



## MEMORANDUM

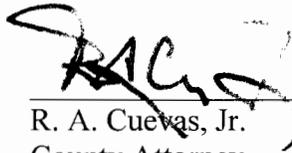
Agenda Item No. 11(A) (30)

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|--------------|--|-----------------|--|
| <b>TO:</b>   | Honorable Chairman Joe A. Martinez<br>and Members, Board of County Commissioners | <b>DATE:</b>    | May 3, 2011  |
| <b>FROM:</b> | R. A. Cuevas, Jr.<br>County Attorney   | <b>SUBJECT:</b> | Resolution declaring one 2001<br>Chevrolet Blazer and one 2004<br>Dodge Intrepid surplus and<br>authorizing their donation to<br>Victory for Youth Corp. |

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

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

RAC/cp



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**DATE:** May 3, 2011

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

**SUBJECT:** Agenda Item No. 11 (A) (30)

**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)(30)  
5-3-11

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

RESOLUTION DECLARING ONE 2001 CHEVROLET BLAZER AND ONE 2004 DODGE INTREPID SURPLUS AND AUTHORIZING THEIR DONATION TO VICTORY FOR YOUTH CORP.

**WHEREAS**, the vehicles described below are owned by Miami-Dade County; and

**WHEREAS**, the vehicles are obsolete, and their continued usage by Miami-Dade County is uneconomical and inefficient and the vehicles serve no useful purpose; and

**WHEREAS**, Victory for Youth Corp., (the "Donee") desires to use the vehicles 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 vehicles to other Miami-Dade County Agencies, none of which accepted the vehicles; and

**WHEREAS**, the vehicles are 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 vehicles, 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>Mileage</u> | <u>Est. Value</u> |
|-------------|--|------------------|----------------|-------------------|
| DC#24814    | 2001 Chevrolet Blazer 1GNDDT13W41K246447 | Fair             | 111,052        | \$ 4,220          |
| DC#27147    | 2004 Dodge Intrepid 2B3HD46R64H625591    | Fair             | 116,214        | \$ 2,420          |

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

The Prime Sponsor of the foregoing resolution is Commissioner 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:

|                                     |                 |
|-------------------------------------|-----------------|
| Joe A. Martinez, Chairman           |                 |
| Audrey M. Edmonson, Vice Chairwoman |                 |
| Bruno A. Barreiro                   | Lynda Bell      |
| Jose "Pepe" Diaz                    | Sally A. Heyman |
| Barbara J. Jordan                   | Jean Monestime  |
| Dennis C. Moss                      | Rebeca Sosa     |
| Sen. Javier D. Souto                |                 |

The Chairperson thereupon declared the resolution duly passed and adopted this 3<sup>rd</sup> day of May, 2011. 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

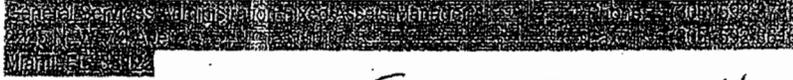
Gerald K. Sanchez

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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: Victory For Youth Conf. Org.
2. Applicant Status: (Select one of the choices below)  
 Not-For-Profit or Tax Exempt       Local Government or Public Entity  
 For-Profit  
 Other (specify): 501 c-3

\*\*If Not-For-Profit or Tax Exempt, please attach a copy of the not-for-profit or tax exempt status.\*\*

3. Name and contact information for single point of contact (address, phone, fax, e-mail address, etc.): ROLANDO GONZALEZ  
1178 S.W. 47 STREET MIAMI FL 33155  
736-286-4819
4. Specify the surplus property requested (quantify, if applicable): #  
#
5. Specify the purpose for which the surplus property will be used: DO THE FOR REAL PROGRAMS  
TO BE ABLE TO TRANSPORT ALL THE STAFF & TEAM TO  
THE SCHOOL FOR THE PROGRAM. AND ALL FUTURE PROGRAM  
NEEDED.

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



Signature of Authorized Representative

2/3/11  
Date

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

DEPARTMENT OF THE TREASURY

Date: **MAY 15 2003**

VICTORY FOR YOUTH CORP  
4563 SW 71ST AVE  
MIAMI, FL 33155

Employer Identification Number:  
65-0874830  
DLN:  
17053095718013  
Contact Person:  
L. WAYNE BOTHE ID# 31462  
Contact Telephone Number:  
(877) 829-5500  
Our Letter Dated:  
August 2000  
Addendum Applies:  
no

Dear Applicant:

This modifies our letter of the above date in which we stated that you would be treated as an organization that is not a private foundation until the expiration of your advance ruling period.

Your exempt status under section 501(a) of the Internal Revenue Code as an organization described in section 501(c)(3) is still in effect. Based on the information you submitted, we have determined that you are not a private foundation within the meaning of section 509(a) of the Code because you are an organization of the type described in section 509(a)(1) and 170(b)(1)(A)(vi).

Grantors and contributors may rely on this determination unless the Internal Revenue Service publishes notice to the contrary. However, if you lose your section 509(a)(1) status, a grantor or contributor may not rely on this determination if he or she was in part responsible for, or was aware of, the act or failure to act, or the substantial or material change on the part of the organization that resulted in your loss of such status, or if he or she acquired knowledge that the Internal Revenue Service had given notice that you would no longer be classified as a section 509(a)(1) organization.

You are required to make your annual information return, Form 990 or Form 990-EZ, available for public inspection for three years after the later of the due date of the return or the date the return is filed. You are also required to make available for public inspection your exemption application, any supporting documents, and your exemption letter. Copies of these documents are also required to be provided to any individual upon written or in person request without charge other than reasonable fees for copying and postage. You may fulfill this requirement by placing these documents on the Internet. Penalties may be imposed for failure to comply with these requirements. Additional information is available in Publication 557, Tax-Exempt Status for Your Organization, or you may call our toll free number shown above.

If we have indicated in the heading of this letter that an addendum applies, the addendum enclosed is an integral part of this letter.

Letter 1050 (DO/CG)

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VICTORY FOR YOUTH CORP

Because this letter could help resolve any questions about your private foundation status, please keep it in your permanent records.

If you have any questions, please contact the person whose name and telephone number are shown above.

Sincerely yours,



Lois G. Lerner  
Director, Exempt Organizations  
Rulings and Agreements