

MEMORANDUM

Agenda Item No. 11(A) (7)

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

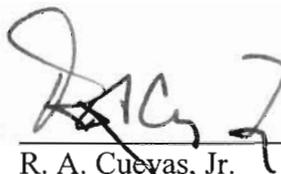
DATE: February 19, 2008

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

SUBJECT: Resolution declaring two
vans surplus and authorizing
their donation to the Humane
Society of Greater Miami,
Dade County Society for
Prevention of Cruelty to
Animals and Adopt-A-Pet,
Inc.

Resolution No. R-178-08

The accompanying resolution was prepared and placed on the agenda at the request of
Commissioner Sally A. Heyman.



R. A. Cuevas, Jr.
County Attorney

RAC/bw

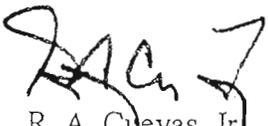


MEMORANDUM

(Revised)

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

DATE: February 19, 2008

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

SUBJECT: Agenda Item No. 11(A) (7)

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

Approved _____ Mayor

Agenda Item No. 11(A)(7)

Veto _____

2-19-08

Override _____

RESOLUTION NO. R-178-08

RESOLUTION DECLARING TWO CARGO VANS SURPLUS AND AUTHORIZING THEIR DONATION TO THE HUMANE SOCIETY OF GREATER MIAMI, DADE COUNTY SOCIETY FOR PREVENTION OF CRUELTY TO ANIMALS AND ADOPT-A-PET, INC.

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, The Humane Society of Greater Miami, Dade County Society for Prevention of Cruelty to Animals and Adopt-A-Pet, Inc. (the "Donee") desires to use the vehicles only within Miami-Dade County to enhance their ability to provide services 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 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 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 Van	1FTHE24L3VHA78964	Fair	108,644	\$1,750
2000 Dodge Van	2B7KB31YXYK160986	Fair	102,886	\$2,900

Section 2. This Board authorizes donation of the vehicles to the Donee. The Donee shall be responsible for any and all costs of transferring the vehicles. 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 Sally A. Heyman, and offered by Commissioner, **Jose “Pepe” Diaz** who moved its adoption. The motion was seconded by Commissioner **Sally A. Heyman** 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 |
| Dorin D. Rolle | aye | Natacha Seijas aye |
| Katy Sorenson | aye | Rebeca Sosa aye |
| Sen. Javier D. Souto | aye | |

The Chairperson thereupon declared the resolution duly passed and adopted this 19th day of February, 2008. 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: **Kay Sullivan**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Monica Rizo

Internal Revenue Service

Date: October 20, 2006

HUMANE SOCIETY OF GREATER MIAMI INC
AND DADE COUNTY SOCIETY FOR POCTA
16101 W DIXIE HWY
N MIAMI BEACH FL 33160-4309

Department of the Treasury
P. O. Box 2508
Cincinnati, OH 45201

Person to Contact:

Viola Wahoff 31-07420
Customer Service Specialist
Toll Free Telephone Number:
877-829-5500
Federal Identification Number:
59-0711176

Dear Sir or Madam:

This is in response to your request of October 20, 2006, regarding your organization's tax-exempt status.

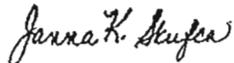
In September 1938 we issued a determination letter that recognized your organization as exempt from federal income tax. Our records indicate that your organization is currently exempt under section 501(c)(3) of the Internal Revenue Code.

Our records indicate that your organization is also classified as a public charity under sections 509(a)(1) and 170(b)(1)(A)(vi) of the Internal Revenue Code.

Our records indicate that contributions to your organization are deductible under section 170 of the Code, and that you are qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Internal Revenue Code.

If you have any questions, please call us at the telephone number shown in the heading of this letter.

Sincerely,



Janna K. Skufca, Director, TE/GE
Customer Account Services

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:

General Services Administration-Fixed Assets Manager Phone: (305) 592-3752
2225 N. W. 72 Ave Fax: (305) 592-3616
Miami, FL 33122

1. Full legal name of the requesting organization: Humane Society of Greater Miami/Adopt-A-Pet -

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

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

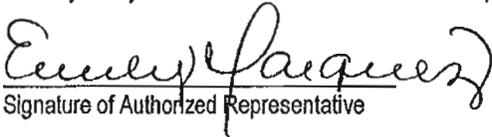
****If Not-For-Profit or Tax Exempt, please attach a copy of the not-for-profit or tax exempt status.****

3. Name and contact information for single point of contact (address, phone, fax, e-mail address, etc.): Emily Marquez
16101 W Dixie Highway, North Miami Beach, FL 33160; 305.749.1817; 305.696.4434 fax; Emily@humanesocietymiami.org

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

5. Specify the purpose for which the surplus property will be used: inter-office deliveries, transporting of pets to events or medical treatment ; transporting material to events;

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


Signature of Authorized Representative

12/14/07

Date