



**MEMORANDUM**

Agenda Item No. 11(A)(25)

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

**DATE:** March 3, 2009

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

**SUBJECT:** Resolution declaring miscellaneous  
computer equipment surplus and  
authorizing its donation to Curley's  
House of Style, Inc.

**Resolution No. R-246-09**

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Audrey M. Edmonson.

A handwritten signature in black ink that reads "RAC, Jr." with a stylized flourish at the end.

R. A. Cuevas, Jr.  
County Attorney

RAC/cp

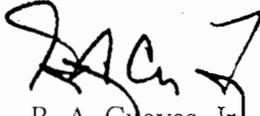


# MEMORANDUM

(Revised)

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

**DATE:** March 3, 2009

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

**SUBJECT:** Agenda Item No. 11(A) (25)

**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 Mayor'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  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 11(A)(25)  
3-3-09

**RESOLUTION NO. R-246-09**

**RESOLUTION DECLARING MISCELLANEOUS COMPUTER EQUIPMENT SURPLUS AND AUTHORIZING ITS DONATION TO CURLEY'S HOUSE OF STYLE, INC.**

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

**WHEREAS**, the computer equipment is obsolete, and its continued usage by Miami-Dade County is uneconomical and inefficient and the computer equipment serves no useful purpose; and

**WHEREAS**, Curley's House of Style, Inc., (the "Donee") desires to use the computer equipment only within Miami-Dade County to enhance its ability to provide educational 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 computer equipment to other Miami-Dade County Agencies, none of which accepted the computer equipment; and

**WHEREAS**, the 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 computer equipment, 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>DC No.</u>	<u>Condition</u>	<u>Est. Value</u>
Dell Dimension PC w/monitor, & accy's	662391	Fair	\$300
Dell Dimension PC w/monitor, & accy's	663276	Fair	\$300
Dell Dimension PC w/monitor, & accy's	668253	Fair	\$300

**Section 2.** This Board authorizes donation of the computer equipment to the Donee. The Donee shall take possession of the 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 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 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 computer equipment(s) shall revert back to the County.

The Prime Sponsor of the foregoing resolution is Commissioner Audrey M. Edmonson.

It was offered by Commissioner **Jose "Pepe" Diaz**, who moved its adoption.

The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a

vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 3<sup>rd</sup> day of March, 2009. 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.

GKS

Gerald K. Sanchez

JAN-12-2005 10:12 From:  
Jan 12 09 02:07p Curleys

To:3055923616  
305-754-7784

P.2/2  
p.3

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

DEPARTMENT OF THE TREASURY

Date: **SEP 07 2005**

Employer Identification Number:  
65-1042723

DLN:  
17053225753005

Contact Person:  
THOMAS C KOESTER ID# 31116

Contact Telephone Number:  
(877) 829-5500

Public Charity Status:  
170(b)(1)(A)(vi)

CURLEYS HOUSE OF STYLE INC  
6301 NW 7TH AVE STE 1  
MIAMI, FL 33127-0000

Dear Applicant:

Our letter dated April 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](http://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.



Lois G. Lerner  
Director, Exempt Organizations  
Rulings and Agreements

Letter 1050 (DO/CG)

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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:

General Services Administration-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:

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

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

\*\*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.) Governor Elie Scott 6025 N.W. 6th Court - Miami, FL 33128 786-262-2851

4. Specify the surplus property requested (quantity, if applicable): 3 computers

5. Specify the purpose for which the surplus property will be used: For general day in day office tasks (2) to assist clients applying for food stamps, medicare-medicaid, kids care, pay for social clients with a means to search for jobs, file and print resumes and do ex-tern job research.

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

[Signature] Signature of Authorized Representative

January 8, 2009 Date

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