

MEMORANDUM

Agenda Item No. 11(A)(19)

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

DATE: December 7, 2010

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

SUBJECT: Resolution declaring
miscellaneous computer
equipment surplus and
authorizing its donation to
Artsouth

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Katy Sorenson.



R. A. Cuevas, Jr.
County Attorney

RAC/jls



MEMORANDUM
(Revised)

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

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SUBJECT: Agenda Item No. 11(A)(19)

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)(19)
12-7-10

RESOLUTION NO. _____

RESOLUTION DECLARING MISCELLANEOUS COMPUTER
EQUIPMENT SURPLUS AND AUTHORIZING ITS
DONATION TO ARTSOUTH

WHEREAS, the miscellaneous computer equipment described below is owned by Miami-Dade County; and

WHEREAS, the miscellaneous computer equipment is obsolete, and its continued usage by Miami-Dade County is uneconomical and inefficient and the miscellaneous computer equipment serves no useful purpose; and

WHEREAS, Artsouth, (the "Donee") desires to use the miscellaneous computer equipment 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 miscellaneous computer equipment to other Miami-Dade County Agencies, none of which accepted the miscellaneous computer equipment; and

WHEREAS, the miscellaneous computer 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 miscellaneous computer equipment, with the listed residual values 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>
DC#663875 Dell Laptop	B6F7361	Fair	\$99
DC#666403 Dell Desktop PC	9281281	Fair	\$49
DC#669852 Dell Laptop w/bag	6ML7Q31	Fair	\$99
Miscellaneous computer equipment consisting of:		Fair	\$210
Dell LCD 17" Monitor (3ea)			
Dell LCD 10" Monitor (1ea)			
Xerox WorkCentre M15I Printer			
Creative Labs Speakers (1pr)			

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

The Prime Sponsor of the foregoing resolution is Commissioner Katy Sorenson. 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	Lynda Bell
Audrey M. Edmonson	Carlos A. Gimenez
Sally A. Heyman	Barbara J. Jordan
Joe A. Martinez	Jean Monestime
Natacha Seijas	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of December, 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

MIAMI-DADE COUNTY
SURPLUS PROPERTY ALLOCATION APPLICATION

COUNTY SURPLUS PROPERTY ALLOCATIONS REQUESTED THROUGH THIS PROCESS ARE NOT EFFECTIVE UNTIL APPROVED BY ACTION OF THE BOARD OF COUNTY COMMISSIONERS PURSUANT TO THE MIAMI-DADE COUNTY HOME RULE CHARTER

Please complete the following form and submit completed form along with requested materials, if applicable, to:



1. Full legal name of the requesting organization: ARTSHOUTH

2. Applicant Status: (Select one of the choices below)

- Not-For-Profit or Tax Exempt
- For-Profit
- Other (specify): _____
- Local Government or Public Entity

**If Not-For-Profit or Tax Exempt, please attach a copy of Internal Revenue Service 501(C)3 certification.

3. Name and contact information for single point of contact (address, phone, fax, e-mail address, etc.): Beatriz Herrmann, 240 N. Krome Ave. Homestead, FL 33030

4. Specify the surplus property requested (quantify, if applicable): computers

5. Specify the purpose for which the surplus property will be used: students will use the computers for research on different topics.

I hereby certify that all the statements made in this application are true and correct.

Beatriz Herrmann
Signature of Authorized Representative

Date

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Jun. 2. 2010 11:44AM

No. 0009 P. 2

INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: DEC 13 2005

ARTSOUTH A NOT FOR PROFIT
CORPORATION
240 N KROME AVE
HOMESTEAD, FL 33030

Employer Identification Number:
65-1016544
DLN:
17053239762005
Contact Person:
PAULA J MOLL-MALONE ID# 31262
Contact Telephone Number:
(877) 829-5500
Public Charity Status:
170(b) (1) (A) (vi)

Dear Applicant:

Our letter dated JANUARY 2001, stated you would be exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code, and you would be treated as a public charity, rather than as a private foundation, during an advance ruling period.

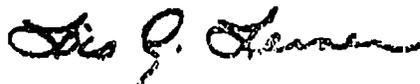
Based on the information you submitted, you are classified as a public charity under the Code section listed in the heading of this letter. Since your exempt status was not under consideration, you continue to be classified as an organization exempt from Federal income tax under section 501(c)(3) of the Code.

Publication 557, Tax-Exempt Status for Your Organization, provides detailed information about your rights and responsibilities as an exempt organization. You may request a copy by calling the toll-free number for forms, (800) 829-3676. Information is also available on our Internet Web Site at www.irs.gov.

If you have general questions about exempt organizations, please call our toll-free number shown in the heading between 8:30 a.m. - 5:30 p.m. Eastern time.

Please keep this letter in your permanent records.

Sincerely yours,



Lois G. Lerner
Director, Exempt Organizations
Rulings and Agreements

Letter 1050 (DO/CG)

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