

MEMORANDUM

Agenda Item No. 11(A)(17)

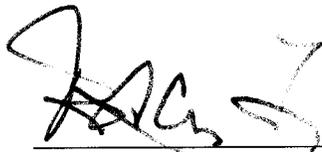
TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: December 4, 2007

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution to Request that
the Carnival Corporation
Consider Inclusion of
"Miami-Dade" in the name
of the Carnival Center for
Performing Arts

The accompanying resolution was prepared and placed on the agenda at the request of Vice-Chairwoman Barbara J. Jordan.



R. A. Cuevas, Jr.
County Attorney

RAC/dcp



MEMORANDUM

(Revised)

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

DATE: December 4, 2007

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County Attorney

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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
Veto _____
Override _____

Agenda Item No. 11(A)(17)
12-04-07

RESOLUTION NO. _____

RESOLUTION URGING PERFORMING ARTS CENTER
FOUNDATION OF GREATER MIAMI, INC. TO REQUEST
THAT THE CARNIVAL CORPORATION CONSIDER
INCLUSION OF WORD "MIAMI-DADE" IN NAME OF
CARNIVAL CENTER FOR PERFORMING ARTS

WHEREAS, pursuant to the terms of the Operating and Management Agreement entered into by and between the Performing Arts Center Trust, Inc. (the "PACT") and Miami-Dade County, originally approved on July 19, 1993 and amended on March 19, 1996, December 19, 2000, January 23, 2003 and July 27, 2004, and amended and restated on May 9, 2006 (the "Operating Agreement"), the PACT is obligated to operate the Carnival Center for the Performing Arts (the "Carnival Center") on behalf of the County and contribute funds for design and construction of and to establish an endowment for the operation and maintenance of the Carnival Center; and

WHEREAS, the Amended and Restated Amendment Number 5 to the Cooperation Agreement (the "Cooperation Agreement") by and between the Performing Arts Center Foundation of Greater Miami, Inc. (the "Foundation") and the PACT sets forth the terms by which the Foundation will raise private funds and cooperate in the design, construction and operation of the Carnival Center; and

WHEREAS, pursuant to the terms of the Cooperation Agreement, the Foundation has the exclusive right to use named gift opportunities as a method of raising private funds to satisfy the PACT's obligations to contribute capital and endowment funds as provided in the Operating Agreement; and

WHEREAS, in 2006, the Performing Arts Center was renamed as the “Carnival Center for the Performing Arts” as consideration for the \$20 million naming gift from the Carnival Corporation; and

WHEREAS, because “Miami-Dade” does not appear in the name of the Carnival Center, persons may not be aware that the Carnival Center is located in Miami-Dade County; and

WHEREAS, this Board wishes to urge the Foundation to request the Carnival Corporation to consider inclusion of the words “Miami-Dade” in the name of the Carnival Center for the Performing Arts,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. The foregoing recitals are incorporated in this resolution and are approved.

Section 2. This Board urges the Foundation to request that the Carnival Corporation consider inclusion of the words “Miami-Dade” in the name of the Carnival Center of the Performing Arts.

The foregoing resolution was sponsored by Vice-Chairwoman Barbara J. Jordan 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
Dorin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of December, 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.

GBK

Geri Bonzon-Keenan

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