MEMORANDUM Agenda Item No. 11(A)(21)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: April 7, 2009

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

SUBJECT: Resolution retroactively authorizing in-kind services for the February 20-22, 2009 "Festival for the Poor"

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

R. A. Cuevas, Jr.
County Attorney

RAC/cp

RESO\2078

MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: April 7, 2009

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

SUBJECT: Agenda Item No. 11(A)(21)

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)(21)
4-7-09

RESOLUTION NO. _____

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 20-22, 2009 "FESTIVAL FOR THE POOR" SPONSORED BY ST. LOUIS CATHOLIC CHURCH IN AN AMOUNT NOT TO EXCEED $4,415.00 TO BE FUNDED FROM THE DISTRICT 7 IN-KIND RESERVE FUND

WHEREAS, St. Louis Catholic Church, has requested in-kind services from the Miami-Dade Park and Recreation Department for the February 20-22, 2009 "Festival for the Poor" event in an amount not to exceed $4,415.00 (see attached Fee Waiver/In-kind Service Application); and

WHEREAS, the purpose of the "Festival for the Poor" is to help the poor and underserved in our community; and

WHEREAS, the "Festival for the Poor" is a small event, as that term is defined on the attached Fee Waiver/In-kind Service Application, and $4,415.00 of the in-kind services shall be funded from the District 7 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 Park and Recreation Department for the February 20-22, 2009 "Festival for the Poor" event in an amount not to exceed $4,415.00 to be funded from the District 7 In-kind Reserve Fund.

The Prime Sponsor of the foregoing resolution is Commissioner Carlos A. Gimenez. It was 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:

Dennis C. Moss, Chairman
Jose "Pepe" Diaz, Vice-Chairman

Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Joe A. Martinez	Barbara J. Jordan
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of April, 2009. 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. GKS

Gerald K. Sanchez

Feb 20-22

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:

Delores Green
Office of Strategic Business Management
111 N.W. 1st Street, Suite 2200
Miami, FL 33128

Phone: (305) 375-5143
Fax: (305) 375-5168

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.)

Note: Event budget must be included for "Special" and "Major" event types.

1. Full legal name of the requesting organization: ST. LOUIS CATHOLIC CHURCH

2. Applicant Status (Select one of the choices below)
   - ☒ Not-For-Profit or Tax Exempt
   - ☐ For-Profit
   - ☐ Local Government or Public Entity
   - ☐ Other (specify): CHURCH.

3. Name and contact information for single point of contact (address, phone, fax, e-mail address, etc.):
   JORGE A RAMIREZ - CHAIR/FESTIVAL FOR THE POOR
   7270 SW 120 STREET, PINECREST FL 33156
   PARISH (305) 238-7562 CELL (786) 337-3660

4. Specify fee waiver or in-kind service requested (quantity, if applicable):
   1 COVERED STAGE 20X40 FT.
   8 RIZERS
   2 LIGHT TOWERS

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MIAMI-DADE COUNTY
FEE WAIVER/IN-KIND SERVICES APPLICATION
Page 2

5. Name, date of event, description, and purpose of the event (If event is a fund-raiser, define the beneficiaries):

"FESTIVAL FOR THE POOR", FEB 1, 2 + 3, 2009
FUNDRAISER FOR NEEDY, HOMELESS, ETC.
BENEF: CAMILLUS HOUSE, ST. ANNE'S MISSION,
KRISTY'S HOUSE, MIAMI RESCUE PROJECT, DAILY BREAD
FOOD BANK, MISSIONARIES OF CHARITY AND OTHERS

6. Please select ALL that apply to event:

- [x] Economic Development: Event supports vitality or growth of the local economy
- [x] Youth/Education: Event benefits youth of any age and/or offers educational benefits
- [x] 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)):

7270 S.W. 120 STREET
MIAMI, FL 33156

8. Description of regional or local impact:

IMPROVEMENT OF LIFE CONDITIONS FOR
DISADVANTAGED PEOPLE + COMMUNITIES.
PROVIDES RESOURCES FOR THE POOR OF VARIOUS
COMMUNITIES.

9. Daily/hourly event schedule, including set-up and breakdown schedule (attach event calendar, if applicable):

SET UP ED THURSDAY FEB 19 @ 1 PM
EVENT → FRID FEB 20, 21, 22ND 2009.

MIAMI-DADE COUNTY
FEE WAIVER/IN-KIND SERVICES APPLICATION
Page 3

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): 1500 to 2000 visitors

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.

Signature of Authorized Representative

2/12/09
Date

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DEPARTMENT OF REVENUE

Consumer's Certificate of Exemption

Issued Pursuant to Chapter 212, Florida Statutes

DR-14
R. 04/08
09/21/05

Certificate Number	Effective Date	Expiration Date	Exemption Category
85-8012522362C-2	12/30/2005	12/31/2010	RELIGIOUS-PHYSICAL PLACE

This certifies that

SAINT LOUIS CATHOLIC CHURCH
7270 SW 120TH ST
MIAMI FL 33156-4659

is exempt from the payment of Florida sales and use tax on real property rented, transient rental property rented, tangible personal property purchased or rented, or services purchased.

DEPARTMENT OF REVENUE

Important Information for Exempt Organizations

DR-14
R. 04/05

1. You must provide all vendors and suppliers with an exemption certificate before making tax-exempt purchases. See Rule 12A-1.038, Florida Administrative Code (FAC).

2. Your *Consumer's Certificate of Exemption* is to be used solely by your organization for your organization's customary nonprofit activities.

3. Purchases made by an individual on behalf of the organization are taxable, even if the individual will be reimbursed by the organization.

4. This exemption applies only to purchases your organization makes. The sale or lease to others by your organization of tangible personal property, sleeping accommodations or other real property is taxable. Your organization must register, and collect and remit sales and use tax on such taxable transactions. Note: Churches are exempt from this requirement except when they are the lessor of real property (Rule 12A-1.070, FAC).

5. It is a criminal offense to fraudulently present this certificate to evade the payment of sales tax. Under no circumstances should this certificate be used for the personal benefit of any individual. Violators will be liable for payment of the sales tax plus a penalty of 200% of the tax, and may be subject to conviction of a third degree felony. Any violation will necessitate the revocation of this certificate.

6. If you have questions regarding your exemption certificate, please contact the Exemption Unit of Central Registration at 850-487-4130. The mailing address is PO BOX 6480, Tallahassee, FL 32314-6480.

MIAMI-DADE PARKS

SHOWMOBILES, STAGES, BLEACHERS, AND SOUND PRODUCTION

(305) 226-8315 Ext. 224/(305) 553-8511 (Fax)

EQUIPMENT (S) CONFIRMATION FORM

ORGANIZATION/AGENCY: Saint Louis Catholic Church

EQUIPMENT REQUESTED: 24X40 Stage, (8) Rizers 4X8, (2) Light Towers

NAME OF PERSON RESPONSIBLE FOR THIS BILL: Commissioner Gimenez District # 7

OR INDEX CODE (MIAMI-DADE COUNTY AGENCIES ONLY): N/A

BILLING ADDRESS/ ZIP CODE: 6330 Mawor Lane, suite 100 South Miami, Fl 33143

(*) NAME/TITLE OF THE EVENT: Festival for the Poor

ADDRESS OF EVENT: 7270 SW 120 Street, Pinecrest FL 33156,PH (305) 238-7562

NOTE ADDRESS CORRECTION

TODAY'S DATE: 2/9/09 DATE (S) & TIME OF EVENT: 2/20-22/09 5pm to 9pm

SET-UP TIME & DAY: 2/19/09 1pm

TAKE-DOWN & DAY: 2/23/09 9am

CONTACT PERSON/PHONE: Jorge Ramirez (786) 337-3666

AT SITE CONTACT/CELL PHONE #: Jorge Ramirez; (786) 337-3666

SPECIAL INSTRUCTIONS: Direction item(s) are to be placed, maps, diagrams, etc.
Risers Can Not Be Left Outside Exposed to Rain or Water
OTHER INFORMATION: Include additional equipment if needed.

We, the users, understand that we assume full responsibility for any damage, theft, or loss to said equipment and its accessories between the time the Miami-Dade Park and Recreation Department completes setting up and the time it takes down. We, the users, also agree to adhere to the requests set forth in the rental policy. We do have a copy of the rental policy and fully understand the requirements set forth in renting the equipment requested as out-lined in the rental policy. **We also understand that the total fee is to be remitted (15) fifteen working days before the event.**

*Fee $4,745.00 Signature

*(SEE FEE SCHEDULE FOR EXACT CHARGES) Jorge Ramirez

Agency/Group Saint Louis Catholic Church

CANCELLATIONS MUST BE MADE 72 HOURS IN ADVANCE OF THE EVENT BY FAX OR EMAIL OTHERWISE EXPECT TO BE CHARGED ½ (HALF) OF RENTAL FEE. *There will be no completed reservation on the schedule unless the confirmation form is filled out completely and signed.

MIAMI-DADE PARKS

SHOWMOBILES, STAGES, BLEACHERS, AND SOUND PRODUCTION

(305) 226-8315 Ext. 224/(305) 553-8511 (Fax)

EQUIPMENT (S) CONFIRMATION FORM

ORGANIZATION/AGENCY: Saint Louis Catholic Church

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NAME OF PERSON RESPONSIBLE FOR THIS BILL: Commissioner Gimenez District # 7

OR INDEX CODE (MIAMI-DADE COUNTY AGENCIES ONLY): N/A

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ADDRESS OF EVENT: 7270 SW 120th Street, Pinecrest

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*Fee ~~$4,745.00~~ Signature _____
*(SEE FEE SCHEDULE FOR EXACT CHARGES) Jorge Ramirez
4,415 Agency/Group Saint Louis Catholic Church

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Saint Louis Catholic Church
7270 S.W. 120 Street • Pinecrest, Florida 33156 • 305-238-7562

February 10, 2009

Commissioner Carlos Gimenez
Stephen P. Clark Center
111 NW 1st. Street, suite 220
Miami, FL 33138

Ref: **In Kind Donation - Festival for the Poor 2009**

Dear Commissioner Gimenez,

I am writing to request an in-kind donation for the St. Louis Catholic Church Festival for the Poor, being held February 20, 21 & 22, 2009. The Festival will be using a 20 x 40 aluminum stage, some raisers and lights, supplied by the Miami-Dade Parks & Recreation Department.

The Festival has existed for 27 years, and provides three days of games, food and fun on the St. Louis Church grounds, for our parishioners and the local community. The main purpose of the Festival has been to provide help to the poor and undeserved in our community; 100% of all funds raised go to charities, none of the funds are kept by St. Louis Church. Some of the charities that receive our support include Camillus House, St. Ann's Mission, Kristi House, Miami Rescue Project, Daily Bread Food Bank, Missionaries of Charity, and various orphanages and senior citizen homes. Your In-Kind donation of the stage, would help us to provide even more care to those in need in our community.

We thank you in advance for considering our request. You and your staff are cordially invited to attend the Festival to be held at our parish, 7270 SW 120 Street, Pinecrest, FL 33156, from the evening of February 20th, through the evening of February 22nd.

Sincerely,

Jorge A. Ramirez
Chair
Festival for the Poor

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Memorandum

MIAMI-DADE COUNTY

Date: April 7, 2009

To: Honorable Chairman, Dennis C. Moss
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

Subject: District Specific 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 district specific in-kind reserve balance allows for the funding of this request.

Background

A retroactive waiver for in-kind services is being requested by the St. Louis Catholic Church for their "Festival for the Poor" event held on February 20-22, 2009.

In-kind services have been requested in an amount not to exceed $4,415 from the Miami-Dade Park and Recreation Department for the use of a 24'X40' stage, (8) risers and (1) light tower. This event will be funded from District 7 in-kind reserve funds.

In FY 2008-09, the St. Louis Catholic Church has received no county funding for this event.

Inkind07509