

MEMORANDUM

Agenda Item No. 11(A)(23)


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 2002
Dodge Van and computer
equipment surplus;
authorizing their donation to
Sahara of South Florida, Inc.
Resolution No. R-62-13

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



R. A. Cuevas, Jr.
County Attorney

RAC/cp



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)(23)

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)(23)
1-23-13

RESOLUTION NO. R-62-13

RESOLUTION DECLARING ONE 2002 DODGE VAN AND COMPUTER EQUIPMENT SURPLUS; AUTHORIZING THEIR DONATION TO SAHARA OF SOUTH FLORIDA, 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 and computer equipment described below are owned by Miami-Dade County; and

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

WHEREAS, Sahara of South Florida, Inc., (the "Donee") desires to use the vehicle and computer equipment 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 and computer equipment to other Miami-Dade County Agencies, none of which accepted the vehicle and computer equipment; and

WHEREAS, the vehicle and computer equipment 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 vehicle and 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>I.D. No.</u>	<u>Condition</u>	<u>Mileage</u>	<u>Est. Value</u>
DC# 26327 - 2002 Dodge Van	2B7KB31Z42K128003	Fair	112,394	\$2,380
N/A – Dell 320 CPU	63MX5D1	Fair	N/A	\$100
DC# 667796 – Dell GF520 CPU	2ZKDV71	Fair	N/A	\$100
DC# 622433 – Dell 760R CPU	ES7AC	Fair	N/A	\$100
N/A – Dell 4300 CPU	FSD8511	Fair	N/A	\$100
N/A – Dell Monitor	MX08G152-47605-2AU-DX13	Fair	N/A	\$50
N/A – Gateway Monitor	QL5221503550	Fair	N/A	\$50
N/A – HP Deskjet 1200	CNBSH19834	Fair	N/A	\$20
N/A – Brother 2800 Fax	U56577K1J709432	Fair	N/A	\$20

Section 2. This Board authorizes donation of the vehicle and computer equipment 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 and computer equipment 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 and computer equipment 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 vehicle and computer equipment shall remain with the County.

The Prime Sponsor of the foregoing resolution is Commissioner Barbara J. Jordan. 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:

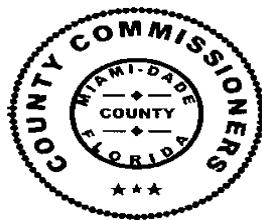
	Rebeca Sosa, Chairwoman	aye
	Lynda Bell, Vice Chair	aye
Bruno A. Barreiro	aye	Esteban L. Bovo, Jr. aye
Jose "Pepe" Diaz	absent	Audrey M. Edmonson aye
Sally A. Heyman	aye	Barbara J. Jordan absent
Jean Monestime	aye	Dennis C. Moss absent
Sen. Javier D. Souto	aye	Xavier L. Suarez aye
Juan C. Zapata	aye	

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:

Internal Services Department-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: Sahara of South Florida, 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.):
Mohammad S. Shakir, Address: 10290 NE 2nd Avenue, Miami Shores, FL 33138-2348, Phone: (305) 812-4824, Fax: (305) 375-5715
E-mail: mshakir@miamidade.gov

4. Specify the surplus property requested (quantify, if applicable):
One (1) 2002 Dodge Van #26327, four (4) CPU towers – Dell 320 CPU (Serial #: 63MX5D1); Dell GXF20 CPU (DC #: 667796); Dell 760R CPU (DC #: 622433); Dell 4300 CPU (Serial #: FSD8511), two (2) monitors – Dell Monitor (Serial #: MX08G152-47605-2AU-DX13); Gateway Monitor (Serial #: QL522150350), one (1) printer – HP Deskjet 5440 (Serial #: CNBSH19834), and one (1) fax machine – Brother 2800 Fax (Serial #: U56577K1J709432)

5. Specify the purpose for which the surplus property will be used:
Sahara is a Miami-based community-group working to combat domestic violence and provide support to women in distress within the South Asian communities of South Florida. Sahara offers culture specific supportive counseling and advocacy. The purpose of the computers is twofold - office use necessary for the screening, intake, and record keeping of domestic violence victims as well as educational and training services for victims to be provided basic computer skills and career development guidance.

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

Shakir Shakir
Signature of Authorized Representative

11/21/2012
Date

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Community Based Organization Donation Agreement

This agreement is entered into between Miami-Dade County (hereafter "County") and Sahara of South Florida, Inc (hereafter "Donee") as follows:

For and in Consideration of the County donating a 2002 Dodge Van and computer equipment to Donee, and Donee agreeing to the use and as described herein 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.

Community Based Organization Donation Agreement

"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."

SAMARA OF S. FLORIDA INC.
Name of CBO

By: Shahida Shakir

Date: 11/21/2012

Shahida Shakir
Printed Name

PRESIDENT
Title

Miami-Dade County

By: _____

Date: _____

P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: **MAR 18 2009**

SAHARA OF SOUTH FLORIDA INC
10290 NE 2ND AVE
MIAMI SHORES, FL 33138-2348

Employer Identification Number:
41-2254856
DLN:
17053048171039
Contact Person:
WINNIE W LEE ID# 31208
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:
June 29, 2007
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.

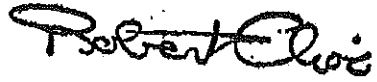
Organizations exempt under section 501(c)(3) of the Code are further classified as either public charities or private foundations. We determined that you are a public charity under the Code section(s) listed in the heading of this letter.

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)

SAHARA OF SOUTH FLORIDA INC

Sincerely,

A handwritten signature in cursive script that reads "Robert Choi".

Robert Choi
Director, Exempt Organizations
Rulings and Agreements

Enclosures: Publication 4221-PC

Letter 947 (DO/CG)



FLORIDA DEPARTMENT OF AGRICULTURE & CONSUMER SERVICES
COMMISSIONER ADAM H. PUTNAM

October 23, 2012

Refer To: CH37470

SAHARA OF SOUTH FLORIDA INC.
10290 NE 2ND AVE
MIAMI SHORES, FL 33138-2348

RE: SAHARA OF SOUTH FLORIDA INC.
REGISTRATION#: CH37470
EXPIRATION DATE: October 23, 2013

Dear Sir or Madam:

The above-named organization/sponsor has complied with the registration requirements of Chapter 496, Florida Statutes, the Solicitation of Contributions Act. A COPY OF THIS LETTER SHOULD BE RETAINED FOR YOUR RECORDS.

Every charitable organization or sponsor which is required to register under s. 496.405 must conspicuously display the registration number issued by the Department and in capital letters the following statement on every printed solicitation, written confirmation, receipt, or reminder of a contribution:

"A COPY OF THE OFFICIAL REGISTRATION AND FINANCIAL INFORMATION MAY BE OBTAINED FROM THE DIVISION OF CONSUMER SERVICES BY CALLING TOLL-FREE (800-435-7352) WITHIN THE STATE. REGISTRATION DOES NOT IMPLY ENDORSEMENT, APPROVAL, OR RECOMMENDATION BY THE STATE."

The Solicitation of Contributions Act requires an annual renewal statement to be filed on or before the date of expiration of the previous registration. The Department will send a renewal package approximately 60 days prior to the date of expiration as shown above.

Thank you for your cooperation. If we may be of further assistance, please contact the Solicitation of Contributions section.

Sincerely,

Sebrina Jones

Sebrina Jones
Regulatory Consultant
850-410-3687
Fax: 850-410-3804
E-mail: sebrina.jones@freshfromflorida.com



Exempt Organizations Select Check

Exe

990-N (*e-Postcard*) filer Information

Tax Period:

2011 (01/01/2011 - 12/31/2011)

Employer Identification Number (EIN):

41-2254856

Legal Name:

SAHARA OF SOUTH FLORIDA INC

Mailing Address:

10290 NE 2ND AVE
MIAMI SHORES, FL 33138
United States

Doing Business As:

Gross receipts not greater than:
\$50,000

Organization has terminated:

No

Principal Officer's Name and Address:

Shashi Jagadish
10290 NE 2ND AVE
MIAMI SHORES, FL 33138
United States

Website URL:

www.accountingsfl.com

Related 990-N (*ePostcard*) Filings:

If the organization has filed additional Forms 990-N (*e-Postcards*), link(s) to additional *e-Postcard* filings are displayed below. If those filing(s).

No related filings available for this EIN.

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