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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

**MEMORANDUM**

Agenda Item No. 11(A)(22)

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

**DATE:** July 8, 2010

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

**SUBJECT:** Resolution declaring three computers surplus and authorizing their donation to Unique Coalition of Minority Businesses of South Dade, Inc.

Resolution No. R-773-10

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairman Dennis C. Moss.

R. A. Cuevas, Jr.
County Attorney

RAC/cp

# MEMORANDUM

(Revised)

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

**DATE:** July 8, 2010

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

**SUBJECT:** Agenda Item No. 11(A)(22)

**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)(22)
7-8-10

RESOLUTION NO. R-773-10

RESOLUTION DECLARING THREE COMPUTERS SURPLUS AND AUTHORIZING THEIR DONATION TO UNIQUE COALITION OF MINORITY BUSINESSES OF SOUTH DADE, INC.

**WHEREAS**, the computers described below are owned by Miami-Dade County; and

**WHEREAS,** the computers are obsolete, and their continued usage by Miami-Dade County is uneconomical and inefficient and the computers serve no useful purpose; and

**WHEREAS**, Unique Coalition of Minority Businesses of South Dade, Inc., (collectively the "Donee") desire to use the computers only within Miami-Dade County to enhance its ability to provide 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 computers to other Miami-Dade County Agencies, none of which accepted the computers; and

**WHEREAS**, the computers 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 computers, with the listed residual values 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:

| Item | | I.D. No. | Condition | Est. Value |
|---|---|---|---|---|
| DC#654355 | Dell Dimension PC | 2R12W21 | Fair | $214 |
| DC#654358 | Dell Dimension PC | 81Y1W21 | Fair | $214 |
| DC#654359 | Dell Dimension PC | 5R12W21 | Fair | $214 |

Section 2. This Board authorizes donation of these computers to Unique Coalition of Minority Businesses of South Dade, Inc. The Donee shall take possession of the computers within sixty (60) days of the effective date of this resolution and shall be responsible for any and all costs of transferring the computers. 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 computers 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 computers shall revert back to the County.

The Prime Sponsor of the foregoing resolution is Chairman Dennis C. Moss. It was offered by Commissioner **Katy Sorenson**, who moved its adoption. The motion was seconded by Commissioner **Jose "Pepe" Diaz** 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 | **absent** | 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 | **aye** |
| Katy Sorenson | **aye** | Rebeca Sosa | **aye** |
| Sen. Javier D. Souto | **aye** | | |

The Chairperson thereupon declared the resolution duly passed and adopted this 8th day of July, 2010. 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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ATTN: [redacted]

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:

[redacted]

1. Full legal name of the requesting organization: UCOMB of South Dade, Inc
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.): Jacques R. Lardche 17510 S. Dixie Hwy, Mia Fl 33157 ucomb@att.net (305) 255-1162
4. Specify the surplus property requested (quantity, if applicable): _____
5. Specify the purpose for which the surplus property will be used: To teach Computer and business skills to underprivileged youths in South Dade Area

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

Signature of Authorized Representative

10/06/09
Date

Page 1 of 1
Revised: 10/8/2003

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IRS Department of the Treasury
Internal Revenue Service

OGDEN UT 84201-0038

In reply refer to: 0441742604
Mar. 19, 2010 LTR 4170C E0
65-1023230 000000 00
00030059
BODC: TE

OFFICE OF CHAIRMEN DENNIS C MOSS
111 NORTHWAST FIRST ST STE 220
MIAMI FL 33128

030806

Person to Contact: S. Greenfield
Toll Free Telephone Number: 1-877-829-5500

Dear Taxpayer:

This is in response to your request of Mar. 10, 2010, regarding the tax-exempt status of Unique Coalition of Miniority Business.

Our records indicate that a determination letter was issued in April 2001, granting this organization exemption from Federal income tax under section 501(c)(03) of the Internal Revenue Code.

Our records also indicate this organization is not a private foundation within the meaning of section 509(a) of the Code because it is described in section(s) 509(a)(1) and 170(b)(1)(A)(vi).

Donors may deduct contributions to this organization as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to the organization or for its use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

If you have any questions, please call us at the telephone number shown above.

Sincerely yours,

Rita A. Leete

Rita A. Leete
Accounts Management II

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