

GOLDEN BEACH, FLORIDA

RESOLUTION NO. 1170.99

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA SUPPORTING THE LAW ENFORCEMENT OFFICERS CHARITABLE FOUNDATION (LEO), A NOT-FOR-PROFIT CORPORATION; DONATING A SURPLUS MONROE® PHOTOCOPY MACHINE OWNED BY THE TOWN TO THE LEO FOUNDATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Law Enforcement Officers Charitable Foundation (LEO) is a not-for-profit corporation; and

WHEREAS, the mission of the LEO Foundation is to support and recognize members of the local, state and federal law enforcement community within Miami-Dade County with recognition awards, Grants for law enforcement activities and financial support of law enforcement related research; and

WHEREAS, the Town Council desires to donate a surplus photocopy machine that is no longer in service with the Town Police Department to the LEO Foundation, which is in need of office equipment;

NOW THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. The Town of Golden Beach wishes to support the LEO Foundation, which is in need of office equipment.

Section 2. That pursuant to the request of the Police Chief and the concurrence of the Town Manager, the Town Council hereby donates to the LEO Foundation the Monroe Copier Model No. RL-935 DX Serial No. Y473516, originally

purchased for Town Hall approximately 8 years ago, which is currently being stored and not in use (surplus equipment).

Section 3. That the Town Council is aware of Sec. 2-308. of the Town Code titled "Disposal of surplus property; procedures. However, the Town Council hereby waives that provision. It is determined that the donation is the most appropriate disposition of this photocopy machine since it would not be cost effective to auction this machine, and the value is somewhat negligible to the Town. Furthermore, the Code provides that surplus property that is perishable (which this is not) be discarded with other trash. This donation retrieves the "greatest value of this machine" which is the spirit of the code.

Section 4. Severability. That the provisions of this Resolution are declared to be severable and if any section, sentence, clause or phrase of this Resolution shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, clauses, sentences and phrases of this Resolution but they shall remain in effect, notwithstanding the invalidity of any part.

Section 5. Conflict. That all resolutions or parts of resolutions in conflict with this Resolution are hereby repealed to the extent of such conflict.

Section 6. Effective Date. That this Resolution shall become effective immediately upon approval of the Town Council.


Sponsored by Administration.

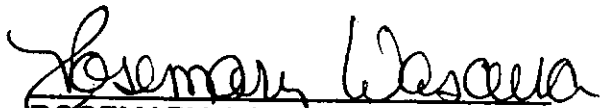
The Motion to adopt the foregoing Resolution was offered by Councilwoman Chikovsky, seconded by Vice-Mayor Paruas, and on roll call the following vote ensued:

Mayor Addicott	<u>aye</u>
Vice Mayor Paruas	<u>aye</u>
Councilmember Chikovsky	<u>aye</u>
Councilmember Einstein	<u>aye</u>
Councilmember Feinman	<u>aye</u>

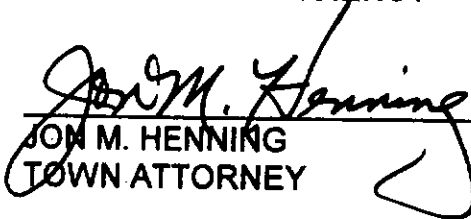
PASSED AND ADOPTED by the Town Council of the Town of Golden Beach this 18th day of May, 1999.

ATTEST:


6-09-00
MAYOR MICHAEL ADDICOTT


6/10/00
ROSEMARY J. WASCURA
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


5/30/00
JON M. HENNING
TOWN ATTORNEY

Golden Beach Town Code

Sec. 2-308. Disposal of surplus property; procedures.

When a department head determines that any piece of equipment, materials, or other supplies are unusable and surplus to the needs of the Town, the department head shall report that fact to the Town Manager. If the Town Manager concurs, the Town Council shall consider the disposal of the items in question. If the Town Council concurs, the items may be disposed of as follows:

- (1) If the items fall into the category of consumable or perishable goods, or if they have little or no apparent value, they shall be discarded along with other garbage and trash.
- (2) If the items appear to have intrinsic or monetary value, every effort should be made to retrieve the greatest value by using the best procedure as determined by the Town Council to either:
 - a. Trade the item when a new replacement is purchased; or
 - b. Sell the item at auction to the highest bidder, which shall take place at a time and date advertised in a newspaper of general circulation, as set by the Town Manager.

(Code 1989, § 4.28)