

MEMORANDUM

Agenda Item No. 11(A)(20)

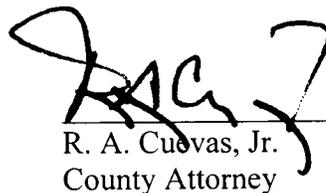
TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: May 4, 2010

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

SUBJECT: Resolution retroactively
authorizing in-kind services
for the February 3-5, 2010
“SOS: Saving Ourselves -
Help for Haiti Telethon”

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



R. A. Cuevas, Jr.
County Attorney

RAC/up



MEMORANDUM

(Revised)

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

DATE: May 4, 2010

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

SUBJECT: Agenda Item No. 11(A)(20)

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

2

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(20)
5-4-10

RESOLUTION NO. _____

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE GENERAL SERVICES ADMINISTRATION FOR THE FEBRUARY 3-5, 2010 "SOS: SAVING OURSELVES – HELP FOR HAITI TELETHON" SPONSORED BY ENTERTAINMENT INDUSTRY FOUNDATION, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,500.00 TO BE FUNDED FROM THE UNSPENT BALANCE OF THE DISTRICT 5 FY 2008-09 IN-KIND RESERVE FUND

WHEREAS, Entertainment Industry Foundation, has requested in-kind services from the Miami-Dade General Services Administration for the February 3-5, 2010 "SOS: Saving Ourselves – Help for Haiti Telethon" in an amount not to exceed \$1,500.00 (see attached Fee Waiver/In-kind Service Application); and

WHEREAS, the "SOS: Saving Ourselves – Help for Haiti Telethon" is a fundraiser to benefit the victims of the 2010 earthquake in Haiti; and

WHEREAS, Entertainment Industry Foundation is a not-for-profit organization; and

WHEREAS, the "SOS: Saving Ourselves – Help for Haiti Telethon" is a small event, as that term is defined on the attached Fee Waiver/In-kind Service Application, and \$1,500.00 of the in-kind services shall be funded from the unspent balance of the District 5 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 General Services Administration for the February 3-5, 2010 "SOS: Saving Ourselves – Help for Haiti Telethon" in an amount not to

exceed \$1,500.00 to be funded from the unspent balance of the District 5 FY 2008-09 In-kind Reserve Fund.

The Prime Sponsor of the foregoing resolution is Commissioner Bruno A. Barreiro. 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 |
| Barbara J. Jordan | Joe A. Martinez |
| 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 May, 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

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: SOS: Survive ourselves - Help for Haiti
Entertainment Industry Foundation Telethon

2. Applicant Status: (Select one of the choices below)
- 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 (address, phone, fax, e-mail address, etc.): Mike Sullivan
40 BET Networks, 1235 W St. NE, Washington, DC 20018

4. Specify fee waiver or in-kind service requested (quantify, if applicable): Waive fee for use of Parcel B of
American Airlines Arena

5. Name, date of event, description, and purpose of the event (if event is a fund-raiser, define the beneficiaries): see attached
press release

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

5

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

- 7. Physical address of event venues (please specify Commission District(s)): Art Avenue - 601 Biscayne Blvd., Miami FL 33132
- 8. Description of regional or local impact: Monies raised will be donated to relief efforts in Haiti, which positively impacts/supports our local Haitian community.
- 9. Daily/hourly event schedule, including set-up and breakdown schedule (attach event calendar, if applicable): Feb. 3-5 (all day) for general B access. Event is Feb. 5th from 8pm - 10pm.
- 10. Detailed description of event venues (map or schematic of event venues, access points, surrounding roadways and traffic flow diagrams, if applicable): Parcel B is located east of Art Avenue with limited & secured access via West Blvd. only
- 11. Expected number of participants and estimated attendance (per day, if applicable): 10,000
- 12. Itemized budget, including total event budget, total budget of host organization, if applicable, and total commitment of resources (attach additional pages as needed): All profits raised to be donated to charity.

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

R.D. Stone

Signature of Authorized Representative

1/28/10

Date

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: SOS: Secure ourselves - Help for Haiti
Telethon

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

- 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 (address, phone, fax, e-mail address, etc.): Mike Sullivan
aka BET Networks, 1235 W St. NE, Washington, DC 20018

4. Specify fee waiver or in-kind service requested (quantify, if applicable): Waive fee for use of Parcel B at
American Airlines Arena

5. Name, date of event, description, and purpose of the event (if event is a fund-raiser, define the beneficiaries): see attached
press release

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

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

- 7. Physical address of event venues (please specify Commission District(s)): Art Avenue - 601 Biscayne Blvd., Miami FL 33133
- 8. Description of regional or local impact: Monies raised will be donated to relief efforts in Haiti, which positively impacts/supports our local Haitian community.
- 9. Daily/hourly event schedule, including set-up and breakdown schedule (attach event calendar, if applicable): Feb. 3-5 (all day) for Parcel B, access. Event is Feb. 5/9 from 8pm - 10pm.
- 10. Detailed description of event venues (map or schematic of event venues, access points, surrounding roadways and traffic flow diagrams, if applicable): Parcel B is located East of Art Avenue with limited vehicle access via West Blvd. only.
- 11. Expected number of participants and estimated attendance (per day, if applicable): 10,000
- 12. Itemized budget, including total event budget, total budget of host organization, if applicable, and total commitment of resources (attach additional pages as needed): All profits raised to be donated to charity.

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

K.D. Spruill
Signature of Authorized Representative

1/26/10
Date

Internal Revenue Service
P.O. Box 2508
Cincinnati, OH 45201

Department of the Treasury

Date: **MAR 19 2007**

Person to Contact:
Vaida Singleton
ID# 31-03018

ENTERTAINMENT INDUSTRY FOUNDATION
1201 W 5TH ST SUITE T-700
LOS ANGELES CA 90017-1451

Toll Free Telephone Number:
877-829-5500
Employer Identification Number:
95-1644609

Dear Sir or Madam:

This is in response to your request of February 7, 2007, regarding your address. We have updated our records to reflect the address as shown above.

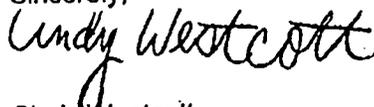
Our records indicate that a determination letter was issued in November 1942 that recognized you as exempt from Federal income tax. Our records further indicate that you are currently exempt under section 501(c)(3) of the Internal Revenue Code.

Our records also indicate you are not a private foundation within the meaning of section 509(a) of the Code because you are described in section 509(a)(1) and 170(b)(1)(A)(vi).

Donors may deduct contributions to you as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

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

Sincerely,



Cindy Westcott
Manager, Exempt Organizations
Determinations

Memorandum



Date: May 4, 2010

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

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, Entertainment Industry Foundation, for their "SOS: Saving Ourselves – Help for Haiti Telethon" event held on February 3-5, 2010.

In-kind services have been requested in an amount not to exceed \$1,500 from the Miami-Dade General Services Department for the use of parcel B at the American Airlines Arena. This event will be funded from the unspent balance of the District 5 FY 2008-09 in-kind reserve fund.

In FY 2009-10, Entertainment Industry Foundation received no funding for this event.

Inkind03810