

# MEMORANDUM

Agenda Item No. 3(A)(1)

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**TO:** Honorable Chairwoman Audrey M. Edmonson  
and Members, Board of County Commissioners

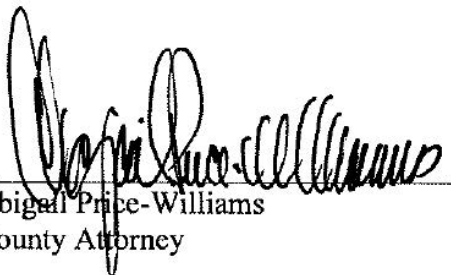
**DATE:** October 20, 2020

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Resolution declaring one 2016 Club Car Carryall 1700 surplus; authorizing its donation to the Haitian American Emergency Relief Committee Inc.; and authorizing the County Mayor to execute a community based organization agreement, to exercise any and all rights conferred therein, and to take any and all actions necessary to effectuate the foregoing

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

  
Abigail Price-Williams  
County Attorney

APW/lmp



**MEMORANDUM**  
(Revised)

**TO:** Honorable Chairwoman Audrey M. Edmonson  
and Members, Board of County Commissioners

**DATE:** October 20, 2020

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 3(A)(1)

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
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's present \_\_\_\_, 2/3 membership \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) \_\_\_\_) 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. 3(A)(1)  
10-20-20

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

RESOLUTION DECLARING ONE 2016 CLUB CAR CARRYALL 1700 SURPLUS; AUTHORIZING ITS DONATION TO THE HAITIAN AMERICAN EMERGENCY RELIEF COMMITTEE INC.; AND AUTHORIZING THE COUNTY MAYOR TO EXECUTE A COMMUNITY BASED ORGANIZATION AGREEMENT, TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN, AND TO TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE THE FOREGOING

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

**WHEREAS**, the vehicle is obsolete, its continued usage by Miami-Dade County is uneconomical and inefficient, and the vehicle serves no useful purpose; and

**WHEREAS**, the Haitian American Emergency Relief Committee Inc. (the “Donee”) desires to use the vehicle predominantly within Miami-Dade County to enhance its ability to provide services to its constituents for the purpose outlined in the attached community based organization agreement; and

**WHEREAS**, the Donee is a private non-profit agency, as defined in section 273.01(3), 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 (the “Code”); and

**WHEREAS**, Miami-Dade County’s Internal Services Department has complied with the requirements of section 2-11.2.1 of the Code by offering the vehicle to other Miami-Dade County departments and agencies, none of which accepted the vehicle; and

**WHEREAS**, the vehicle is eligible for donation under section 274.05, Florida Statutes, and section 2-11.2.1 of the Code,

**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, Florida Statutes, and section 2-11.2.1 of the Code:

<u>Item</u>	<u>I.D. No.</u>	<u>Miles</u>	<u>Condition</u>	<u>Est. Value</u>
2016 Club Car Carryall 1700 (# 31-1726)	A5CUAA4EAGA639152	N/A	Fair	\$10,000.00

**Section 2.** This Board authorizes donation of the vehicle to the Donee and authorizes the County Mayor to execute the community based organization agreement in substantially the form attached hereto and incorporated herein by this reference and to exercise any and all rights conferred therein. The Donee shall take possession of the vehicle within 60 days of the effective date of this resolution. The Donee shall be responsible for any and all costs of transferring the vehicle. The County Mayor shall and is hereby authorized 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 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 remain with the County.

The Prime Sponsor of the foregoing resolution is Commissioner Joe A. Martinez. 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:

Audrey M. Edmonson, Chairwoman

Rebeca Sosa, Vice Chairwoman

Esteban L. Bovo, Jr.

Jose "Pepe" Diaz

Eileen Higgins

Joe A. Martinez

Dennis C. Moss

Xavier L. Suarez

Daniella Levine Cava

Sally A. Heyman

Barbara J. Jordan

Jean Monestime

Sen. Javier D. Souto

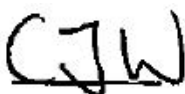
The Chairperson thereupon declared this resolution duly passed and adopted this 20<sup>th</sup> day of October, 2020. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the 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.



Christopher J. Wahl

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 and sign the following form and submit it along with requested documents to your sponsoring Commissioner. Once accepted, the sponsoring Commissioner will submit the documents to:

Internal Services Department-Fixed Assets Manager  
2225 N. W. 72 Ave  
Miami, FL 33122

Phone: (305) 592-3752  
Fax: (305) 592-3616

1. Full legal name of the requesting organization: HAITIAN AMERICAN EMERGENCY RELIEF COMMITTEE

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

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

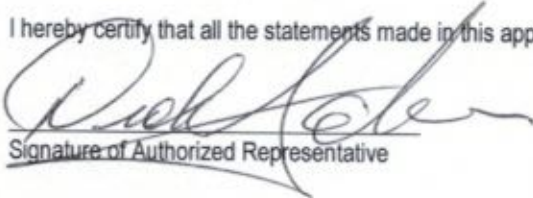
\*\*If Not-For-Profit or Tax Exempt, please attach a copy of letter from Internal Revenue Service designating status under 501c code.

3. Name and contact information for single point of contact (address, phone, fax, e-mail address, etc.): D.J.FABIEN 17150 SW 184 ST MIAMI FL 33187 [DJFABIEN@AOL.COM](mailto:DJFABIEN@AOL.COM) 305-588-2200

4. Specify the surplus property requested (quantify, if applicable): (Year, Make, model, and VIN # of vehicle being donated)  
(If requested property is not a vehicle, please include full description of the property) DC#31-1726 / 2016 CLUB CAR CARRYALL 1700 4X4 VIN# A5CUAA4EAGA639152

5. Specify the purpose for which the surplus property will be used: (Explain how the property will be used to serve the community)  
THE IDEM WILL BE USED IN MIAMI-DADE COUNTY TO FACILITATE THE TRANSPORT OF VOLUNTEERS AND SURPLIES TO THE APPROPRIATE LOCATIONS

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

  
Signature of Authorized Representative

09/23/2020  
Date

## Community Based Organization Donation Agreement

This agreement is entered into between Miami-Dade County (hereafter "County") and Haitian American Emergency Relief Committee (hereafter "Donee") as follows.

For and in Consideration of the County donating 2016 Club Car carryall 1700 4x4 diesel to Donee, and Donee agreeing to the use and as described herein: VIN# A5CUAA4EAGA639152 AS IS.

Donee certifies that it is a not-for-profit agency, group, organization, society, association, corporation, partnership or individual that provides a community service designed to improve or enhance the well-being of the community of Miami-Dade County at large or to improve or enhance the well-being of certain individuals within this community that have special needs.

Donee agrees that it shall predominantly utilize the donated surplus property for the intended use specified in section no. 5 of the "Surplus Property Allocation Application", attached hereto. (Attachment A) Moreover, this Community Based Organization (CBO) shall not resell or otherwise dispose of or transfer such property without prior County approval for a period of not less than three (3) years from the date of receipt of the surplus property. This three (3) year requirement may be waived administratively by the Mayor or designee upon showing that it is in the best interest of Miami Dade County. Upon the disposal of such property, Donee agrees to notify Miami Dade County. Upon the failure of the Donee to use the property as set forth in the "Surplus Property Allocation Application", or upon the Donee's attempt to dispose of or transfer the property prior to the expiration of the three (3) year period set forth herein, title to the surplus property shall immediately revert to the County and Donee shall immediately return possession of the property to the County.

The Donee agrees that it shall indemnify and hold harmless Miami Dade County, and its officers, employees, agents and instrumentalities et.al. from any and all liability, losses or damages, including attorney's fees and costs of defense, which the County or its officers, employees, agents or instrumentalities may incur as a result of claims, demands, suits, causes of actions or proceedings of any kind or nature arising out of, relating to or resulting from the transfer of ownership, maintenance or use of the donated property or by subsequent acts by the Donee, its agents, employees, et.al., and/or the performance of this Agreement by the Donee or its employees, agents, servants, partners, principals. The Donee shall pay all claims and losses in connection therewith, and shall investigate and defend all claims, suits or actions of any kind or nature in the name of the County, where applicable, including appellate proceedings, and shall pay all costs, judgments, and attorney's fees which may issue thereon.

Community Based Organization Donation Agreement

"According to section 2-1076 of the Code of Miami-Dade County, Florida, Miami-Dade County has established the Office of the Inspector General which may, on a random basis, perform audits, inspections, and reviews of all County contracts. This audit is separate and apart from any other audit by the County."

Haitian American Emergency Relief Committee

Print Name of CBO

By: 

Signature

Date: Sep/16/2020

DIDIER GASIEN

Printed Name

Sep/16/2020  
Title

Miami-Dade County:

By: \_\_\_\_\_

Date: \_\_\_\_\_





# Check-A-Charity

*KNOW HOW YOUR MONEY IS BEING SPENT*

✓ **Haitian American Emergency Relief Committee, Inc., Miami, FL** ✓

Registration Number : CH37027

Expiration Date : 8/15/2021 ✓

Revenue Source : DCS Financial Statement (12/31/2019)

Total Revenue : \$3,684.58

Program Services Expenses : \$4,394.14 **100%**

Total Expenses : \$4,394.14

Administrative Expenses : \$.00 **0%**

Surplus/Deficit : -\$709.56

Fundraising Expenses : \$.00 **0%**



[Home](#) > [Tax Exempt Organization Search](#) > **Haitian American Emergency Relief Committee Inc.**

[< Back to Search Results](#)

# Haitian American Emergency Relief Committee Inc.

EIN: 26-4145360 | Miami, FL, United States

> **Other Names**

## ✓ **Publication 78 Data** ⓘ

Organizations eligible to receive tax-deductible charitable contributions. Users may rely on this list in determining deductibility of their contributions.

✓ **On Publication 78 Data List:** Yes

**Deductibility Code:** PC

## ✓ **Form 990-N (e-Postcard)** ⓘ

Organizations who have filed a 990-N (e-Postcard) annual electronic notice. Most small organizations that receive less than \$50,000 fall into this category.

✓ > **Tax Year 2019 Form 990-N (e-Postcard)**

**Tax Period:**

2019 (01/01/2019 - 12/31/2019)

**EIN:**

26-4145360

**Legal Name (Doing Business as):**

Haitian American Emergency Relief Committee Inc

**Mailing Address:**

17150 SW 184 ST  
MIAMI, FL 33187  
United States

**Principal Officer's Name and Address:**

DIDIER J FABIEN

17150 SW 184 ST  
MIAMI, FL 33187  
United States

**Gross receipts not greater than:**

\$50,000

**Organization has terminated:**

No

**Website URL:**

> **Tax Year 2018 Form 990-N (e-Postcard)**

> **Tax Year 2017 Form 990-N (e-Postcard)**

> **Tax Year 2016 Form 990-N (e-Postcard)**

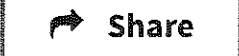
> **Tax Year 2015 Form 990-N (e-Postcard)**

> **Tax Year 2014 Form 990-N (e-Postcard)**

> **Tax Year 2013 Form 990-N (e-Postcard)**

> **Tax Year 2012 Form 990-N (e-Postcard)**

> **Tax Year 2011 Form 990-N (e-Postcard)**



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

DEPARTMENT OF THE TREASURY

Date: **AUG 17 2010**

HAITIAN AMERICAN EMERGENCY RELIEF  
COMMITTEE INC  
17150 SW 184 ST  
MIAMI, FL 33187

Employer Identification Number:  
26-4014536  
DLN:  
17053179312000  
Contact Person: DANIEL RENNER ID# 31697  
Contact Telephone Number:  
(877) 829-5500  
Accounting Period Ending:  
December 31  
Public Charity Status:  
170(b)(1)(A)(vi)  
Form 990 Required:  
Yes  
Effective Date of Exemption:  
November 19, 2008  
Contribution Deductibility:  
Yes  
Addendum Applies:  
No

Dear Applicant:

We are pleased to inform you that upon review of your application for tax exempt status we have determined that you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code. Contributions to you are deductible under section 170 of the Code. You are also qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Code. Because this letter could help resolve any questions regarding your exempt status, you should keep it in your permanent records.

Organizations exempt under section 501(c)(3) of the Code are further classified as either public charities or private foundations. We determined that you are a public charity under the Code section(s) listed in the heading of this letter.

Please see enclosed Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, for some helpful information about your responsibilities as an exempt organization.

Letter 947 (DO/CG)

HAITIAN AMERICAN EMERGENCY RELIEF

Sincerely,  


Robert Choi  
Director, Exempt Organizations  
Rulings and Agreements

Enclosure: Publication 4221-PC

Letter 947 (DO/CG)

**Lopez, Barbara J. (ISD)**

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**From:** Miami-Dade-County <donotreply@miamidade.gov>  
**Sent:** Friday, August 14, 2020 9:02 AM  
**Subject:** Miami-Dade Auction Notice

**MIAMI-DADE COUNTY INTERNAL SERVICES DEPARTMENT-NOTICE OF SALE**

Miami-Dade County will be conducting an online auction starting on 08/21/2020 at 8:00 a.m. for various surplus items as listed below and which can be viewed at the following link on the start date:

<http://www.govdeals.com/index.cfm?fa=Main.AdvSearchResultsNew&agency=7167>

1. 3519A/ 2015 Ford Taurus Police FWD
2. 24737/ 2001 Dodge Ram Van 3500 LWB
3. 24738/ 2001 Dodge Ram Van 3500 LWB
4. 27402/ 2003 Ford Windstar LX
5. 12-2317/ 2001 Torino utility trailer
6. 26212/ 2002 Dodge Ram Van 3500 LWB
7. 26643/ 2002 Dodge Ram 2500 ST Long Bed 2WD
8. 65A/ 2007 Ford Taurus SE
9. 912A/ 2007 Ford Taurus SE
10. 1280A/ 2007 Toyota Prius 4-Door Liftback
11. 1919A/ 2008 Ford Crown Victoria Police Interceptor
12. 2292A/2010 Dodge Charger Base
13. 2309A/ 2010 Dodge Avenger SXT
14. 2333A/ 2010 Dodge Charger Base
15. 2389A/ 2010 Dodge Charger Base
16. 2528A/ 2010 Dodge Charger Base
17. 2598A/ 2010 Dodge Avenger SXT
18. 2609A/ 2010 Dodge Avenger SXT
19. 2769A/ 2012 Dodge Charger Police
20. 2775A/ 2012 Dodge Charger Police
21. 4498A/ 2016 Ford Taurus Police FWD
22. 25542/ 2001 Ford F-250 SD XL Crew Cab Short Bed 4WD
23. 25963/ 2002 Ford Crown Victoria Police Interceptor
24. 26109/ 2002 Dodge Stratus Sedan SE
25. 26226/ 2002 Ford Windstar Cargo Van
26. 27285/ 2004 Dodge Stratus SE Sedan
27. 27998/ 2003 Chevrolet Blazer 4-Door 4WD LS
28. 29006/ 2005 Ford Crown Victoria Police Interceptor
29. 29540/ 2005 Chevrolet Impala Base

30. 29568/ 2005 Chevrolet Impala Base
31. 29630/ 2005 Chevrolet Impala Base
32. 29638/ 2005 Chevrolet Impala Base
33. 29646/ 2005 Chevrolet Impala Base
34. 31-1726/ 2016 Club Car carryall 1700 4X4 diesel. Fire 20-30
35. 12-1958/ 1995 Horizon utility trailer. Pros 20-09 #1
36. 20-0042/ 1978 John Deere JD644B, front end loader. Pros 20-09 #2
37. 705268/ 2014 Bush Hog BH16 mowing attachment. Pros 20-09 #3

ALL COUNTY DEPARTMENTS THAT MAY HAVE AN OPERATIONAL USE FOR THESE ITEMS, OR, APPLICABLE GOVERNMENTAL ENTITIES AND NOT-FOR-PROFIT AGENCIES THAT ARE SEEKING DONATION OF ANY OF THESE ITEMS MUST CONTACT THE SURPLUS PROPERTY UNIT AT [ISD-CAPINV@miamidade.gov](mailto:ISD-CAPINV@miamidade.gov) TO COORDINATE VIEWING AND ALLOCATION OF THE ITEM(S). THE DEADLINE FOR VIEWING AND ALLOCATION OF THE ITEM(S) IS EQUIVALENT TO THE BUSINESS DAY PRIOR TO THE AUCTION START DATE. MOREOVER, PURSUANT TO SECTION 2-11.2.1 OF THE CODE OF MIAMI-DADE COUNTY, ITEMS WILL BE ALLOCATED IN THE FOLLOWING ORDER OF PREFERENCE:

First, to the Parks and Recreation Department at no cost for use in the Department's preventative programs; and thereafter, to other County Departments and agencies at no cost for use in Miami-Dade County. The County shall thereafter offer such surplus property by sale or donation to other governmental units located within Miami-Dade County for use in Miami-Dade County or shall have the discretion to offer the property to eligible community based organizations by sale or donation.

Please ensure that you have read and understand all the Terms & Conditions included with each item listing prior to placing a bid. All property is offered for sale 'AS IS, WHERE IS.' Miami - Dade County, makes no warranty, guaranty or representation of any kind, expressed or implied, as to the merchantability or fitness for any purpose of the property offered for sale. All sales are final. Warranty: Seller warrants to the Buyer that the property offered for sale will conform to its description. Any claim for misdescription must be made prior to removal of the property.

You can also follow us on Twitter at <https://twitter.com/MiamiDadeISD>, where newly released auctions will be posted.

To unsubscribe please follow the following steps:

1. From ISD Website under County Store select Auction Mail tab (Green button to the right) <http://www.miamidade.gov/internalservices/county-store.asp>
2. Enter Registered Email to update and click submit.
3. Scroll down page, and Select Unsubscribe, then click Update Button. Done!