

	MEMORAN	NDUM	Agenda Item No. 11(A)(25)
то:	Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners	DATE:	March 2, 2010
FROM:	R. A. Cuevas, Jr. County Attorney	SUBJECT:	Resolution retroactively authorizing in-kind services for the February 27, 2010 "Relay for Life of Miami Springs"

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Rebeca Sosa.

ievas, Jr

County Attorney

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RAC/cp



TO: Honorable Chairman Dennis C. Moss March 2, 2010 DATE: and Members, Board of County Commissioners

FROM:

R. A. Cuevas, Jr. County Attorney

**SUBJECT:** Agenda Item No. 11(A) (25)

Please note any items checked.

	"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
	Ordinance creating a new board requires detailed County Manager's report for public hearing
	No committee review
	Applicable legislation requires more than a majority vote (i.e., 2/3's, 3/5's, unanimous) to approve
_/	Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved	 Mayor	
Veto	 -	
Override	 _	

Agenda Item No. 11(A)(25) 3-2-10

## <u>RESOLUTION NO.</u>

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT AND THE MIAMI-DADE ELECTIONS DEPARTMENT FOR THE FEBRUARY 27, 2010 "RELAY FOR LIFE OF MIAMI SPRINGS" SPONSORED BY AMERICAN CANCER SOCIETY, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$2,978.00 TO BE FUNDED FROM THE UNSPENT BALANCE OF THE DISTRICT 6 FY 2008-09 IN-KIND RESERVE FUND

WHEREAS, American Cancer Society, Inc. has requested in-kind services from the Miami-Dade Park and Recreation Department and the Miami-Dade Elections Department for the February 27, 2010 "Relay for Life of Miami Springs" in an amount not to exceed \$2,978.00 (see attached Fee Waiver/In-kind Service Application); and

WHEREAS, the "Relay for Life of Miami Springs" event is a fundraiser to benefit the

American Cancer Society; and

WHEREAS, American Cancer Society, Inc. is a not-for-profit organization; and

WHEREAS, the "Relay for Life of Miami Springs" is a district event, as that term is defined on the attached Fee Waiver/In-kind Service Application, and \$2,978.00 of the in-kind services shall be funded from the unspent balance of the District 6 FY 2008-09 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 the Miami-Dade Elections Department for the February 27, 2010 "Relay for Life of Miami Springs"

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Agenda Item No. 11(A) (25) Page No. 2

, who moved its adoption. The motion was

and upon being put to a vote, the vote

in an amount not to exceed \$2,978.00 to be funded from the unspent balance of the District 6 FY 2008-09 In-kind Reserve Fund.

The Prime Sponsor of the foregoing resolution is Commissioner Rebeca Sosa. It was

offered by Commissioner

seconded by Commissioner

was as follows:

Dennis C. Moss, Chairman Jose "Pepe" Diaz, Vice-Chairman Bruno A. Barreiro Audrey M. Edmonson Carlos A. Gimenez Sally A. Heyman Barbara J. Jordan Joe A. Martinez Dorrin D. Rolle Natacha Seijas Katy Sorenson Rebeca Sosa Sen. Javier D. Souto

The Chairperson thereupon declared the resolution duly passed and adopted this 2<sup>nd</sup> day of March, 2010. 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

11/23/2009 01:37 30 11/02/2009 22:49 3

SOSA DISTRICT

### MIAMI-DADE COUNTY FEE WAIVER/IN-KIND SERVICES APPLICATION FY 2008-09

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:

Office of Strategic Businese Management	Phone:	(305) 375-5143
111 N.W. 1n Street, Suite 2200	Fax:	(305) 375-5168
Miami, FL 33128		

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 Evant\* - 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 vendelism (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." Commissioner sponsoring event Full legal name of the requesting organization:

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

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1.

Not-For-Profit or Tax Exempt For-Profit

Local Government or Public Entity

- Other (specify):
- 3. Name and contact information for single point of contact latidness, phone, fax, e-mail address, eic.):

esenta Specify fee waiver or in-kind service requested (quantity, if applicable):

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11/23/2009 01:37 3052676366 SOSA DISTRICT PAGE 04/09 11/02/2009 22:49 3052676366 SOSA DISTRICT PAGE 04/08 MIAMI-DADE COUNTY FEE WAIVER/IN-KIND SERVICES APPLICATION Paga 3 10. Detailed description of event venues (mep or schematic of event venues, access points, surrounding roadways and traffic flow diagrams, if 5 applicable): hand SIM r n 15 10 00011. Expected number of participants and estimated attendance (per day, If applicable): 12. Itemized budget, including total event budget, total budget of host organization, if applicable, and total commitment of resources (attach MIN Ο 570 0r **^)** ( additional pages as needed); by certing that all the statements made in this application are true and correct. ultorized Representative Slgi ne c

1/23/2009 01:37 3052676366 11/02/2009 22:49 3052676366	SOSA DISTRI SOSA DISTRI	T	PAGE 05/09 PAGE 08/08
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(305) 226-8315 E		STION	
(303)			
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	<u> </u>	<u>IATION FORM</u>	<u>.</u>
ORGANIZATION/AGENCY: AMER	mami SI	anas	
EQUIPMENT REQUESTED; Sho	wmobile,	LARGE;	
NAME OF PERSON RESPONSIBLE EC	OR THIS BILL: CAM	MIESIONPR	
<u>Kebeca</u> SosA J	)#6		
OR INDEX CODE (MIAMI-DADE AGEN		RICT 6 Inde	<u>۲</u>
BILLING ADDRESS/ZIP CODE:			
NAME/TITLE OF THE EVENT: RELOW	Er LIG OF	Hami Springs	)
	E		
ADDRESS OF EVENT: []] ONL TODAY'S DATE:	DATE (S) & TIME OF EVEN		<u>9</u> -9pm
	SET-UP TIME & DAY:	Fri 2/27 noon	
1	AKE-DOWN & DAY:	Sunday 3/1-0	anytime
	anne Wolar		
AT SITE CONTACT/CELL PHONE#;	305-467	9450	
SPECIAL INSTRUCTIONS: Direction its			
OTHER INFORMATION; Include additio			
We, the users, understand that we assume equipment and its accessories between the	e time the Miami-Dade P	ark and Recreation Depart	ment
<ul> <li>completes setting up and the time it takes do forth in the rental policy. We do have a cop set forth in renting the equipment requested</li> </ul>	y of the rental policy and it	Ily understand the requirem	rents
the total fee is to be remitted (15) fifteen w *Fee:	orking days before the su Signature:	ent Q	
(SEE FEE SCHEDULE FOR EXACT CHARC		Reby For Like	Mane Springs
CANCELLATIONS MUST BE MADE		CE OF THE	-springs
EVENT BY FAX OR EMAIL OTHER' % (HALF) OF RENTAL FEE. *	WISE EXPECT TO BE	CHARGED	·
Late equipment arrivals, plesse call (786) 2			
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WASHINGTON 25, D. C.

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521 West	Cencer Society, 57th Street	Inc.			•	DATE OF ORIGINAL GROUP RULING ROVEMBER 5, 19/12
New Iork	19, New York	• • •			•	Furpose Educational, scientific
	• •	•	•			and charitable
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Based upon the information presented, it is held that all of the new subordinate units whose names appear on the lists recently submitted are exempt from Federal income tax as argumizations described in section 501(c)(3) of the Internal Revenue Code as they are organized and operated exclusively for the purpose noted above. Any questions concerning taxes levied under other subtitles of the Code should be submitted to the appropriate District Director.

Your new subordinate units are not required to file Federal income tax returns so long as they retain a tax exempt status, unless they are subject to the unrelated business tax imposed by section \$11 of the Code and are required to file Form 990-T in order to report unrelated business taxable income. This is also applicable to you and your pre-existing subordinate units. Your new subordinate units are or are not required to file the annual information return. Form 990A, as indicated above. Such returns, if required, must be filed with the appropriate District Director after the close of the annual accounting period of each subordinate unit, unless you include the subordinate units in a group return filed by you.

Contributions made to your listed subordinate units are deductible by donors as provided in section 170 of the Code. Bequests, legacies, devises, transfers or gifts to or for the use of the listed subordinate units are deductible for Federal estate and gift tax purposes as provided in section 2055, 2106 and 2522 of the Code.

You and your exempt subordinate units are not liable for the taxes imposed under the Federal Insurance Contributions Act (social security taxes) unless waiver of exemption certificates are, or have been, filed as provided in such Act. Inquiries about the waiver of exemption certificates should be addressed to your District Director. You and your exempt subordinate units are not liable for the tax imposed under the Federal Unemployment Tax Act.

We have noted our records of any change in the names, addresses, character, purposes or method of operation of pre-existing subordinate units or those which ceased to exist of which you currently notified us.

Please send us the following information annually not later than 45 days after the close of your annual accounting period.

1. Lists showing the names and mailing addresses of your new subordinate units and the names and addresses of any units which have ceased to exist or have changed their names or addresses. The names should be arranged in alphabetical or numerical order. In lieu of the lists referred to above you may furnish us with a copy of your published directory. Please send us one copy of the list or directory for this office and one copy for each district in which your subordinate units are located. . .

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1. 1.

### American Cancer Society, Inc. "`, *"*.

2. A statement signed by one of your principal officers stating whether or not the information upon which your original group ruling was based is applicable in all respects to the new subordinote units.

. .

3. A statement if, at the close of the year, there were no changes in your roster.

4. A statement of any changes in the character, purposes or method of operation 4. A statement or any changes in the change units, of your organization or those of your subordinate units,

5. Duplicate copies of amendments to charters or bylaws of your organization or those of any of your subordinate units.

Any new subordinate units that you charter must meet the organizational and operational test de--fined in section 1.501(c)(3)-1 of the Regulations. Therefore, you will be required to furnish on behalf of each new subordinate, unit a copy of the uniform chatter or, one copy of the uniform charter and an affidavit by one of your principal officers stating that each of your new subordinate units is organized and operated under that uniform charter. If the uniform charter is not adopted by any a your subordinate units or you do not issue a uniform charter, you must submit a copy of the corporate chater or constitution and bylaws for each new subordinate unit.

The District Directors concerned by the changes made in your roster are being notified.

بهسسيس شيروس وساسات أرامه والمترار والمترار والمستاوين فسيت سيتر

, . ... . .... Very truly yours,

J. H. Worley (V) - T 121

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有的是我们,是他们就是这个人的人,我们一个不是这个人,还是你们不能是你的人,你就是我们的一个你就是我的人,你还是我们 有的是我们,是他们就是这个人的情况,不是我们不可以是这个人的人的人,可以说:"你说,你就是我们的人,你们还能是我们的人, 我们是一个人们的人,你们们还是你们的人,你们还是你们的人,你不是你们的人,你不能是你的人,你们还能是你 I whether preserves depart to a strategy of the second for the second states of the second second second second

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98-162-155 Поставлики парт Блассі **Form M-3441 (REV. 5-60)** 

GPQ 11 5737

American Cancer Society, Inc. 13-1788491

> f. The information required by Revenue Procedure 75-50, 1975-2 C.B. 587 for each subordinate that is a school claiming exemption under section 501(c)(3). Also include any other information necessary to establish that the school is complying with the requirements of Revenue Ruling 71-447, 1971-2 C.B. 230. This is the same information required by Schedule A, Form 1023, Application for Recognition of Exemption Under Section 501(c)(3) of the Internal Revenue Code.

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 If epplicable, a statement that your organization's group exemption roster did not change since the previous report.

The above information should be sent to the following address:

Internal Revenue Service Center Attn: Entity Control Unit Ogden, UT 84409

Section 6104 of the Internal Revenue Code requires you to niake your organization's annual return available for public inspection without charge for three years after the due date of the return. The taw also requires organizations that received recognition of exemption on July 15, 1987, or later, to make available for public Inspection a copy of the exemption application, any supporting documents and the exemption letter to any individual who requests such documents in person or in writing. Organizations that received recognition of exemption before July 15, 1987, and had a copy of their exemption application on July 15, 1987, are also required to make available for public inspection a copy of the exemption application, any supporting documents and the exemption letter to any individual who requests such documents in person or in writing. For additional information on disclosure requirements, please refer to Internal Revenue Bulletin 1999 - 17.

If you have any questions, please call us at the telephone number shown in the heading of this latter.

Sincerely,

Dorma Carliste

Donna Carllele, Acting Director, TE/GE Customer Account Services

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SOSA DISTRICT

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

# **EQUIPMENT (S) CONFIRMATION FORM**

ORGANIZATION/AGENCY: American Cancer Society Relay for life of Miami Springs

EQUIPMENT REQUESTED: Showmobile Large

NAME OF PERSON RESPONSIBLE FOR THIS BILL: Commissioner Rebeca Sosa, District #6

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

BILLING ADDRESS/ZIP CODE: 1000 SW 57th Ave Suite 201 Miami, FL 33144

NAME/TITLE OF THE EVENT: Relay for Life of Miami Springs

ADDRESS OF EVENT: Miami Springs Circle 33166

TODAY'S DATE: 11/02/09 DATE (S) & TIME OF EVENT: 02/27/10 9:00 AM - 9:00 PM

SET-UP TIME & DAY:

02/27/10 TAM

TAKE-DOWN TIME & DAY: 02/28/10 9AM

CONTACT PERSON/PHONE: <u>Suzanne Wolar</u> AT SITE CONTACT/CELL PHONE#: <u>(305)</u> 467-3452

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: \$2,500.00 In-kind District #6 \*(SEE FEE SCHEDULE FOR EXACT CHARGES) Signature:

Suzanne Wolar Agency/Group: Relay for Life Miami Springs

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

<sup>1</sup>/<sub>2</sub> (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



Date:	March 2, 2010
То:	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

## 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 has been requested by a not-for-profit organization, American Cancer Society, Inc., for their "Relay for Life of Miami Springs" event held on February 27, 2010.

In-kind services have been requested in an amount not to exceed \$2,500 from the Miami-Dade Park and Recreation Department for the use of a large show mobile; and \$478 from the Miami-Dade Elections Department for the use of tables and chairs for a total in-kind of \$2,978. This event will be funded from the unspent balance of the District 6 FY 2008-09 in-kind reserve fund.

In FY 2009-10, American Cancer Society, Inc., received no funding for this event.

Inkind02510