

MEMORANDUM

Agenda Item No. 11(A)(20)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

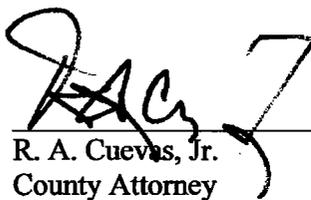
DATE: November 6, 2007

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

SUBJECT: Resolution retroactively
authorizing in-kind services
for the Martin Luther King,
Jr. Candlelight Memorial
Service

R-1254-07

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


R. A. Cuevas, Jr.
County Attorney

RAC/dcp

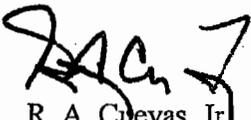


MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: November 6, 2007

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

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

Please note any items checked.

- "4-Day Rule" ("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
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A) (20)
11-06-07

RESOLUTION NO. R-1254-07

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 4, 2007 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 \$5,390.00 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 Miami-Dade Water and Sewer Department for the April 4, 2007 Martin Luther King, Jr. Candlelight Memorial Service in an amount not to exceed \$5,390.00 (see attached Fee Waiver/In-kind Service Application); and

WHEREAS, the Martin Luther King, Jr. Candlelight Memorial Service is a free event and the purpose of this event is to continue the legacy of Martin Luther King, Jr. by advocating social change through non-violent means; and

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

WHEREAS, 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 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-Dade Water and Sewer Department for the April 4, 2007 Martin Luther King, Jr. Candlelight Memorial Service in an amount not to exceed \$5,390.00 to be funded from the District 3 In-kind Reserve Fund.

The foregoing resolution was sponsored by Commissioner Audrey M. Edmonson and offered by Commissioner **Jose "Pepe" Diaz**, who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of November, 2007. 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



KAY SULLIVAN

Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Monica Rizo

5

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

Turks - \$ 3,641.
W/S - \$ 1749
5390

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:

Dajana Green
Office of Strategic Business Management
111 N.W. 1st Street, Suite 2200
Miami, FL 33128

Phone: (305) 375-5148
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: Martin Luther King Economic Development Corp

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.): David Chiverton
(305) 757-7652 (Chairman MLKEDC)
Phil Fisher (Producer)

4. Specify fee waiver or in-kind service requested (quantity, if applicable): (3) construction Tower Lights, (3) 200 AMP
3 phase generators w/ New Clean Fuel Filters and one on site Technician (2) sets
Large Bleachers, MDC Fire Department Special Events ALS Mobile Unit

5. Name, date of event, description, and purpose of the event (if event is a fund-raiser, define the beneficiaries):
Dr. Martin Luther King Jr. Candlelight Memorial Service, Wednesday April 4th
2007. Candlelight Memorial Service with featured gospel acts and
key note address by Reverend Al Sharpton
START 2:30AM - END 4:30 AM April 5
26 hours

6. Please select ALL that apply to event:

- Economic Development:** Event supports vitality or growth of the local economy
- Youth/Educator:** 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

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

7. Physical address of event venues (please specify Commission District(s)): District 5- MLK Blvd.
(62nd St.) and NW 8th Ave
8. Description of regional or local impact: _____
9. Daily/hourly event schedule, including set-up and breakdown schedule (attach event calendar, if applicable): _____
10. Detailed description of event venues (map or schematic of event venues, access points, surrounding roadways and traffic flow diagrams, if applicable): _____
11. Expected number of participants and estimated attendance (per day, if applicable): 2000 - 3,000
12. Itemized budget, including total event budget, total budget of host organization, if applicable, and total commitment of resources (attach additional pages as needed): _____

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

[Signature]
Signature of Authorized Representative

Date _____

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Form 100-1000

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Detail by Entity Name

Florida Non Profit Corporation

MARTIN LUTHER KING ECONOMIC DEVELOPMENT CORPORATION

Filing Information

Document Number 734428
FEI Number 592042422
Date Filed 11/25/1975
State FL
Status ACTIVE
Last Event AMENDMENT
Event Date Filed 10/15/2001
Event Effective Date NONE

Principal Address

6114 NW 7TH AVENUE
MIAMI 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

HARDEMON, BILLY

8

655 NW 48TH STREET
MIAMI FL 33127

Title VC

STEWART, HELEN
813 NW 103RD STREET
MIAMI FL 33150

Title TS

CUTLER, ANTHONY
1735 NW 121ST STREET
MIAMI FL 33127

Title BM

SANDS, RONALD G
1301 NW 50H STREET
MIAMI FL 33142

Annual Reports

Report Year Filed Date

2005	05/19/2005
2006	04/29/2006
2007	02/07/2007

Document Images

[02/07/2007 – ANNUAL REPORT](#)

[04/29/2006 – ANNUAL REPORT](#)

[05/19/2005 – ANNUAL REPORT](#)

[08/16/2004 – ANNUAL REPORT](#)

[10/16/2003 – ANNUAL REPORT](#)

[05/01/2002 – ANNUAL REPORT](#)

[10/15/2001 – Amendment](#)

[05/17/2001 – ANNUAL REPORT](#)

[05/30/2000 – ANNUAL REPORT](#)

[07/20/1999 – ANNUAL REPORT](#)

[05/05/1998 – ANNUAL REPORT](#)

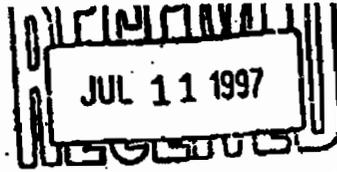
[02/13/1997 – ANNUAL REPORT](#)

[03/14/1996 – ANNUAL REPORT](#)

Note: This is not official record. See documents if question or conflict.

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July 7, 1997



Martin Luther King Economic
Development Corporation
6116 NW 7th Avenue
Miami, FL 33127-1112

P.O. Box 13163
Baltimore, MD 21203

Employer Identification Number:
59-2042422

Person to Contact:
EP/EO Tax Examiner

Telephone Number:
(410) 962-6058

Dear Sir/Madam:

This is in response to your inquiry requesting a copy of the letter which granted tax exempt status to the above named organization.

Our records show that the organization was granted exemption from Federal income tax under section 501(a) of the Internal Revenue Code as an organization described in section 501(c)(3) effective September 1983. We have also determined that the organization is not a private foundation because it is described in sections 509(a)(1) and 170(b)(1)(A)(vi).

Donors may deduct contributions to you under section 170 of the Code.

As of January 1, 1984, you are liable for taxes under the Federal Insurance Contributions Act (social security taxes) on remuneration of \$100 or more you pay to each of your employees during a calendar year. You are not liable for the tax imposed under the Federal Unemployment Tax Act (FUTA).

You are required to file Form 990, Return of Organization Exempt From Income Tax, only if your gross receipts each year are normally more than \$25,000. However, if you receive a Form 990 package in the mail, please file the return even if you do not exceed the gross receipts test. If you are not required to file, simply attach the label provided, check the box in the heading to indicate that your annual gross receipts are normally \$25,000 or less, and sign the return.

A copy of our letter certifying the status of the organization is not available, however, this letter may be used to verify your tax-exempt status.

Because this letter could help resolve any questions about your exempt status, it should be kept in your permanent records.

Sincerely yours,


Paul M. Harrington
District Director

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: Phil Fisher
Martin Luther King Economic Development Corp Phone: (305) 757-7652

Organization/Entity: Martin Luther King Economic Development Corp Fax: (305) 758-5777

Person Responsible for Payment: _____ Phone: _____

Organization/Entity: _____ Fax: _____

Billing Address: _____

City: _____ State: _____ Zip Code: _____

Name of Event: Reclaim The Dream Candlelight Memorial Service

Contact Person: Phil Fisher (producer) Phone: (786) 255-9822

Address of Event: District 3 - MLK Blvd. (62nd St) and 8th Ave.

Date Event Begins: April 4, 2007 Date Event Ends: April 5, 2007

Number of Towers: 8 (each tower covers approximately half a football field or approximately 50 yards)
2:30 AM 4:30 AM

To be filled in by W&S personnel

FEES: A flat per day fee will be billed based on the cost per tower for personnel (labor and vehicles/equipment). Any unforeseen circumstances may be billed as an additional charge. In addition, the cost of repair or replacement for any towers that are damaged in any way will be billed to the person/organization (responsible party) responsible.

Rate for each day: \$305.00	Number of towers	Number of days	Total Cost

I hereby agree to pay the fees stated above. I understand this is a proposal and an invoice will be sent after the event with the exact fees. The responsible party will additionally be responsible for all damages done to said light towers, or arising out of the use of said light towers, regardless of fault, or lack thereof, of the responsible party. The responsible party shall promptly reimburse Miami-Dade Water and Sewer Department for any and all damages done to said light towers while said towers are in the custody or control of the responsible party.



SHOWMOBILES, STAGES, BLEACHERS, AND SOUND PRODUCTION

(305) 257-0933 Ext. 240/(305) 257-1083 (Fax)

EQUIPMENT (S) CONFIRMATION FORM

ORGANIZATION/AGENCY: Martin Luther King Economic Development Agency

EQUIPMENT REQUESTED: (1) - construction tower lights, (3) 200 AMP 3 phase generators w/new clean filters and one onsite technician, (2) sets of large bleachers, m

NAME OF PERSON RESPONSIBLE FOR THIS BILL: Commissioner Edmonson In-kind Services / Fee Waiver

OR INDEX CODE (MIAMI-DADE COUNTY AGENCIES ONLY): _____

BILLING ADDRESS/ ZIP CODE: _____

NAME/TITLE OF THE EVENT: Dr. Martin Luther King Jr. Candlelight Memorial Service

ADDRESS OF EVENT: District 3 - mck Blvd. (corner) and 8th Ave.

TODAY'S DATE: March 29, 2007 DATE (S) & TIME OF EVENT: April 4, 2007 6:00PM

SET-UP TIME & DAY: April 3rd and 4th call for details

TAKE-DOWN & DAY: April 5, 2007

CONTACT PERSON/PHONE: Phil Fisher (Producer) (756) 255-9822

AT SITE CONTACT/CELL PHONE #: Phil Fisher (756) 255-9822

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 _____ Signature _____

*(SEE FEE SCHEDULE FOR EXACT CHARGES)

Agency/Group _____

CANCELLATIONS MUST BE MADE 72 HOURS IN ADVANCE OF THE EVENT BY FAX OR EMAIL OTHERWISE EXPECT TO BE CHARGED 1/2 (HALF) OF RENTAL FEE.

***There will be no completed reservation on the schedule unless the confirmation Form is filled out completely and signed.**

Memorandum



Date: November 6, 2007

To: Honorable Chairman Bruno A. Barreiro
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) has reviewed the attached in-kind request and recommends for the item to move forward to the Board of County Commissioners for consideration. The district specific in-kind reserve balance allows for the funding of this request.

Background

A retroactive waiver for in-kind services is being requested by a not-for-profit organization Martin Luther King Economic Development Corporation for their Martin Luther King, Jr., Candlelight Memorial service held on April 4, 2007.

In-kind services have been requested in an amount not to exceed \$3,641 from the Park and Recreation Department for use of their bleachers, tower lights and generator and \$1,749 from the Water and Sewer Department for use of light towers for a total in-kind amount of \$5,390. This event will be funded from the District 3 in-kind reserve fund.

In FY 2006-07 the Martin Luther King Economic Development Corporation was awarded \$100,000 from CDBG funding and \$150,000 from the General Fund discretionary fund. In addition, the Board approved in-kind services in the amount of \$5,656 through Resolution No. 100-07 from the District 3 in-kind reserve fund for the 2006 Martin Luther King, Jr. Candlelight Memorial service.

Inkind07007