

MEMORANDUM

Agenda Item No. 3(A)(3)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: May 4, 2021

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution declaring one 2006 Ford Econoline E-350 surplus; authorizing its donation to Infinite Horizons Learning Center Inc.; and authorizing the County Mayor to execute a community based organization agreement, to exercise any and all rights conferred therein, and to take any and all actions necessary to effectuate the foregoing

Resolution No. R-390-21

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Joe A. Martinez.



Geri Bonzon-Keenan
County Attorney

GBK/smm



MEMORANDUM

(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: May 4, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 3(A)(3)

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
- ☐ Statement of social equity 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 present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____ 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. 3(A)(3)
5-4-21

RESOLUTION NO. R-390-21

RESOLUTION DECLARING ONE 2006 FORD ECONOLINE E-350 SURPLUS; AUTHORIZING ITS DONATION TO INFINITE HORIZONS LEARNING CENTER INC.; AND AUTHORIZING THE COUNTY MAYOR TO EXECUTE A COMMUNITY BASED ORGANIZATION AGREEMENT, TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN, AND TO TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE THE FOREGOING

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

WHEREAS, the vehicle is obsolete, its continued usage by Miami-Dade County is uneconomical and inefficient, and the vehicle serves no useful purpose; and

WHEREAS, Infinite Horizons Learning Center Inc. (the “Donee”) desires to use the vehicle predominantly within Miami-Dade County to enhance its ability to provide services to its constituents for the purpose outlined in the attached community based organization agreement; and

WHEREAS, the Donee is a private nonprofit agency, as defined in section 273.01(3), 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 (the “Code”); and

WHEREAS, Miami-Dade County’s Internal Services Department has complied with the requirements of section 2-11.2.1 of the Code by offering the vehicle to other Miami-Dade County departments and agencies, none of which accepted the vehicle; and

WHEREAS, the vehicle is eligible for donation under section 274.05, Florida Statutes, and section 2-11.2.1 of the Code,

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, Florida Statutes, and section 2-11.2.1 of the Code:

<u>Item</u>	<u>I.D. No.</u>	<u>Miles</u>	<u>Condition</u>	<u>Est. Value</u>
2006 Ford Econoline E-350 (#-29349)	1FBSS31L66HA01570	44,929	Fair	\$3,950.00

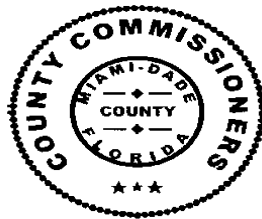
Section 2. This Board authorizes donation of the vehicle to the Donee and authorizes the County Mayor to execute the community based organization agreement in substantially the form attached hereto and incorporated herein by this reference and to exercise any and all rights conferred therein. The Donee shall take possession of the vehicle within 60 days of the effective date of this resolution. The Donee shall be responsible for any and all costs of transferring the vehicle. The County Mayor 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 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 remain with the County.

The Prime Sponsor of the foregoing resolution is Commissioner Joe A. Martinez. It was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

Jose "Pepe" Diaz, Chairman	aye		
Oliver G. Gilbert, III, Vice-Chairman	aye		
Sen. René García	aye	Keon Hardemon	absent
Sally A. Heyman	aye	Danielle Cohen Higgins	aye
Eileen Higgins	aye	Joe A. Martinez	aye
Kionne L. McGhee	aye	Jean Monestime	aye
Raquel A. Regalado	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 4th day of May, 2021. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.



MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

Melissa Adames

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

CJW

Christopher J. Wahl

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 and sign the following form and submit it along with requested documents to your sponsoring Commissioner. Once accepted, the sponsoring Commissioner will submit the documents to:

Internal Services Department-Fixed Assets Manager
2225 N. W. 72 Ave
Miami, FL 33122

Phone: (305) 592-3752
Fax: (305) 592-3616

1. Full legal name of the requesting organization: **Infinite Horizons Learning Center 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 letter from Internal Revenue Service designating status under 501 c code.

3. Name and contact information for single point of contact (address, phone, fax, e-mail address, etc.): **Gonzalo Yoel Lopez
(786)580-1843 infinitehorizonslc@yahoo.com**

4. Specify the surplus property requested (quantify, if applicable): **2006, Ford Econoline, passenger van, VIN/Serial #:
1FBSS31L66HA01570**

5. Specify the purpose for which the surplus property will be used: **Transport Infinite Horizons' clients (youth and young adults with special needs) to participate in field trips and activities within the community, in order to support and guide them in becoming an active, independent member in society, and for the community to gain knowledge of special needs and spread special needs awareness.**

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


Signature of Authorized Representative

4/15/21
Date

Community Based Organization Donation Agreement

This agreement is entered into between Miami-Dade County (hereafter "County") and Infinite Horizons Learning Center Inc. (hereafter "Donee") as follows:

For and in Consideration of the County donating 2006, Ford Econoline passenger van to Donee, and Donee agreeing to the use and as described herein: VIN/Serial #: 1FBSS31L66HA01570, Make/Brand: Ford, Model Year: 2006 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."

Infante Horizons Learning Center Inc
Print Name of CBO

By: _____
Signature

[Handwritten Signature]

Date: 4/15/21

Gonzalo Yoel Lopez
Printed Name

President
Title

Miami-Dade County:

By: _____

Date: _____



FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES
COMMISSIONER NICOLE "NIKKI" FRIED

March 19, 2021

Refer To: CH64618

INFINITE HORIZONS LEARNING CENTER INC.
4069 SW 152ND AVE
MIAMI, FL 33185-5926

RE: INFINITE HORIZONS LEARNING CENTER INC.
REGISTRATION#: CH64618
EXPIRATION DATE: March 19, 2022

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 30 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,

Deborah Mallon
Regulatory Consultant
850-410-3707
Fax: 850-410-3804
E-mail: deborah.mallon@fdacs.gov

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

DEPARTMENT OF THE TREASURY

Date:

MAR 25 2020

INFINITE HORIZONS LEARNING CENTER
INC
C/O FRANCISCO ORFILA
10531 SW 127TH COURT
MIAMI, FL 33186-0000

Employer Identification Number:

83-4656618

DLN:

26053465002140

Contact Person:

CUSTOMER SERVICE

ID# 31954

Contact Telephone Number:

(877) 829-5500

Accounting Period Ending:

December 31

Public Charity Status:

170(b)(1)(A)(vi)

Form 990/990-EZ/990-N Required:

Yes

Effective Date of Exemption:

October 7, 2018

Contribution Deductibility:

Yes

Addendum Applies:

No

Dear Applicant:

We're pleased to tell you we determined you're exempt from federal income tax under Internal Revenue Code (IRC) Section 501(c)(3). Donors can deduct contributions they make to you under IRC Section 170. You're also qualified to receive tax deductible bequests, devises, transfers or gifts under Section 2055, 2106, or 2522. This letter could help resolve questions on your exempt status. Please keep it for your records.

Organizations exempt under IRC Section 501(c)(3) are further classified as either public charities or private foundations. We determined you're a public charity under the IRC Section listed at the top of this letter.

If we indicated at the top of this letter that you're required to file Form 990/990-EZ/990-N, our records show you're required to file an annual information return (Form 990 or Form 990-EZ) or electronic notice (Form 990-N, the e-Postcard). If you don't file a required return or notice for three consecutive years, your exempt status will be automatically revoked.

If we indicated at the top of this letter that an addendum applies, the enclosed addendum is an integral part of this letter.

For important information about your responsibilities as a tax-exempt organization, go to www.irs.gov/charities. Enter "4221-PC" in the search bar to view Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, which describes your recordkeeping, reporting, and disclosure requirements.

Letter 547

INFINITE HORIZONS LEARNING CENTER

-2-

Sincerely,

Steph. M. Martin

Director, Exempt Organizations
Rulings and Agreements

Letter 947

[< Back to Search Results](#)

Infinite Horizons Learning

EIN: 83-4656618 | Miami, FL, United States

Form 990-N (e-Postcard) ⓘ

Organizations who have filed a 990-N (e-Postcard) annual electronic notice. Most small organizations that receive less than \$50,000 fall into this category.

> Tax Year 2020 Form 990-N (e-Postcard)

Tax Period:

2020 (01/01/2020 - 12/31/2020)

EIN:

83-4656618

Legal Name (Doing Business as):

Infinite Horizons Learning

Mailing Address:

4069 SW 152 AVENUE
MIAMI, FL 33185
United States

Principal Officer's Name and Address:

GONZALO YOEL LOPEZ VITON

8770 SW 12 STREET Ste 202

MIAMI, FL 33185
United States

Gross receipts not greater than:

\$50,000

Organization has terminated:

No

Website URL:

> Tax Year 2019 Form 990-N (e-Postcard)

[HELP](#)[MENU](#)

[Home](#) > [Tax Exempt Organization Search](#) > Infinite Horizons Learning Center Inc.

< [Back to Search Results](#)

Infinite Horizons Learning Center Inc.

EIN: 83-4656618 | Miami, FL, United States

Publication 78 Data ⓘ

Organizations eligible to receive tax-deductible charitable contributions. Users may rely on this list in determining deductibility of their contributions.

On Publication 78 Data List: Yes

Deductibility Code: PC

Page Last Reviewed or Updated: 20-November-2020

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Lopez, Barbara J. (ISD)

From: Miami-Dade-County-Auction-Notice <donotreply@miamidade.gov>
Sent: Monday, April 12, 2021 8:52 AM
Subject: Miami-Dade Auction Notice

Miami-Dade Auction Notice

MIAMI-DADE COUNTY INTERNAL SERVICES DEPARTMENT-NOTICE OF SALE

Miami-Dade County will be conducting an online auction starting on 04/09/2021 at 8:00 a.m. for various surplus items as listed below and which can be viewed at the following link on the start date: <http://www.govdeals.com/index.cfm?fa=Main.AdvSearchResultsNew&agency=7167>

1. 712A/ 2006 Chevrolet Impala Police
2. 1447A/ 2007 Dodge Ram 2500 Laramie Quad Cab 2WD
3. 1527A/ 2008 Ford Crown Victoria Police Interceptor
4. 1543A/ 2008 Ford Crown Victoria Police Interceptor
5. 1862A/ 2008 Ford Crown Victoria Police Interceptor
6. 1887A/ 2008 Ford Crown Victoria Police Interceptor
7. 2342A/ 2010 Dodge Charger Base
8. 2450A/ 2010 Dodge Charger Base
9. 2543A/ 2010 Dodge Charger Base
10. 3170A/ 2014 Ford Taurus Police FWD
11. 3593A/ 2015 Ford Taurus Police FWD
12. 29031/ 2005 Ford Crown Victoria Police Interceptor
- * 13. 29349/ 2006 Ford Econoline E-350 Extended
14. 5-0393/ 1999 GMC Sierra Classic 3500 Regular Cab 2WD
15. 28698/ 2004 Ford Econoline E350 Super Duty Extended

ALL COUNTY DEPARTMENTS THAT MAY HAVE AN OPERATIONAL USE FOR THESE ITEMS, OR, APPLICABLE GOVERNMENTAL ENTITIES AND NOT-FOR-PROFIT AGENCIES THAT ARE SEEKING DONATION OF ANY OF THESE ITEMS MUST CONTACT THE SURPLUS PROPERTY UNIT AT ISD-CAPINV@miamidade.gov TO COORDINATE VIEWING AND ALLOCATION OF THE ITEM(S). THE DEADLINE FOR VIEWING AND ALLOCATION OF THE ITEM(S) IS EQUIVALENT TO THE BUSINESS DAY PRIOR TO THE AUCTION START DATE. MOREOVER, PURSUANT TO SECTION 2-11.2.1 OF THE CODE OF MIAMI-DADE COUNTY, ITEMS WILL BE ALLOCATED IN THE FOLLOWING ORDER OF PREFERENCE:

First, to the Parks and Recreation Department at no cost for use in the Department's preventative programs; and thereafter, to other County Departments and agencies at no cost for use in Miami-Dade County. The County shall thereafter offer such surplus property by sale or donation to other governmental units located within Miami-Dade County for use in Miami-Dade County or shall have the discretion to offer the property to eligible community based organizations by sale or donation.

Please ensure that you have read and understand all the Terms & Conditions included with each item listing prior to placing a bid. All property is offered for sale 'AS IS, WHERE IS.' Miami - Dade County, makes no warranty, guaranty or representation of any kind, expressed or implied, as to the merchantability or fitness for any purpose of the property offered for sale. All sales are final. Warranty: Seller warrants to the Buyer that the property offered for sale will conform to its description. Any claim for misdescription must be made prior to removal of the property.

You can also follow us on Twitter at <https://twitter.com/MiamiDadeISD>, where newly released auctions will be posted.