

# MEMORANDUM

Agenda Item No. 11(A)(33)

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**TO:** Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

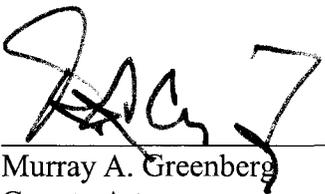
**DATE:** March 6, 2007

**FROM:** Murray A. Greenberg  
County Attorney

**SUBJECT:** Resolution authorizing in-kind  
services for the Winter 2007  
Residence of the Cleveland  
Orchestra in Miami

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The accompanying resolution was prepared and placed on the agenda at the request of Chairman Bruno A. Barreiro.

*for:*   
\_\_\_\_\_  
Murray A. Greenberg  
County Attorney

MAG/jls



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

**DATE:** March 6, 2007

**FROM:** Murray A. Greenberg  
County Attorney

**SUBJECT:** Agenda Item No. 11(A) (33)

Please note any items checked.

- "4-Day Rule" ("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
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved \_\_\_\_\_ Mayor

Agenda Item No. 11(A)(33)

Veto \_\_\_\_\_

3-6-07

Override \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE WINTER 2007 RESIDENCE OF THE CLEVELAND ORCHESTRA IN MIAMI, SPONSORED BY THE MUSICAL ARTS ASSOCIATION, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$4,972.40 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

**WHEREAS**, the Musical Arts Association has requested in-kind services from the Miami-Dade Transit Agency for the Winter 2007, specifically January 16-28, 2007 and March 13-18, 2007, residence of the Cleveland Orchestra in Miami in an amount not to exceed \$4,972.40 (see attached Fee Waiver/In-kind Service Application); and

**WHEREAS**, the Musical Arts Association is a not-for-profit organization; and

**WHEREAS**, the residence of the Cleveland Orchestra in Miami is a small event, as that term is defined on the attached Fee Waiver/In-kind Service Application, and the in-kind services shall be funded from the Countywide In-Kind Reserve Fund,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board retroactively authorizes in-kind services from the Miami-Dade Transit Agency for the Winter 2007, specifically January 16-28, 2007 and March 13-18, 2007, residence of the Cleveland Orchestra in Miami in an amount not to exceed \$4,972.40 to be funded from the Countywide In-kind Reserve Fund.

The foregoing resolution was sponsored by Chairman Bruno A. Barreiro and offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman  
Barbara J. Jordan, Vice-Chairwoman

Jose "Pepe" Diaz	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Joe A. Martinez	Dennis C. Moss
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 6<sup>th</sup> day of March, 2007. 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: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

    *MR*    

Monica Rizo

Jan. 4. 2007 12:05PM

No. 3795 P. 2  
MDTA #4972.42

MIAMI-DADE COUNTY  
FEE WAIVER/IN-KIND SERVICES APPLICATION

COUNTY FEE WAIVERS OR IN-KIND SERVICES 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:

Special Events Staff  
Communications Department  
111 N.W. 1st Street, Suite 2510  
Miami, FL 33128  
Phone: (305) 375-2836  
Fax: (305) 375-3968

Type of Event/Application (select one of the following):

- District Event - Event of minimal impact related to specific commission district (Complete questions 1-7, sign and date; copy will be submitted to the appropriate District Commissioner within two days of receipt of application.)
- Small Event - Event of minimal impact not necessarily related to a specific commission district. (Complete questions 1-7, sign and date.)
- Special Event - Event with expected attendance of less than 5,000 with localized impact limited to an individual community or municipality (Complete questions 1-12, sign, date and submit form no later than 60 days prior to event date.)
- Major Event - Large Event with expected attendance of over 5,000 or significant probability of protests, controversy, violence or vandalism (Complete questions 1-12, sign, date and submit form no later than 120 days prior to event date.)

1. Full legal name of the requesting organization: Musical Arts Association, operating The Cleveland Orchestra

2. Applicant Status: (Select one of the choices below)

- Not-For-Profit or Tax Exempt
- For-Profit
- County Sponsored Event/Sponsoring Department \_\_\_\_\_
- Other (specify): \_\_\_\_\_
- Local Government or Public Entity

3. Name and contact information for single point of contact (address, phone, fax, e-mail address, etc.): Amy Gill, Orchestra Operations Manager, 1100 Euclid Ave, Cleveland OH 44106  
216/231-7422 (tel), 216/231-4041 (fax) agill@clevelandorchestra.com

4. Specify fee waiver or in-kind service requested (quantify, if applicable): buses to transport The Cleveland Orchestra during their 2007 residency in Miami

5. Name, date of event, description, and purpose of the event (if event is a fund-raiser, define the beneficiaries):  
The Cleveland Orchestra will be in residence in Miami for 3 weeks during the winter of 2007 (Jan. 16-28 and March 13-16). The orchestra will be performing subscription concerts, Education concerts for children, Family Concert, side-by-side rehearsals with the New World Symphony at the Knight Concert Hall, part of the Carnival Center for Performing Arts. Orchestra members will also be participating in master classes with students at the Frost School of Music. We will open many of our rehearsals to students, donors, and special guests.

6. Please select ALL that apply to event:
- Economic Development: Event supports vitality or growth of the local economy
  - Youth/Education: Event benefits youth of any age and/or offers educational benefits
  - Health and Social Services: Event supports health-related causes and/or social programs or institutions that improve quality of life within the community
  - Arts and Culture: Event supports music, theatre, literature, art or culture
  - Environmental: Event benefits environmental concerns or promotes conservation
  - Sports and Athletics: Event supports/promotes organized sports or recreational participation

7. Physical address of event venues (please specify Commission District(s)): ① Knight Concert Hall, 1300 Biscayne Blvd; ② Lincoln Theater, 541 Lincoln Rd, Miami Beach; ③ Frost School of Music, Gushman Concert Hall, 1314 Miller Drive, Coral Gables

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Jan 04 2007 6:35

COMMISSIONER BARREIRO

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P. 4

Jan. 4. 2007 12:05PM

No. 3795 P. 3

MIAMI-DADE COUNTY  
FEE WAIVER/KIND SERVICES APPLICATION

- 8. Description of regional or local impact: The Cleveland Orchestra will bring people and concert-goers from both Miami and the surrounding areas, as well as out-of-state. A world-class orchestra will provide residents and visitors with meaningful and lasting musical experiences, will share with children and students knowledge of a symphony orchestra and help bring classical music into their lives.
- 9. Daily/hourly event schedule, including set-up and breakdown schedule (attach event calendar, if applicable): The Cleveland Orchestra will be in Miami from January 16-28, 2007 and March 13-16, 2007. Rehearsals and performances will take place most every day of this residency.
- 10. Detailed description of event venues (map or schematic of event venues, access points, surrounding roadways and traffic flow diagrams, if applicable): \_\_\_\_\_
- 11. Expected number of participants and estimated attendance (per day, if applicable): 105 musicians plus staff members. Numbers will vary depending on who is participating on a given day.
- 12. Itemized budget, including total event budget, total budget of host organization, if applicable, and total commitment of resources (attach additional pages as needed): \_\_\_\_\_

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

Cmy B. Gill  
Signature of Authorized Representative

Jan 3, 2007  
Date

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**Date:** March 6, 2007

**To:** Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

**From:** George M. Burgos  
County Manager

**Subject:** Countywide In-Kind Reserve Request Recommendation

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## Recommendation

The Office of Strategic Business Management (OSBM) has reviewed the attached in-kind request and recommends for the item to move forward to the Board of County Commissioners for consideration. The countywide in-kind reserve balance allows for the funding of this request.

## Background

A partially retroactive waiver for in-kind services has been requested by a not-for-profit organization Musical Arts Association, operating the Cleveland Orchestra for their residency in Miami on Jan. 16-28 and March 13-18.

In-kind services have been requested in an amount not to exceed \$4,972.40 from the Transit Department for shuttle bus services. This event will be funded from the countywide in-kind reserve fund.

In FY 2006-07 Musical Arts Association has not received any County funding.

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