

Approved \_\_\_\_\_ Mayor

Agenda Item No. 11(A) (29)

Veto \_\_\_\_\_

01-25-07

Override \_\_\_\_\_

**OFFICIAL FILE COPY  
CLERK OF THE BOARD  
OF COUNTY COMMISSIONERS  
MIAMI-DADE COUNTY, FLORIDA**

RESOLUTION NO. R-86-07

**RESOLUTION DECLARING ONE 1997 FORD CARGO VAN  
SURPLUS AND AUTHORIZING ITS DONATION TO  
RETHINK AND REUSE CENTER**

**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**WHEREAS**, the vehicle is obsolete, and its continued usage by Miami-Dade County is uneconomical and inefficient and the vehicle serves no useful purpose; and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**, the Rethink and Reuse Center (the "Donee") desires to use the vehicle only within Miami-Dade County to enhance service delivery to their 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>
1997 Ford Cargo Van	1FTHE24L4VHA25576	Fair	96,890	\$2,500

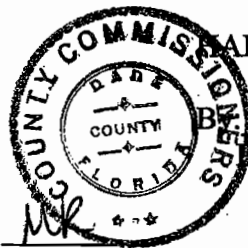
Section 2. This Board authorizes donation of the vehicle to the Donee. The Donee shall be responsible for any and all costs of transferring the vehicle. The County Manager shall and is hereby directed to take any and all actions necessary to effectuate the intent of this resolution.

The foregoing resolution was sponsored by Commissioner Jose "Pepe" Diaz, and offered by Commissioner, Sally A. Heyman who moved its adoption. The motion was seconded by Commissioner Dennis C. Moss and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 25th day of January, 2007. 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  
**KAY SULLIVAN**  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

Monica Rizo

**MEMORANDUM**

Agenda Item No. 11(A)(29)

---

**TO:** Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

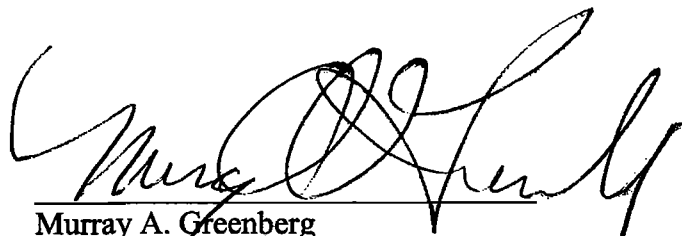
**DATE:** January 25, 2007

**FROM:** Murray A. Greenberg  
County Attorney

**SUBJECT:** Resolution authorizing  
donation of surplus property  
to Rethink and Reuse Center

---

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

  
Murray A. Greenberg  
County Attorney

MAG/bw



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

**DATE:** January 25, 2007

**FROM:** Murray A. Greenberg  
County Attorney

**SUBJECT:** Agenda Item No. 11(A)(29)

**Please note any items checked.**

- "4-Day Rule" ("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**
- Bid waiver requiring County Manager's written recommendation**
- Ordinance creating a new board requires detailed County Manager's report for public hearing**
- Housekeeping item (no policy decision required)**
- No committee review**

7

**ARTICLES OF INCORPORATION  
FOR  
ReThink and ReUse Center, Inc.**

The undersigned incorporator, being a natural person competent to contract, hereby adopts these Articles of Incorporation in order to form a Not-for-Profit corporation without stock in compliance with Chapter 617, Florida Statutes (F.S.)

**ARTICLE I  
NAME**

The name of this Corporation is ReThink and ReUse Center, Inc. (hereafter referred to as the Corporation).

FILED  
04 JUL 22 AM 8:52  
SECRETARY OF STATE  
TALLAHASSEE FLORIDA

**ARTICLE II  
COMMENCEMENT and DURATION**

This Corporation shall commence upon the filing of these Articles with the Secretary of State of the State of Florida and shall exist perpetually.

**ARTICLE III  
PURPOSE**

The purpose of this Corporation is to operate exclusively for literary, educational, charitable and scientific purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, or the corresponding provision of any future United State Internal Revenue Code.

**ARTICLE IV  
MANNER OF ELECTION**

The initial Board of Directors of the Corporation shall consist of not fewer than three (3) or more than fifteen (15) Directors. The number of Directors shall be prescribed in the By-Laws and may be changed from time to time. The manner of electing or appointing Directors shall be provided for in the By-Laws of the Corporation.

5

**ARTICLE V  
DIRECTORS**

The names and address of the persons who shall serve as Directors until the organization meeting or until successors have been elected and qualified are as follows:

David Sheinheit  
Smith Barney citigroup  
Citigroup Global Markets Inc.  
20801 Biscayne Blvd  
Suite 202  
Aventura, Florida 33180

Marisel Elias-Miranda, Ed.D  
MDCPS  
1500 Biscayne Blvd.  
Suite 300  
Miami, Florida 33132

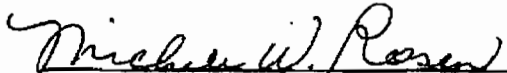
Ann Machado  
Creative Staffing  
7700 North Kendall Dr.  
Suite 300  
Miami, Florida 33156

**ARTICLE VI  
INITIAL OFFICES**

The initial street and mailing address for the principal place of business of the Corporation is 7240 S.W. 60<sup>th</sup> Street, Miami, Florida 33143.

**ARTICLE VII  
INITIAL REGISTERED OFFICE AND AGENT**

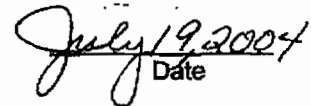
The name of the initial registered agent is Michele W. Rosen and the address of the initial registered office where the registered agent is located at 7240 S.W. 60<sup>th</sup> Street, Miami, Florida 33143.

  
Michele W. Rosen

**ARTICLE VIII  
INCORPORATOR**

The name and address of the incorporator shall be:  
Michele W. Rosen  
7240 S.W. 60<sup>th</sup> Street  
Miami, Florida 33143

  
Michele W. Rosen, Incorporator

  
Date

**ARTICLE IX**  
**LIMITATION OF POWERS**

A. No part of the activities of this Corporation shall be for the carrying on of propaganda, or otherwise attempting to influence legislation, and the Corporation shall not participate in, or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidates for public office. Notwithstanding any other provision of these articles, the Corporation shall not carry on any other activities not permitted to be carried on by a corporation exempt from Federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986 or corresponding provision of any future United State Internal Revenue Law.

B. No part of the net earning of the Corporation shall inure to the benefit of or be distributed to its trustees, officers or other private persons, except that the Corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article III hereof.

**ARTICLE X**  
**INDEMNIFICATION**

This corporation shall indemnify any officer, director, and officer to the full extent permitted by law.

**ARTICLE XI**  
**AMENDMENTS**

Amendments to these Articles of Incorporation shall only be made in the manner set forth in the by-laws.

**ARTICLE XII**  
**DISSOLUTION**

Upon the dissolution of the Corporation, the Board of Directors shall, after paying or making provision for payment of all liabilities of the Corporation, distribute all assets of the Corporation to an organization, or organizations, organized and operated exclusively for charitable, education, literary, religious or scientific purposes which are themselves an exempt organization, or organizations, under Section 501 (c)(3) of the Internal Revenue Code or corresponding provision of any future United States Internal Revenue Law or to the federal government or state or local government for an exclusive public purpose, as the Board of Directors shall determine.

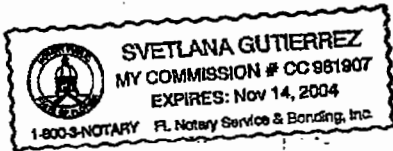
IN WITNESS WHEREOF, the undersigned has made and subscribed to these Articles of Incorporation in Miami, Florida the 19<sup>th</sup> day of July 2004.

Michele W. Rosen  
Michele W. Rosen, Incorporator

STATE OF FLORIDA        )  
COUNTY OF MIAMI-DADE    )

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgements, personally appeared Michele W. Rosen to me known to be the person described in the foregoing Articles of Incorporation and who executed the foregoing Articles of Incorporation and she acknowledged before me that she executed and subscribed to these Articles of Incorporation and that she did not take any oath.

WITNESS my hand and official seal in the County and State aforesaid the 19<sup>th</sup> day of July 2004.



(NOTARIAL SEAL)

Svetlana Gutierrez  
Name, Notary Public  
State of Florida at Large  
My Commission Expires:



**CERTIFICATE OF DESIGNATION OF AND ACCEPTANCE BY REGISTERED  
AGENT/REGISTERED OFFICE**

Pursuant to the provisions of section 617.0505, Fla. Stat., the undersigned corporation organized under the laws of the State of Florida submits the following statement of Registered Agent/Registered Office in the State of Florida.

- (1) The name of the corporation is ReThink and ReUse Center, Inc.
- (2) The name and address of the registered agent and office is:  
Michele W. Rosen  
7240 S.W. 60<sup>th</sup> Street  
Miami, Florida 33143

Having been named as registered agent to accept service of process for the above stated corporation at the place designated in this certificate, I am familiar with and accept the appointment as registered agent and agree to act in this capacity.

Michele W. Rosen  
Signature/Registered Agent: Michele W. Rosen

July 19, 2004  
Date

Michele W. Rosen  
Signature/Incorporator: Michele W. Rosen

July 19, 2004  
Date

FILED  
04 JUL 22 AM 8:52  
CLERK OF COURT  
JUL 22 2004