

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

**MEMORANDUM**

Agenda Item No. 11(A)(31)

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**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**DATE:** October 4, 2011

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

**SUBJECT:** Resolution declaring one 2002 Dodge  
Van surplus and authorizing its  
donation to Concerned African  
Women Inc.  
Resolution No. R-896-11

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The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan.



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R. A. Cuevas, Jr.  
County Attorney

RAC/cp



# MEMORANDUM

(Revised)

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and Members, Board of County Commissioners

**DATE:** October 4, 2011

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County Attorney

**SUBJECT:** Agenda Item No. 11(A)(31)

**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

Agenda Item No. 11(A)(31)

Veto \_\_\_\_\_

10-4-11

Override \_\_\_\_\_

RESOLUTION NO. R-896-11 \_\_\_\_\_

RESOLUTION DECLARING ONE 2002 DODGE VAN SURPLUS AND AUTHORIZING ITS DONATION TO CONCERNED AFRICAN WOMEN INC.

**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**WHEREAS**, the vehicle is obsolete, and its continued usage by Miami-Dade County is uneconomical and inefficient and the vehicle serves no useful purpose; and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**, Concerned African Women, Inc., (the “Donee”) desires to use the vehicle 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 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>
DC#26346	2002 Dodge Van 2B5WB35Z42K127020	Fair	76,451	\$2,880

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

The Prime Sponsor of the foregoing resolution is Commissioner Barbara J. Jordan. It was offered by Commissioner **Rebeca Sosa**, who moved its adoption. The motion was seconded by Commissioner **Jean Monestime** and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman	<b>absent</b>
Audrey M. Edmonson, Vice-Chairwoman	<b>aye</b>
Bruno A. Barreiro	<b>absent</b>
Lynda Bell	<b>aye</b>
Esteban L. Bovo, Jr.	<b>aye</b>
Jose "Pepe" Diaz	<b>aye</b>
Sally A. Heyman	<b>aye</b>
Barbara J. Jordan	<b>aye</b>
Jean Monestime	<b>aye</b>
Dennis C. Moss	<b>aye</b>
Rebeca Sosa	<b>aye</b>
Sen. Javier D. Souto	<b>aye</b>
Xavier L. Suarez	<b>aye</b>

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of October, 2011. 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: **Christopher Agrippa**

Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

GKS

Gerald K. Sanchez

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: Concerned African Women, 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 Internal Revenue Service 501C3 certification.

3. Name and contact information for single point of contact (address, phone, fax, e-mail address, etc.): LaTrisha Carter,  
1505 NW 167 Street, Suite, 101, Miami Gardens, FL 33169, (305) 621-3700, (305) 621-0690, [caw98@bellsouth.net](mailto:caw98@bellsouth.net)

4. Specify the surplus property requested (quantity, if applicable): 1 Van

5. Specify the purpose for which the surplus property will be used: General company use.

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

\_\_\_\_\_  
Signature of Authorized Representative

\_\_\_\_\_  
Date

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FEDERAL BUREAU OF INVESTIGATION  
DISTRICT DIRECTOR  
300 N. PEACHTREE ST. N.E.  
ATLANTA, GA 30303

DEPARTMENT OF THE TREASURY

DATE: 11/15/83

Revenue Information System  
10000

Atlanta Office

10000

Contact Person:

COLLETA M. BRIDGEMAN

Phone: Telephone Number

404-527-0100

Mr. Lester H. Smith

May 11, 1983

Atlanta Office

THE FIRST NATIONAL BANK

INC.

300 N. PEACHTREE ST. N.E.

ATLANTA, GA 30303

Dear Sirs:

As it appears on the face of our letter to which we refer that you would be treated as an organization that is not a private foundation until the expiration of your advance ruling period.

The exempt status under section 501(c)(3) of the Internal Revenue Code is as described therein. In section 501(c)(3) is what is referred to as "the information you furnished us has determined that you are not a private foundation within the meaning of section 507(e) of the Code because you are an organization of the type described in section 507(c)(1) and 507(d)(1)(B)(i).

Donors and contributors may rely on this determination unless the Internal Revenue Service publishes notice to the contrary. However, if you have your status 501(c)(3) status, a grantor or contributor may not rely on this determination if he or she can be held responsible for, or not aware of, the act or failure to act or the participation of others, a change on the part of the organization that resulted in your loss of such status, or if he or she required knowledge from the Internal Revenue Service and given advice that you would no longer be classified as a section 501(c)(3) organization.

If you have indicated in the heading of this letter that an advance ruling period is desired, enclosed is an advance ruling period of this letter.

Persons that letter could help receive any questions about your private foundation status, please keep it in your permanent records.

If you have any questions, please contact the person whose name and telephone number are shown above.

Very truly yours,  


Robert H. Smith

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