MEMORANDUM

Agenda Item No. 11(A)(15)

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 April 18, 2010 "Earth Fest 2010"

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

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)(15)

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)(15)
6-3-10

RESOLUTION NO. _____

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT AND THE MIAMI-DADE ELECTIONS DEPARTMENT FOR THE APRIL 18, 2010 "EARTH FEST 2010" SPONSORED BY EARTH LEARNING, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $2,643.00 TO BE FUNDED FROM THE UNSPENT BALANCE OF THE DISTRICT 7 FY 2008-09 IN-KIND RESERVE FUND

WHEREAS, Earth Learning, Inc. has requested in-kind services from the Miami-Dade Park and Recreation Department and the Miami-Dade Elections Department for the April 18, 2010 "Earth Fest 2010" in an amount not to exceed $2,643.00 (see attached Fee Waiver/In-kind Service Application); and

WHEREAS, the "Earth Fest 2010" is an all-day outdoor festival celebrating the Earth, the Greater Everglades bioregion and the promise of a sustainable South Florida; and

WHEREAS, Earth Learning, Inc. is a not-for-profit organization; and

WHEREAS, the "Earth Fest 2010" is a district event, as that term is defined on the attached Fee Waiver/In-kind Service Application, and $2,643.00 of the in-kind services shall be funded from the unspent balance of the District 7 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 April 18, 2010 "Earth Fest 2010" in an amount not to exceed $2,643.00 to be funded from the unspent balance of the District 7 FY 2008-09 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
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 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

123.21

Pr KS-
2500
Elec-143

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.****

Commissioner sponsoring event Comm. Carlos A. Gimenez, Dist. 7

1. Full legal name of the requesting organization: Earth Learning, Inc.

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.): Mario M. Yanez
8201 SW 99 Court, Miami, 33173; p305 273-1350; f305 596-7566;
mario@earth-learning.org

4. Specify fee waiver or in-kind service requested (quantify, if applicable): Cost of rental of stage, ~~generator, tents~~, tables, and chairs approximately $2,500

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(7)
3/23

5. Name, date of event, description, and purpose of the event (if event is a fund-raiser, define the beneficiaries): EarthFest 2010 April 18, 2010 - An all-day outdoor festival celebrating Earth, the Greater Everglades bioregion, and the promise of a sustainable South Florida; the event is designed to build awareness and create social learning experiences for audiences so that the feel empowered to make a positive difference with the way they live and through the choices they make. The event is a great place to enjoy nature, great conscious music, network and build relationships and a sense of community around a vitally important purpose.

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)): Crandon Park Nature and Visitor's Center 6767 Crandon Boulevard, Key Biscayne; District 7

8. Description of regional or local impact: This event serves all of Miami-Dade residents, more than 5,000 people come throughout the day. People also come in from surrounding counties. We are creating awareness of our identity within our larger context of our Greater Everglades watershed and how as communities and individuals, we must take responsibility for the health of our communities and the ecosystems that we so critically depend on.

9. Daily/hourly event schedule, including set-up and breakdown schedule (attach event calendar, if applicable): The event will run from noon until sundown, when the park closes. Large tents and stage will be set up the day prior and vendors will begin set up at 10am that day and will break down by 7p. Performances,workshops, and activities are scheduled non-stop throughout the day. By Monday AM,rentals are returned.

10. Detailed description of event venues (map or schematic of event venues, access points, surrounding roadways and traffic flow diagrams, if applicable): The event will take place in all parts of the Nature Center and on the field adjacent to it, where 5 large tents, stage, and vendor tents will be setup with ADA accessibility. Park staff will direct parking and event traffic. This is the 4th time we have the event and we have learned how to have the traffic to the event as well as theflow within the event work efficiently and effectively.

11. Expected number of participants and estimated attendance (per day, if applicable): Over 5,000 throughout the day

12. Itemized budget, including total event budget, total budget of host organization, if applicable, and total commitment of resources (attach additional pages as needed): Event: $12,200 (Staff $3,200, Adv. $4,460, Rentals $2,500, Supplies $840, artists $1,200); Org. Budget: $70,000; resources committed: staff time, resources, relationships, and funds on hand.

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

Mario Yanez Digitally signed by Mario Yanez DN: cn=Mario Yanez, o=Earth Learning ou, email=mario.yanez@earthlearning.org, c=US Date: 2010.03.21 08:33:51 -04'00'

Signature of Authorized Representative

3/19/2010

Date

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Detail by Entity Name

Florida Non Profit Corporation

EARTH LEARNING, INC.

Filing Information

Document Number	N03000004981
FEI/EIN Number	571170959
Date Filed	06/11/2003
State	FL
Status	ACTIVE
Effective Date	06/10/2003
Last Event	AMENDMENT
Event Date Filed	10/31/2005
Event Effective Date	NONE

Principal Address

8201 SW 99 COURT
MIAMI FL 33173

Mailing Address

8201 SW 99 COURT
MIAMI FL 33173

Registered Agent Name & Address

BENITEZ AND ASSOCIATES
122 MINORCA AVENUE
MIAMI FL 33134 US

Officer/Director Detail

Name & Address

Title VP

GONZALEZ, CARLOS
8995 SW 84 CT
MIAMI FL 33156

Title T

BLAZEJACK, DEENA

Memorandum

MIAMI-DADE COUNTY

Date: June 3, 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

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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, Earth Learning, Inc., for their "Earth Fest 2010" held on April 18, 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 showmobile; $143 from the Miami-Dade Elections Department for the use of tables and chairs for a total in-kind of $2,643. This event will be funded from the unspent balance of the District 7 FY 2008-09 in-kind reserve fund.

In FY 2009-10, Earth Learning, Inc., received no funding for this event.

Inkind04910