

MEMORANDUM

Agenda Item No. 11(A)(33)

TO:

Honorable Chairman Dennis C. Moss

DATE:

June 2, 2009

and Members, Board of County Commissioners

FROM:

R. A. Cuevas, Jr.

County Attorney

SUBJECT:

Resolution retroactively authorizing in-kind services for the "8th Annual

Dr. Martin Luther King, Jr. Candlelight Memorial Service"

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Audrey M. Edmonson.

County Attorney

RAC/cp

TO:	Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners	DATE:	June 2, 2009		
FROM:	R. A. Cuevas, Jr. County Attorney	SUBJECT:	Agenda Item No.	11(A)(33)	
P	lease note any items checked.				
	"4-Day Rule" ("3-Day Rule" for committe	ees) applicable	e if raised		
	6 weeks required between first reading an	d public heari	ng		
	4 weeks notification to municipal officials hearing	required prio	r to public		
	Decreases revenues or increases expenditures without balancing budget				
	Budget required				
	Statement of fiscal impact required				
	Bid waiver requiring County Mayor's written recommendation				
	Ordinance creating a new board requires detailed County Manager's report for public hearing				
	Housekeeping item (no policy decision req	uired)			
	No committee verview				

Approved	Mayor	Agenda Item No.	11(A)(33)
Veto		6-2-09	
Override			
	DECOLUTION NO		

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT AND THE MIAMI-DADE WATER AND SEWER DEPARTMENT FOR THE APRIL 3, 2009 "8TH ANNUAL DR. MARTIN LUTHER KING, JR. CANDLELIGHT MEMORIAL SERVICE" SPONSORED BY THE MARTIN LUTHER KING ECONOMIC DEVELOPMENT CORPORATION, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$3,865.00 TO BE FUNDED FROM THE DISTRICT 3 IN-KIND RESERVE FUND

WHEREAS, the Martin Luther King Economic Development Corporation has requested in-kind services from the Miami-Dade Park and Recreation Department and the Miami-Dade Water and Sewer Department for the April 3, 2009 "8th Annual Dr. Martin Luther King, Jr. Candlelight Memorial Service" in an amount not to exceed \$3,865.00 (see attached Fee Waiver/In-kind Service Application); and

WHEREAS, the purpose of the "8th Annual Dr. Martin Luther King, Jr. Candlelight Memorial Service" is to remember and continue the legacy of Dr. Martin Luther King, Jr. by advocating for social change through nonviolent means; and

WHEREAS, the Martin Luther King Economic Development Corporation is a not-forprofit organization; and

WHEREAS, the "8th Annual Dr. Martin Luther King, Jr. Candlelight Memorial Service" is a district event, as that term is defined on the attached Fee Waiver/In-kind Service Application, and \$3,865.00 of the in-kind services shall be funded from the District 3 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 and Miami-

Agenda Item No. 11 (A) (33) Page No. 2

Dade Water and Sewer Department for the April 3, 2009 "8th Annual Dr. Martin Luther King, Jr. Candlelight Memorial Service" in an amount not to exceed \$3,865.00 to be funded from the District 3 In-kind Reserve Fund.

The Prime Sponsor of the foregoing resolution is Commissioner Audrey M. Edmonson.

It was 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:

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

Jose "Pepe" Diaz Carlos A. Gimenez Joe A. Martinez Barbara J. Jordan Katy Sorenson

Sen. Javier D. Souto

Audrey M. Edmonson Sally A. Heyman Bruno A. Barreiro Natacha Seijas Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of June, 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.

Ghy

Gerald K. Sanchez

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MIAMI-DADE COUNTY FEE WAIVERAN-KIND SERVICES APPLICATION FY 2008-09

PW15-0350 WAD-1815

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 MAMINADE COUNTY HOME RULE CHARTER

Ple	8660	omplete the follow	sing form and submit completed form along with	if ,defratem beteeuper	replicable, to:	
		113 N	of Strategic Business Management W. 19 Street, Suite 2200 FL 33128	Phone: Fax:	(305) 375-5143 (305) 375-5168	
'ly	o of	Event/Application	(select one of the tollowing):			
	W	District Event .	Event of minimal impact related to specific consulted to the appropriate District Commission	nmission district (Comple oner within two days of	ete questions 1-7, sign and date; copy will be receipt of application.)	
	Q	Small Event -	Event of minimal impact not necessarily related date.)	d to a specific commussi	on district. (Complete queetions 1-7, sign and	
	¤	Special Event* -	Event with expected attendence of less than 5, municipality (Comparis questions 1-12, sign, d	equi besilead this 000, ate and submit form no	ct limited to an indudual community or later than 60 days prior to event date.)	
		Major Event -	Large Event with expected attendance of over vandalism (Complete questions 1-12, sign, date	5,000 or significant prote e and submit form no la	pability of probasts, controversy, violence or terthan 120 days prior to event date.)	
			"Note: Event budget must be included	d for "Special" and "M	ajor" event types."	
(Comm	ifesionel appreori	ng event COMMISSID	nel Auc	drey Edmonson	
١.	Ful	legal name of the	requesting organization: Mastin &	uther King	¿ Économic Developing	CAF
2.	App	licant Status: (Se	lect one of the choices below)			
			x-Profil or Tax Exempt			
			ofit Government of Public Entity (apocity):			
3.	Nar	ne and contact int	cornation for single point of contact (address, ph			
		(284)	255.9822			
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4.	Spe	ights	in-kind service requested (quentity, it applicable as NCQCIES (, Bleacho 20)	(S, GODANTONES, SPOR	
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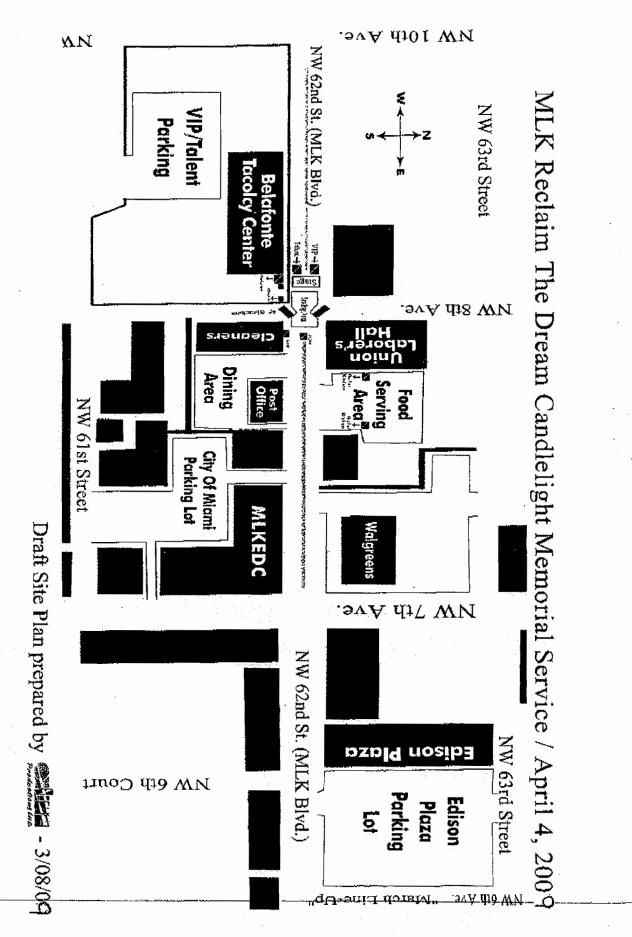
MIANS-DADE COUNTY FEE WAIVERAN-KIND SERVICES APPLICATION Page 2

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	Economic Development. Event supports vitality or growth of the local economy
C)	Youth/Education: Event benefits youth of any age and/or offers aducational benefits
	Health and Social Services. Event supports health-related causes and/or social programs or institutions that improve qual of life within the community.
o/	Arts and Culture: Event supports music, theatre, Matalure, art or quiture
0	Environmental: Event benefits environmental concerns or promotes conservation
	Sports and Athletics: Event supports/promotes organized sports or recreational participation
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, ,	Idress of event vanuas (please specify Commission District(s)): N.W. bandstreet
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MIAMI-DADE COUNTY
FEE WAIVERIN-KIND SERVICES APPLICATION
Page 3

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	Expected number of participants and estimated attendance (per day, if applicable): 7,000. Estimate
	tamized budget, including total event budget, total hudget of host organization, if applicable, and total commitment of resources (attach
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FLORIDA DEPARTMENT OF STATE Division of Corporations

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Florida Non Profit Corporation

MARTIN LUTHER KING ECONOMIC DEVELOPMENT CORPORATION

Filing Information

Document Number 734428

FEI/EIN Number

592042422

Pate Filed

11/25/1975

State

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Status

ACTIVE

Last Event

AMENDMENT 10/15/2001

Event Date Filed Event Effective Date NONE

Principal Address

6114 NW 7TH AVENUE MIAM! FL 33127 US

Changed 08/16/2004

Mailing Address

6114 NW 7TH AVENUE MIAMI FL 33127-112 US

Changed 04/29/2006

Registered Agent Name & Address

CHIVERTON, DAVID 946 NW 46TH STREET MIAMI FL 33127 US

Name Changed: 02/07/2007

Address Changed: 02/07/2007

Officer/Director Detail

Name & Address

Title C

CHIVERTON, DAVID 946 NW 46TH STREET MIAMI FL 33127

Title BM

FORD-KAY, CHRISTINE 1270 NW 131 STREET NORTH MIAMI FL 33167

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FILED

2008 NOT-FOR-PROFIT CORPORATION ANNUAL REPORT (AR)

SIGNATURE AND THE OF PARTIED HAVE OF SIGNING OFFICER OR OF

May 28, 2008 8:00 am Secretary of State **DOCUMENT # 734428** 1. Ensity Name 05-28-2008 9001 5 039 ****61.25 MARTIN LUTHER KING ECONOMIC DEVELOPMENT CORPORATION Processi Piaco of Business Method Address 6114 NW 7TH AVENUE MIAMI FL 33127 6114 NW 7TH AVENUE MIAMI FL 33127-112 US 2. Principal Place of Business - No P.O. Box & 3. Mailing Address Stitle, Apr. #. cic. Sprin, Apr. #, etc. 1st MOORE GR2E037 (10/07) Applied For City & Store City & State 4. FEI Number 59-2042422 No Applicable Country Zin Country \$8.75 Additional 5. Certificans of Status Desired Fee Required 6. Name and Address of Current Registered Agent 7. Name and Address of New Registered Agent Name CHIVERTON, DAVID Street Address (P.O. Box Number is Not Acceptable) 946 NW 46TH STREET MIAMI FL 3127 Caly Zip Code 8. The above named engly John as this statement for the purpose of changing its registered office or registered agent, or both, in the Store of Fronta. I am familiar with, and accept the obligations of registerest agent SIGNATURE Compared this for property of the second again and the Lordens of ebilite Paraphened Agord pignopulation analysis of a Youterlain DATE FILE NOW: FEE IS \$61.25 9. Election Campaign Financing Make Check Payable to \$5.00 May Be Trust Fund Commodition. Oue By May 1, 2008 Added to Fees Florida Department of State OFFICERS AND DIRECTORS 10. ADDITIONS/CHANGES TO OFFICERS AND DIRECTORS IN 10 ۲٦. Tatle DTLE O Salate (Autorian Keuin Marshall CHIVERTON, DAVID HARE HAME 5530 NW 23 AVC STREET ADDRESS 946 NW 46TH STREET STREET ACODESS MIAMI FL 33127 MIAMI, FL 33/42 CHY ST-IP 95-78-781 Delete Christine FORD-Kour Change Tille TITLE HARDEMON, BILLY 115076 VAME 1270 NW 1315 Trees 666 NW 48TH STREET SYSPETADORESS STREET ATHIRESS MIAMI EL 33127 NORTH MIAMI, FL 33167 CSTY-ST-UP Cmy - 57- 2# T IL Distant Ti TLE □ Change Addition STEWART, HELEN HMÆ VAVS 813 NW 103RD STREET STREET ADDRESS STREET AUDRIES CITY-ST-DP MIAMI FL 33150 CAY-\$1-2P THE Date: ид Change ☐ Additron CUTLER, ANTHONY PLANE 1735 NW 121ST STREET SIRGET ADDRESS STREET ADDRESS CITY-SY-ZIP MIAM! FL 33127 CETY-SY-ZIP SIEF mar Delsis Charge nælikbk 🔲 SANDS, RONALD G 1301 NW 50H STREET STREET ADDRESS STREET ARROSESS MIAMI FL 33142 CHY-SI-DP COT-ST-ZP THE III L Delse ☐ Cleanor ecution 📋 HAVE BAMC STATE LADDRESS STREET ALORESS CUTT-ST-ZIP CI'Y-57-20 12. Thereby certify that the information supplied with this filing does not qualify for the exemptions contained in Sociolo 119, Florida Statutes. Hunter certify that the information indicated to this report of waypitemental report is that and accurate and howe the same tegal effect as if made cycler osts, that I am an officer or direction of the corporation of the receiver of trustee employeed to execute the report acquired by Chapter 517, Florida Statutos and that if in great acquired to the first status of the information in the control of the control SIGNATURE:

T-284 P011/011 F-101 Department of the freesury

Date: SEP 16 1863

Employer Madification Rember:

59-707.24.22 Accounting Period Ending: June 30

Foundation Status Classification: 170(b)(1)(A)(vi) & 509(a)(1)

Advance Ruling Period Ends: June 30, 1985

Person to Contact
M. Oulver/ved

Contact Telephone Number: (404) 221-4516

File Folder Number: 580035743

Martin Luther King Ecomomic Development Corporation 6116 N. W. 7th Avenue Miami, FL 33127

Dear Applicant:

Based on information supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code.

Because you are a newly created organization, we are not now making a final determination of your foundation status under section 509(a) of the Code. However, we have determined that you can reasonably be expected to be a publicly supported organization described in section 170(b)(1)(A)(vi) & 509(a)(1).

Accordingly, you will be treated as a publicly supported organization, and not as a private foundation, during an advance ruling period. This advance ruling period begins on the date of your inception and ends on the date shown above.

Within 90 days after the end of your advance ruling period, you must submit to us information needed to determine whether you have met the requirements of the applicable support test during the advance ruling period. If you establish that you have been a publicly supported organization, you will be classified as a section 509(a)(1) or 509(a)(2) organization as long as you continue to meet the requirements of the applicable support test. If you do not meet the public support requirements during the advance ruling period, you will be classified as a private foundation for future periods. Also, if you are classified as a private foundation, you will be treated as a private foundation from the date of your inception for purposes of sections 507(d) and 4940.

Grantors and donors may rely on the determination that you are not a private foundation until 90 days after the end of your advance ruling period. If you submit the required information within the 90 days, grantors and donors may continue to rely on the advance determination until the Service makes a final determination of your foundation status. However, if notice that you will no longer be treated as a section * organization is published in the Internal Revenue Bulletin, grantors and donors may not rely on this determination after the date of such publication. Also, a grantor or donor may not rely on this determination if he or she was in part responsible for, or was aware of, the act or failure to act that resulted in your loss of section * status, or acquired knowledge that the Internal Revenue Service had given notice that you would be removed from classification as a section * organization.

275 Peachtree Street, N.E., Atlanta, GA 30043

(over)

Letter 1045(D0) (6-77)

* 170(b)(1)(A)(vi) & 509(a)(1).



SHOWMOBILES, STAGES, BLEACHERS, AND SOUND PRODUCTION (305) 226-8315 Ext. 224/(305) 553-8511 (Fax)

EQUIPMENT (S) CONFIRMATION FORM

DEVELOPMENT CORPORATION CMCKEDED
EQUIPMENT REQUESTED: 100 (2) LARGE BLEACHESS BED EACH Bleachers & Believe 17 400 persons
NAME OF PERSON RESPONSIBLE FOR THIS BILL: MLKEN by way of
OR INDEX CODE (MIAMI-DADE AGENCIES ONLY):
BILLING ADDRESS/ZIP CODE:
NAMERITLE OF THE EVENT: RECLAIM THE DREAM - Candle light
ADDRESS OF EVENT: NW 8th QUENIE and 62M2 STREET
TODAY'S DATE: March 31,2009 DATE (8) & TIME OF EVENT: APRIL 49 4p.m.
SET-UP TIME & DAY: 9.00 a.m. Apr. 4 =
contact person/phone: Phi Fisher at site contact/cell phone#: 786-255-982 / 305-343-566
SPECIAL INSTRUCTIONS: Direction item(s) are to be placed, maps, diagrams, etc.
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: "(SEE FEE SCHEDULE FOR EXACT CHARGES) Agency/Group: MLKEX

CANCELLATIONS MUST BE MADE 72 HOURS IN ADVANCE OF THE EVENT BY FAX OR EMAIL OTHERWISE EXPECT TO BE CHARGED

1/4 (HALF) OF RENTAL FEE. *There will be no completed reservation on the schedule unless the confirmation Form is filled out completely and signed.

Late equipment arrivals, please call (786) 236-7926

Rodriguez, Nadia (OSBM)

From:

Russell, Marie E. (DIST3)

Sent:

Tuesday, March 31, 2009 11:55 AM

To:

Byrnes, Timothy (MDPR)

Cc:

Villa, Pedro (DIST3); Rodriguez, Orky (PWD); Jayska, Amanda (OSBM); Rodriguez, Nadia (OSBM); Moya, Amelia (OSBM); Gonzalez, Ana (MDPR); Morgan, Tom (MDPR); Seymour,

Kesha (MDPR)

Subject:

RE: District In-Kind - Martin Luther King Economic Development Corporation - Reclaim the

Dream

Attachments:

Document (9).pdf

Hi Tim:

Attached is the completed form from David Chiverton, MLK.

From: Byrnes, Timothy (MDPR)

Sent: Tuesday, March 31, 2009 10:09 AM

To: Russell, Marie E. (DIST3)

Cc: Villa, Pedro (DIST3); Rodriguez, Orky (PWD); Moya, Amelia (OSBM); Jayska, Amanda (OSBM); Rodriguez, Nadia

(OSBM); Gonzalez, Ana (MDPR); Morgan, Tom (MDPR); Seymour, Kesha (MDPR)

Subject: RE: District In-Kind - Martin Luther King Economic Development Corporation - Reclaim the Dream

Ms. Russell,

The Park and Recreation Department's Showmobile/Sound Operations can supply the 2 bleachers and the 20 barricades, for the aforementioned event. We do not have any spotlights, and we do not have any generators available at this time. The cost for the bleachers would be \$1,065.00 each for the day, and the Barricades would be \$11.00 each for the day.

- 2 Sets Of Bleachers X \$1,065.00 = \$2,130.00
- 20 metal barricades X \$ 11.00 = \$ 220.00
- Total Cost Estimate

\$2,350.00

Please have the event promoter completed the attached Equipment Confirmation Sheet and return it to us so we can finalize the delivery arrangements. Trusting if you have any additional questions, you will contact our office. Tim

Tim Byrnes, Tropical Park/Trail Glades Range/Showmobile Service Area Manager Miami-Dade County Park and Recreation Department
Tropical Park 7900 SW 40th Street, Miami, FL 33155
305-226-8315 Phone, 305-553-8511 Fax
www.miamidade.gov/parks

"Delivering Excellence Every Day"

From: Russell, Marie E. (DIST3)

Sent: Monday, March 30, 2009 4:17 PM

To: Rodriguez, Nadia (OSBM)

Cc: Jayska, Amanda (OSBM); Villa, Pedro (DIST3)

Subject: District In-Kind - Martin Luther King Economic Development Corporation - Reclaim the Dream

Nadia:

Commissioner Edmonson has approved an In-Kind request from the Martin Luther King Economic Development Corporation for their Reclaim the Dream event to be held on Saturday, April 4, 2009 for the following:

2 - Large Bleachers

4 - Generators

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Miami-Dade Water and Sewer Department
Public Affairs Section
3071 SW 38 Avenue, Suite 539
Miami, Florida 33146
Phone: 786-552-8088 Fax: 786-552-8634

Light Towers Proposal

This form must be completed and faxed to 786-552-8634 before the use of any light towers.

	An invoice will be:	sent after the event.							
Requestor's Name:	DYNALIE RUSSEII	Phone: 305-375-5393							
Organization/Entity:	Bec	Fax: 305 - 372-6104							
	Commissie								
Person Responsible for Pay	ment Auskey m.	Bdmonson Phone: 305-375-5393							
Organization/Entity:	Bec	Fax: 305-372-6104							
Billing Address: /// A	Billing Address: 111 NEW 15t Steet - Suite 220								
City: mipm.	State: FL Z	Zip Code: <u> </u>							
Name of Event: MLK	" Rocean the Saes	m" Unity MARCH and Constatight MEMORI	o j						
Contact Person: PHIL	FisiteR	Phone: 786-855-9832							
Address of Event: NW62 and Street and 8th Arence Str. Afr. L. 4, 2009 Date Event Begins: 3100 Am. Date Event Ends: 3:00 Am.									
Date Event Begins: 3:00 Am. Date Event Ends: 3:00 Am.									
Number of Towers: 3		ately half a football field or approximately 50 yards)							
To be filled at by WASIA personal									
FRES: A flat per day fresvel	late hilled based on the cos	ds percower for personne platon and the control of							
vehicles/equipment sany un of repairs of replacement for	hosset of circumstances in a	who pilled as an additional charge - hyardiiche the cost geolog at leasaill be billed to the person coming about							
(responsible party) for paying									
Rate for each day = \$ 5050	Operioven i 🔎	100 In 100 150 150 150 150 150 150 150 150 150							
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		I this is a proposal and an invoice will be senifter the							
		itionally be responsible for all damages doneb said light rdless of fault, or lack thereof, of the responsible party.							
The responsible party shall p	romptly reimburse Miami-I	Dade Water and Sewer Department for any ad all in the custody or control of the responsible puty.							
male & Lu	edile	Office Manage 3/31/09	•						
Authorized Signature - Person Re	sponsible for Payment	Title , the							



Date:

June 2, 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

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

Background

A retroactive waiver for in-kind services is being requested by a not-for-profit organization, the Martin Luther King Economic Development Corporation, for their "8th Annual Dr. Martin Luther King, Jr., Candlelight Memorial Service" held on April 3, 2009.

In-kind services have been requested in an amount not to exceed \$2,350 from the Park and Recreation Department for the use of 2 sets of bleachers and 20 barricades and \$1,515 from the Water and Sewer Department for use of 3 light towers services for a total in-kind amount of \$3,865. This event will be funded from District 3 in-kind reserve fund.

In FY 2008-09, the Martin Luther King Economic Development Corporation has received \$105,000 from the General Fund.

Inkind10609