Consumer Protection Act, Chapter 500, Florida Statutes, and the Florida Unfair Trade Practices Act, Chapter 501, Florida Statutes, and the Florida Deceptive and Unconscionable Practices Act, Chapter 502, Florida Statutes.

8. An exempt organization is one that is exempt from the provisions of the Florida Consumer Protection Act, Chapter 500, Florida Statutes, and the Florida Unfair Trade Practices Act, Chapter 501, Florida Statutes, and the Florida Deceptive and Unconscionable Practices Act, Chapter 502, Florida Statutes.

9. An exempt organization is one that is exempt from the provisions of the Florida Consumer Protection Act, Chapter 500, Florida Statutes, and the Florida Unfair Trade Practices Act, Chapter 501, Florida Statutes, and the Florida Deceptive and Unconscionable Practices Act, Chapter 502, Florida Statutes.

10. An exempt organization is one that is exempt from the provisions of the Florida Consumer Protection Act, Chapter 500, Florida Statutes, and the Florida Unfair Trade Practices Act, Chapter 501, Florida Statutes, and the Florida Deceptive and Unconscionable Practices Act, Chapter 502, Florida Statutes.