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OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA**

MEMORANDUM

Agenda Item No. 11(A)(6)

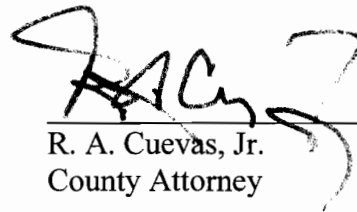
TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: October 6, 2009

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

SUBJECT: Resolution declaring
miscellaneous radio
equipment surplus and
authorizing its donation to the
City of Sweetwater Police
Department
Resolution No. R-1172-09

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



R. A. Cuevas, Jr.
County Attorney

RAC/jls



MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss **DATE:** October 6, 2009
and Members, Board of County Commissioners

FROM: R. A. Cuevas, Jr. **SUBJECT:** Agenda Item No. 11(A) (6)
County Attorney 

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)(6)
10-6-09

RESOLUTION NO. R-1172-09

RESOLUTION DECLARING MISCELLANEOUS RADIO
EQUIPMENT SURPLUS AND AUTHORIZING ITS
DONATION TO THE CITY OF SWEETWATER POLICE
DEPARTMENT

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

WHEREAS, the radio equipment is obsolete, and its continued usage by Miami-Dade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

WHEREAS, the City of Sweetwater Police Department, (the "Donee") intends to use the
radio equipment to support its duties and activities in connection with its governmental mission;
and

WHEREAS, the Donee is a governmental unit as defined in Section 274.05 of the
Florida Statutes, and 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 radio equipment to other Miami-Dade
County Agencies, none of which accepted the radio equipment; and

WHEREAS, the radio 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 radio 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>I.D. No.</u>	<u>Condition</u>	<u>Est. Value</u>
Motorola Radio	DC#497242	Fair	\$100.00
Motorola Radio	DC#497224	Fair	\$100.00

Motorola Radio	DC#497133	Fair	\$100.00
Motorola Radio	DC#497020	Fair	\$100.00
Motorola Radio	DC#497045	Fair	\$100.00
Motorola Radio	DC#497207	Fair	\$100.00
Ericsson Radio	DC#574338	Fair	\$100.00
Ericsson Radio	DC#572708	Fair	\$100.00
6-Bay Battery Charger	N/A	Fair	\$ 50.00

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

The Prime Sponsor of the foregoing resolution is Vice-Chairman Jose "Pepe" Diaz. It was 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:

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

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The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of October, 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: **DIANE COLLINS**

Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Gks

Gerald K. Sanchez

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