



To: Michael Pounds

From: Craig E. Leen, City Attorney for the City of Coral Gables

A handwritten signature in blue ink, appearing to be "C. Leen", is written to the right of the "From:" line.

RE: Legal Opinion Regarding Disposal Of Surplus Coral Gables Property

Date: September 2, 2011

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I have reviewed Chapter 274 of the Florida Statutes, sections 2-920 and 2-978 of the City Code, and AGO 98-04. As reflected in AGO 98-04, the City has the authority to "prescrib[e] the procedures" for disposition of surplus property. Here, section 2-920 of the City Code prescribes such procedures and delegates you certain authority to dispose of surplus property as chief procurement officer. Moreover, section 2-978 of the City Code permits the use of piggyback contracts. Accordingly, based on the information I have been provided, it is my opinion that your proposed course of action is within the scope of your delegated authority under the provisions discussed above.

## Hernandez, Cristina

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**From:** Leen, Craig  
**Sent:** Friday, September 02, 2011 5:48 PM  
**To:** Osle, Zilma; Hernandez, Cristina  
**Cc:** Alfonsin, Lourdes  
**Subject:** FW: Disposal of Surplus Property

Please put this in an informal opinion file under Procurement.

Thanks,  
Craig

Craig E. Leen  
City Attorney  
City of Coral Gables  
405 Biltmore Way  
Coral Gables, Florida 33134  
Phone: (305) 460-5218  
Fax: (305) 460-5264  
Email: [cleen@coralgables.com](mailto:cleen@coralgables.com)

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**From:** Leen, Craig  
**Sent:** Friday, September 02, 2011 5:47 PM  
**To:** Pounds, Michael  
**Cc:** Alfonsin, Lourdes  
**Subject:** RE: Disposal of Surplus Property

I have reviewed Chapter 274 of the Florida Statutes, sections 2-920 and 2-978 of the City Code, and AGO 98-04. As reflected in AGO 98-04, the City has the authority to "prescrib[e] the procedures" for disposition of surplus property. Here, section 2-920 of the City Code prescribes such procedures and delegates you certain authority to dispose of surplus property as chief procurement officer. Moreover, section 2-978 of the City Code permits the use of piggyback contracts. Accordingly, based on the information I have been provided, it is my opinion that your proposed course of action is within the scope of your delegated authority under the provisions discussed above.

Please contact me with any questions.

Craig E. Leen  
City Attorney  
City of Coral Gables  
405 Biltmore Way  
Coral Gables, Florida 33134  
Phone: (305) 460-5218  
Fax: (305) 460-5264  
Email: [cleen@coralgables.com](mailto:cleen@coralgables.com)

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**From:** Pounds, Michael  
**Sent:** Wednesday, August 31, 2011 8:52 AM  
**To:** Leen, Craig  
**Cc:** Alfonsin, Lourdes  
**Subject:** Disposal of Surplus Property

Craig:

Could you give me an email for my file that indicates that you agree that I have authority to dispose of the surplus computer equipment valued at less than \$5,000 without Commission approval using a State of Florida electronics recycling piggyback contract?

Michael P. Pounds  
Chief Procurement Officer  
Procurement Division  
*City of Coral Gables, FL*  
2800 SW 72nd Avenue  
Miami, FL 33155  
(O) 305-460-5102  
(F) 305-261-1601