

MEMORANDUM

Agenda Item No. 11(A)(24)

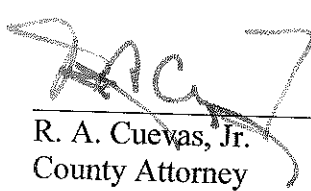
TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: January 23, 2013

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

SUBJECT: Resolution declaring one 2001
Dodge pickup truck surplus;
authorizing its donation to Food
of Life Outreach Ministries, Inc.
and authorizing the Mayor to
execute a community based
organization agreement
Resolution No. R-63-13

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



R. A. Cuevas, Jr.
County Attorney

RAC/smm



MEMORANDUM
(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: January 23, 2013

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

SUBJECT: Agenda Item No.11(A) (24)

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 Mayor'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)(24)

1-23-13

RESOLUTION NO. R-63-13

RESOLUTION DECLARING ONE 2001 DODGE PICKUP TRUCK SURPLUS; AUTHORIZING ITS DONATION TO FOOD OF LIFE OUTREACH MINISTRIES, INC. AND AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO EXECUTE A COMMUNITY BASED ORGANIZATION AGREEMENT AND EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN

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WHEREAS, the vehicle is obsolete, and its continued usage by Miami-Dade County is uneconomical and inefficient and the vehicle serves no useful purpose; and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, Food of Life Outreach Ministries, 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 Internal Services Department 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# 25299 2001 Dodge Pickup	1B7HC16X41S300036	Fair	68,676	\$3,302.00

Section 2. This Board authorizes donation of the vehicle to the Donee, and authorizes the County Mayor or the Mayor's designee to execute a community based organization agreement and exercise any and all other rights conferred therein. The Donee shall take possession of the vehicle within sixty (60) days of the effective date of this resolution and shall promptly cause title to said vehicle to be transferred to Donee. Donee shall be responsible for any and all costs of transferring the vehicle. The County Mayor or Mayor's designee shall and is hereby authorized to take any and all actions necessary to effectuate the intent of this resolution.

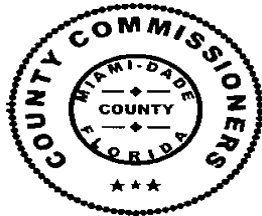
Section 3. If, for any reason, the Donee fails to take possession of the vehicle within sixty (60) days of the effective date of this resolution and or fails to transfer title, then this resolution shall be null and void, and the ownership rights to the vehicles shall remain with the County.

The Prime Sponsor of the foregoing resolution is Commissioner Dennis C. Moss. It was offered by Commissioner **Audrey Edmonson**, who moved its adoption. The motion was seconded by Commissioner **Lynda Bell** and upon being put to a vote, the vote was as follows:

	Rebeca Sosa, Chairwoman	aye
	Lynda Bell, Vice Chair	aye
Bruno A. Barreiro	aye	Esteban L. Bovo, Jr. aye
Jose "Pepe" Diaz	absent	Audrey M. Edmonson aye
Sally A. Heyman	aye	Barbara J. Jordan absent
Jean Monestime	aye	Dennis C. Moss absent
Sen. Javier D. Souto	aye	Xavier L. Suarez aye
Juan C. Zapata	aye	

The Chairperson thereupon declared the resolution duly passed and adopted this 23rd day of January, 2013. 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
2226 N. W. 72 Ave
Miami, FL 33122

Phone: (305) 592-3752
Fax: (305) 592-3818

1. Full legal name of the requesting organization: Food of Life Outreach Ministries 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.): Minister Wayne Oxford
701s Homestead Blvd. suite 3 Homestead Fl 33030 e-mail: foodoflifeministry@gmail.com

957 NW 3rd Ave # 3 Florida City, Fl 33034
ph: 786-243-0115 fax 305-246-0665

4. Specify the surplus property requested (quantify, if applicable): ~~1 cargo~~
van

PICK UP TRUCK

5. Specify the purpose for which the surplus property will be used: to transport and deliver USDA foods along with donated items

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


Signature of Authorized Representative

4-25-12
Date

Food of Life Outreach Ministries, Inc.

957 N.W. 3rd Ave. suite 3

Florida City, Fl. 33034

Ph : (786) 243-0115 Fax : (305) 246-0665

Email: foodoflifeministry@gmail.com Website: foodoflifeministry.com

April 24, 2012

To: Commissioner Moss:

We are Food of Life Outreach Ministries Inc., a 501c3 food pantry and charity thrift shop. We feed and clothe over five thousand needy children and families per month, here in South Miami Dade County. We are contacting you with a request for a vehicle donation (Pick up Truck) which will be used for the charitable purpose of pick and delivery of free food and goods. Any and all assistance that your office may be able to provide will be greatly appreciated. We sincerely thank you for all you do for our organization and the citizens of our community.

Respectfully,

Minister Wayne Oxford

Director

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

DEPARTMENT OF THE TREASURY

Date: APR 21 2010

FOOD OF LIFE OUTREACH MINISTRIES
INC
C/O WAYNE OXFORD
701 S HOMESTEAD BLVD US 1 STE 3
HOMESTEAD, FL 33030

Employer Identification Number:
01-0939609
DLN:
17053082310000
Contact Person: RENBE RAILEY NORTON ID# 31172
Contact Telephone Number:
(877) 829-5500

Accounting Period Ending:
December 31
Public Charity Status:
170(b)(1)(A)(vi)
Form 990 Required:
Yes
Effective Date of Exemption:
December 18, 2009
Contribution Deductibility:
Yes
Addendum Applies:
No

Dear Applicant:

We are pleased to inform you that upon review of your application for tax exempt status we have determined that you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code. Contributions to you are deductible under section 170 of the Code. You are also qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Code. Because this letter could help resolve any questions regarding your exempt status, you should keep it in your permanent records.

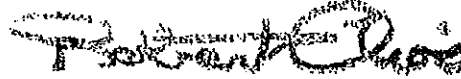
Organizations exempt under section 501(c)(3) of the Code are further classified as either public charities or private foundations. We determined that you are a public charity under the Code section(s) listed in the heading of this letter.

Please see enclosed Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, for some helpful information about your responsibilities as an exempt organization.

Letter 947 (DO/CG)

FOOD OF LIFE OUTREACH MINISTRIES

Sincerely,

A handwritten signature in black ink, appearing to read "Robert Choi", written over a faint, circular stamp or watermark.

Robert Choi
Director, Exempt Organizations
Rulings and Agreements

Enclosure: Publication 4221-PC

Community Based Organization Donation Agreement

This agreement is entered into between Miami-Dade County (hereafter "County") and Food of Life Outreach Ministries, Inc (hereafter "Donee") as follows:

For and in Consideration of the County donating a 2001 Dodge Pickup Truck to Donee, and Donee agreeing to the use and as described herein DC# 25299 2001 Dodge Pickup Truck VIN# 1B7HC16X41S300036, AS IS,

Donee certifies that it is a not-for-profit agency, group, organization, society, association, corporation, partnership or individual that provides a community service designed to improve or enhance the well-being of the community of Miami-Dade County at large or to improve or enhance the well-being of certain individuals within this community that have special needs.

Donee agrees that it shall predominantly utilize the donated surplus property for the intended use specified in section no. 5 of the "Surplus Property Allocation Application", attached hereto. (Attachment A) Moreover, this Community Based Organization (CBO) shall not resell or otherwise dispose of or transfer such property without prior County approval for a period of not less than three (3) years from the date of receipt of the surplus property. This three (3) year requirement may be waived administratively by the Mayor or designee upon showing that it is in the best interest of Miami Dade County. Upon the disposal of such property, Donee agrees to notify Miami Dade County. Upon the failure of the Donee to use the property as set forth in the "Surplus Property Allocation Application", or upon the Donee's attempt to dispose of or transfer the property prior to the expiration of the three (3) year period set forth herein, title to the surplus property shall immediately revert to the County and Donee shall immediately return possession of the property to the County.

The Donee agrees that it shall indemnify and hold harmless Miami Dade County, and its officers, employees, agents and instrumentalities et al. from any and all liability, losses or damages, including attorney's fees and costs of defense, which the County or its officers, employees, agents or instrumentalities may incur as a result of claims, demands, suits, causes of actions or proceedings of any kind or nature arising out of, relating to or resulting from the transfer of ownership, maintenance or use of the donated property or by subsequent acts by the Donee, its agents, employees, et al., and/or the performance of this Agreement by the Donee or its employees, agents, servants, partners, principals. The Donee shall pay all claims and losses in connection therewith, and shall investigate and defend all claims, suits or actions of any kind or nature in the name of the County, where applicable, including appellate proceedings, and shall pay all costs, judgments, and attorney's fees which may issue thereon.

"According to section 2-1076 of the Code of Miami-Dade County, Florida, Miami-Dade County has established the Office of the Inspector General which may, on a random basis, perform audits, inspections, and reviews of all County contracts. This audit is separate and apart from any other audit by the County."

Community Based Organization Donation Agreement

Food of Life Outreach Ministries

Name of CBO

By: Wayne Oxford

Date: 7-10-2012

WAYNE OXFORD

Printed Name

President

Title

Miami-Dade County

By: _____

Date: _____



Division of Consumer Services

FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES
1-800-HELP-FLA (435-7352) • 1-800-FL-AYUDA (352-9832) • (850) 410-3800



Adam H. Putnam, Commissioner - Tom A. Steckler, Director



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Florida Charities GIFT GIVERS' GUIDE

Know how your money is being spent

The Gift Givers' Guide is a resource that provides the financial information reported to us from charitable organizations. The information in the Gift Givers' Guide is provided as a public service. The charities listed are currently registered with the Department; Inactive or expired registrations will not display. To search an organization, type in the organization's complete or partial name in the text box below and click the "Search" button.

[Download Gift Giver's Guide in full](#)
(Format :PDF, as of October 1)

Business Name:

License/Registration Number: [Advanced Search](#)

Search Results

Expand All (show solicitors,branches,fundraisers and statement of purpose) or select them individually

Sort By : Name : A to Z Display per page: 5

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<p><input type="checkbox"/> Food Of Life Outreach Ministries, Inc, Homestead, FL</p> <p>Registration Number :CH31819 Expiration Date : 3/1/2013</p> <p>Revenue Source : DCS Statement of Support/Revenue (12/31/2011)</p> <p>Total Revenue : \$385,580.00 Program Services Expenses : \$385,580.00 100%</p> <p>Total Expenses : \$385,580.00 Administrative Expenses : \$.00 0%</p> <p>Surplus/Deficit : \$.00 Fundraising Expenses : \$.00 0%</p> <p>Statement Of Purpose TO PURCHASE FOOD, SERVICES AND GOODS USED TO HELP OUR CLIENTS.</p>
1



Category: General Human Services

FOOD OF LIFE OUTREACH MINISTRIES

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Florida City, FL

GUIDESTAR QUICK VIEW *Everything you need to know...*

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FOOD OF LIFE OUTREACH MINISTRIES

Physical Address: 957 NW 3rd Ave suite 3 % Wayne Oxford Florida City, FL 33034

EIN: 01-0939609

Web URL: www.foodoflifeminist...

Leadership Minister Wayne Oxford

Detailed Financial and People Data included in the GuideStar Premium Report



GuideStar Seal

Committed to transparency



Registered with IRS

Legitimacy information is available



Financial Data

Annual Revenue and Expense data reported



Forms 990

2011, and 2010 Forms 990 filed with the IRS



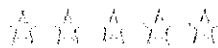
Mission Objectives

Mission Statement is available



Impact Statement

Impact Statement from nonprofit is available



No Personal Reviews available | [Write a Review](#)

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Legitimacy Information

- This organization is registered with the IRS.
- This organization is required to file an IRS Form 990 or 990-EZ.

Institutional funders should note that an organization's inclusion on GuideStar.org does not satisfy IRS Rev. Proc. 2011-33 for identifying supporting organizations.

Learn more about GuideStar Charity Check, the only pre-grant due diligence tool that is 100% compliant with IRS Rev. Proc 2011-33.

Forms 990 from IRS

View IRS Form 990 data for the following years:

2011 Form 990

2010 Form 990

Digitizing IRS Form 990 Data

Forms 990 for 2011, 2010 are included in the GuideStar Premium Report. [Upgrade Now](#)

Annual Revenue & Expenses

Fiscal Year Starting: Jan 1, 2011
Fiscal Year Ending: Dec 31, 2011

Forms 990 Received from the IRS

- [2011 Form 990](#)
- [2010 Form 990](#)

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Forms 990 Provided by the Nonprofit

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Financial Statements

Audited Financial Statement is not available for this organization.

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Annual Reports

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Formation Documents

Letter of Determination is included in the GuideStar Premium Report.

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