

MEMORANDUM

Agenda Item No. 11(A)(17)

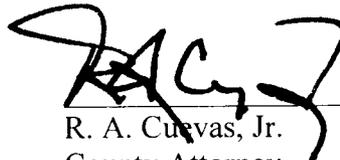
TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: June 3, 2010

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

SUBJECT: Resolution retroactively authorizing
in-kind services for the March 20,
2010 "Miami-Dade Walk to Cure
Diabetes"

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



R. A. Cuevas, Jr.
County Attorney

RAC/cp



MEMORANDUM

(Revised)

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

DATE: June 3, 2010

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

SUBJECT: Agenda Item No. 11(A)(17)

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

J

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(17)

6-3-10

RESOLUTION NO. _____

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE MARCH 20, 2010 "MIAMI-DADE WALK TO CURE DIABETES" SPONSORED BY JUVENILE DIABETES RESEARCH FOUNDATION, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$13,700.00 TO BE FUNDED FROM THE UNSPENT BALANCE OF THE DISTRICT 8 FY 2008-09 IN-KIND RESERVE FUND

WHEREAS, Juvenile Diabetes Research Foundation, has requested in-kind services from the Miami-Dade Park and Recreation Department for the March 20, 2010 "Miami-Dade Walk to Cure Diabetes" in an amount not to exceed \$13,700.00 (see attached Fee Waiver/In-kind Service Application); and

WHEREAS, the "Miami-Dade Walk to Cure Diabetes" brings the community together to raise awareness and funds to support diabetes research; and

WHEREAS, Juvenile Diabetes Research Foundation is a not-for-profit organization; and

WHEREAS, the "Miami-Dade Walk to Cure Diabetes" is a district event, as that term is defined on the attached Fee Waiver/In-kind Service Application, and \$13,700.00 of the in-kind services shall be funded from the unspent balance of the District 8 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 for the March 20, 2010 "Miami-Dade Walk to Cure Diabetes" in an amount not to exceed \$13,700.00 to be funded from the unspent balance of the District 8 FY 2008-09 In-kind Reserve Fund.

The Prime Sponsor of the foregoing resolution is Commissioner Katy Sorenson. 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 3rd day of June, 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
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 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.

\$15,000.

Commissioner sponsoring event: Commissioner Katy Sorenson, District 8

1. Full legal name of the requesting organization: Juvenile Diabetes Research Foundation South Florida Chapter

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.): _____

Eden E. Carr, Executive Director
3411 NW 9th Avenue, Suite 701 • Ft. Lauderdale, FL 33309
PH: 305-350-9990, Fax: 954-565-4767
email: ecarr@jdrf.org • Cell: 786-556-7677

4. Specify fee waiver or in-kind service requested (quantity, if applicable): The current proposal offered to JDRF is an even further reduced rate of \$7.00 per walker, which at 3,500 walkers is \$24,500 plus the site fee of \$550. Included in this offer is one free walker for every 50 participants, or at 3,500 walkers - 70 free walkers. This was approved by Jack Kardys, Director Miami-Dade Parks & Recreation.

MIAMI-DADE COUNTY
FEE WAIVER/IN-KIND SERVICES APPLICATION
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5. Name, date of event, description, and purpose of the event (if event is a fund-raiser, define the beneficiaries):

"Miami-Dade Walk to Cure Diabetes" - Saturday, March 20, 2010 - Miami Metrozoo. The main largest fundraiser for the JDRF South Florida Chapter. The walk attracts family, corporate and school teams along with sponsors and the media. All to support the critical research needed to find a cure for diabetes.

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. Physical address of event venues (please specify Commission District(s)): District 9

Miami Metrozoo
12400 Southwest 152nd Street
Miami, Florida 33177-1402

8. Description of regional or local impact: All proceeds go directly to support diabetes research. Locally, JDRF funds the Diabetes Research Institute (DRI) on the campus of Jackson Health System/Univ. of Miami. (\$19 million since 2000).

*The mission of JDRF is to find a cure for diabetes and its complications through the support of research.

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

Friday, March 19, 2010 - set-up/load in 9AM - 4PM
Saturday March 20, 2010 - 6:00AM - 4:00PM
(Possible tent set-up on Thursday, March 18, 2010 at the discretion of, and as approved by Miami Metrozoo.

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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): Special Event area at Miami MetroZoo
Gazelle Grove, Grasslands and 2 routes within
the zoo designated by the zoo. Participants enter
the zoo via the pedestrian gate of Gazelle Grove.
- 11. Expected number of participants and estimated attendance (per day, if applicable): 3,500 Miami-Dade
County Constituents.
- 12. Itemized budget, including total event budget, total budget of host organization, if applicable, and total commitment of resources (attach additional pages as needed): Budget attached as separate document

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

Eder E. Carr
Signature of Authorized Representative

1/14/10
Date

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**Juvenile Diabetes Research Foundation
South Florida Chapter
2010 MIAMI WALK TO CURE DIABETES
Revenue and Expense**

Revenue	Price	Total Amount of Income
Presenting Sponsorship	\$25,000.00	\$25,000.00
Platinum Sponsorship	\$10,000.00	\$10,000.00
Gold Sponsorship	\$5,000.00	\$15,000.00
Silver Sponsorship	\$2,500.00	\$5,000.00
Other Income		\$17,500.00
Matching Gifts		\$5,000.00
Sneakers Sales		\$57,000.00
Walkers Income		\$496,000.00
Gross Revenue Expected		\$630,500.00
Expenses		
Total Expenses		\$58,000.00
Net Income Expected		\$572,500.00

Internal Revenue Service

Date: December 6, 2006

JUVENILE DIABETES RESEARCH
FOUNDATION INTERNATIONAL
% GARY CURTO
120 WALL ST FL 19
NEW YORK NY 10005-4000 190

Department of the Treasury
P. O. Box 2508
Cincinnati, OH 45201

Person to Contact:
Ms. Wallace 31-04021
Customer Service Specialist
Toll Free Telephone Number:
877-829-5500
Federal Identification Number:
23-1907729

Dear Sir or Madam:

This is in response to your request of December 6, 2006, regarding your organization's tax-exempt status.

In April 1973 we issued a determination letter that recognized your organization as exempt from federal income tax. Our records indicate that your organization is currently exempt under section 501(c)(3) of the Internal Revenue Code.

Our records indicate that your organization is also classified as a public charity under sections 509(a)(1) and 170(b)(1)(A)(vi) of the Internal Revenue Code.

Our records indicate that contributions to your organization are deductible under section 170 of the Code, and that you are qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Internal Revenue Code.

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

Sincerely,

Janna K. Skufca

Janna K. Skufca, Director, TE/GE
Customer Account Services

APR-22-2005 10:01

STATE OF FLORIDA

650 921 1740

P.02



Consumer's Certificate of Exemption

DR-14
R. 04/05
04/22/05

Issued Pursuant to Chapter 212, Florida Statutes

85-8012602858C-5 Certificate Number	04/20/2005 Effective Date	04/30/2010 Expiration Date	501(C)(3) ORGANIZATION Exemption Category
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This certifies that

JUVENILE DIABETES RESEARCH
FOUNDATION INTERNATIONAL
120 WALL ST
NEW YORK NY 10005-3904

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.



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 8480, Tallahassee, FL 32314-6480.

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Rodriguez, Nadia (OSBM)

From: Gonzalez, Ana (MDPR)
Sent: Thursday, March 25, 2010 10:56 AM
To: Rodriguez, Nadia (OSBM)
Subject: RE: Juvenile Diabetes _ 3/10

Total cost: \$23,699.00

3,307 participants x \$7.00 = \$23,149.00
Facility Rental: Gazelle Grove 400.00
Facility Rental: Grasslands 150.00
\$23,699.00

From: Rodriguez, Nadia (OSBM)
Sent: Monday, March 01, 2010 3:14 PM
To: Gonzalez, Ana (MDPR)
Subject: Juvenile Diabetes _ 3/10

Ana,

Please provide me with an estimate for the above event. Thanks.

*Nadia L. Rodriguez
Office of Strategic Business Management
111 NW 1 St, 22nd Floor
Miami, Fl 33128
Tel: (305) 375-4183*

Memorandum



Date: June 3, 2010

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

From: George M. Burgess
County Manager

A handwritten signature in black ink, appearing to read "G. Burgess". The signature is stylized and cursive.

Subject: Countywide 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, Juvenile Diabetes Research Foundation, for their "Miami-Dade Walk to Cure Diabetes" event held on March 20, 2010.

In-kind services have been requested in an amount not to exceed \$13,700 from the Miami-Dade Park and Recreation Department for the parking and open area fee waiver at Metro Zoo. This event will be funded from the unspent balance of the District 8 FY 2008-09 in-kind reserve fund.

For FY 2009-10, Juvenile Diabetes Research Foundation received no funding for this event.

Inkind04210