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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(3)

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

DATE: January 10, 2008

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

SUBJECT: Resolution Authorizing In-Kind Services for the February 11-20, 2008 "El Memorial Cubano" Event

R-45-08

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Joe A. Martinez and Commissioner Rebeca Sosa.

R. A. Cuevas, Jr.
County Attorney

RAC/dc

MEMORANDUM

(Revised)

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

DATE: January 10, 2008

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

SUBJECT: Agenda Item No. 11(A)(3)

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**

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Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(3)
01-10-08

RESOLUTION NO. **R-45-08**

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT, THE MIAMI DADE FIRE RESCUE DEPARTMENT, THE MIAMI-DADE POLICE DEPARTMENT AND THE DEPARTMENT OF SOLID WASTE MANAGEMENT FOR THE FEBRUARY 11-20, 2008 "EL MEMORIAL CUBANO" EVENT SPONSORED BY MEMORIAL CUBANO, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $21,865.00 TO BE FUNDED IN PART FROM THE COUNTYWIDE IN-KIND RESERVE FUND, AND IN PART FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT IN-KIND RESERVE FUND

WHEREAS, Memorial Cubano, Inc. has requested in-kind services from the Miami-Dade Park and Recreation Department, the Miami-Dade Police Department, the Miami-Dade Fire Rescue Department, and the Department of Solid Waste Management for the February 11-20, 2008 "El Memorial Cubano" event in an amount not to exceed $21,865.00 (see attached Fee Waiver/In-kind Service Application); and

WHEREAS, the "El Memorial Cubano" event is a simulated cemetery in which all the victims, as of January 1, 1959, of the Cuban communist regime are honored; and

WHEREAS, Memorial Cubano, Inc. is a not-for-profit organization; and

WHEREAS, the "El Memorial Cubano" event is a major event, as that term is defined on the attached Fee Waiver/In-kind Service Application, and $18,725.00 of the in-kind services shall be funded from the Countywide In-kind Reserve Fund, $3,140.00 of the in-kind services shall be funded from the non-ad valorem portion of the Fire Rescue District In-kind Reserve Fund,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board authorizes in-kind services from the Miami-Dade Park and Recreation Department, the Miami-Dade Police Department, the Miami-Dade Fire Rescue Department, and the Department of Solid Waste Management for the February 11-20, 2008 "El Memorial Cubano" event in an amount not to exceed $21,865.00 to be funded in part from the Countywide In-kind Reserve Fund, and in part from the non-ad valorem portion of the Fire Rescue District In-kind Reserve Fund.

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

Bruno A. Barreiro, Chairman **aye**
Barbara J. Jordan, Vice-Chairwoman **aye**

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 10th day of January, 2008. 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: **Kay Sullivan**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

MR

Monica Rizo

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: MEMORIAL CUBANO ORG
Memorial Cubano, 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): _____

Emilio Solernou 786.346.5141
emilio@emiliore.com
(fax) 786.513.3315

3. Name and contact information for single point of contact (address, phone, fax, e-mail address, etc.): Francisco Garcia
MEMORIAL CUBANO 6550 SW 40ST MIAMI, Fla. 33155 ~~(786) 625-7505~~ Busy message
FAX ~~(305) 666-0330~~ ~~Cuf@memorial cubano org.~~
wrong # No good

4. Specify fee waiver or in-kind service requested (quantify, if applicable): 2 Portable Toilet, 3 waste container, 2 canvas (10x30) Sounds Sistems - Stage - Security police service, Rescue service, 2 golf cars for Elderly + Handicap.

5. Name, date of event, description, and purpose of the event (if event is a fund-raiser, define the beneficiaries):
MEMORIAL CUBANO DATE February (11 to 20) simulated cementery in which all the victims of the Cuban comunist regime as January 1 - 1959 are honored

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

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

7. Physical address of event venues (please specify Commission District(s)): TAMIAMI PARK.

8. Description of regional or local impact: Educational Historical informative. This activity will inform the new generation of all the victims of Fidel Castro Regime, and the meaning of freedom to Democracy.

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

10. Detailed description of event venues (map or schematic of event venues, access points, surrounding roadways and traffic flow diagrams, if applicable): ATTACHED

11. Expected number of participants and estimated attendance (per day, if applicable): Approx, 6500 per.

12. Itemized budget, including total event budget, total budget of host organization, if applicable, and total commitment of resources (attach additional pages as needed): ATTACHED.

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

Francisco Suarez
Signature of Authorized Representative

10/19/07.
Date

Detail by Entity Name

Florida Non Profit Corporation

MEMORIAL CUBANO, INC.

Filing Information

Document Number	N03000001901
FEI Number	562330115
Date Filed	03/04/2003
State	FL
Status	ACTIVE
Last Event	AMENDMENT
Event Date Filed	09/14/2005
Event Effective Date	NONE

Principal Address

5151 SW 8TH STREET
MIAMI FL 33134

Mailing Address

5151 SW 8TH STREET
MIAMI FL 33134

Registered Agent Name & Address

GOMEZ, RENATO
5151 SW 8TH STREET
MIAMI FL 33134 US

Officer/Director Detail

Name & Address

Title P/D

GARCIA, FRANCISCO
6600 SW 24 ST.
MIAMI FL 33155

Title S/D

SOLERNEU, EMILIO
5151 SW 8 ST.
MIAMI FL 33134

Title TD

CARRERA, EDDY
13975 SW 9 ST.

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MIAMI FL 33184

Annual Reports

Report Year	Filed Date
2005	09/12/2005
2006	03/16/2006
2007	03/01/2007

Document Images

06/19/2007 -- Off/Dir Resignation	View image in PDF format
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03/01/2007 -- ANNUAL REPORT	View image in PDF format
03/16/2006 -- ANNUAL REPORT	View image in PDF format
09/14/2005 -- Amendment	View image in PDF format
09/12/2005 -- ANNUAL REPORT	View image in PDF format
02/24/2005 -- ANNUAL REPORT	View image in PDF format
05/18/2004 -- ANNUAL REPORT	View image in PDF format
03/04/2003 -- Domestic Non-Profit	View image in PDF format

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

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APPLICATION
IN-KIND/FEE WAIVER SERVICES

With this brief note, the officers from CUBAN MEMMORIAL, (EL MEMORIAL CUBANO), are requesting the following services for the event, that will take place at TAMIAMI PARK, on the month of February 2008.

MIAMI – DADE POLICE
SATURDAY FEBRUARY 16, 2008
7.00 AM TO 8.00 PM
SUNDAY FEBRUARY 17, 2008
7.00 AM TO 8.00 PM

MIAMI – DADE FIRE DEPARTMENT
RESCUE SERVICE:
SATURDAY FEBRUARY 16, 2008
7.00 AM TO 8.00 PM
SUNDAY FEBRUARY 17, 2008
7.00 AM TO 8.00 PM

MIAMI DADE PARK AND RECREATION
SHOW MOBILE AND AUDIO SYSTEMS:
FRIDAY FREBUARY 15, 2008, 5.00 PM TO
FEBRUARY 17, 2008, 9.00 PM

SOLID WASTE MANAGEMENT
THREE CONTAINERS (3)
MONDAY FEBRUARY 11, 2008 7.00 PM
TO WEDNESDAY 20, 2008, 6.00 PM

MIAMI DADE TRANSIT
NO

WATER AND SEWER DEPARTMENT
NO

Consumer's Certificate of Exemption

Issued Pursuant to Chapter 212, Florida Statutes

DR-14
R. 04/05
04/27/07

Certificate Number	Effective Date	Expiration Date	Exemption Category
85-8013825486C-8	03/30/2007	03/31/2012	501(C)(3) ORGANIZATION

This certifies that

MEMORIAL CUBANO INC
6550 BIRD RD
MIAMI FL 33155-4830

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).

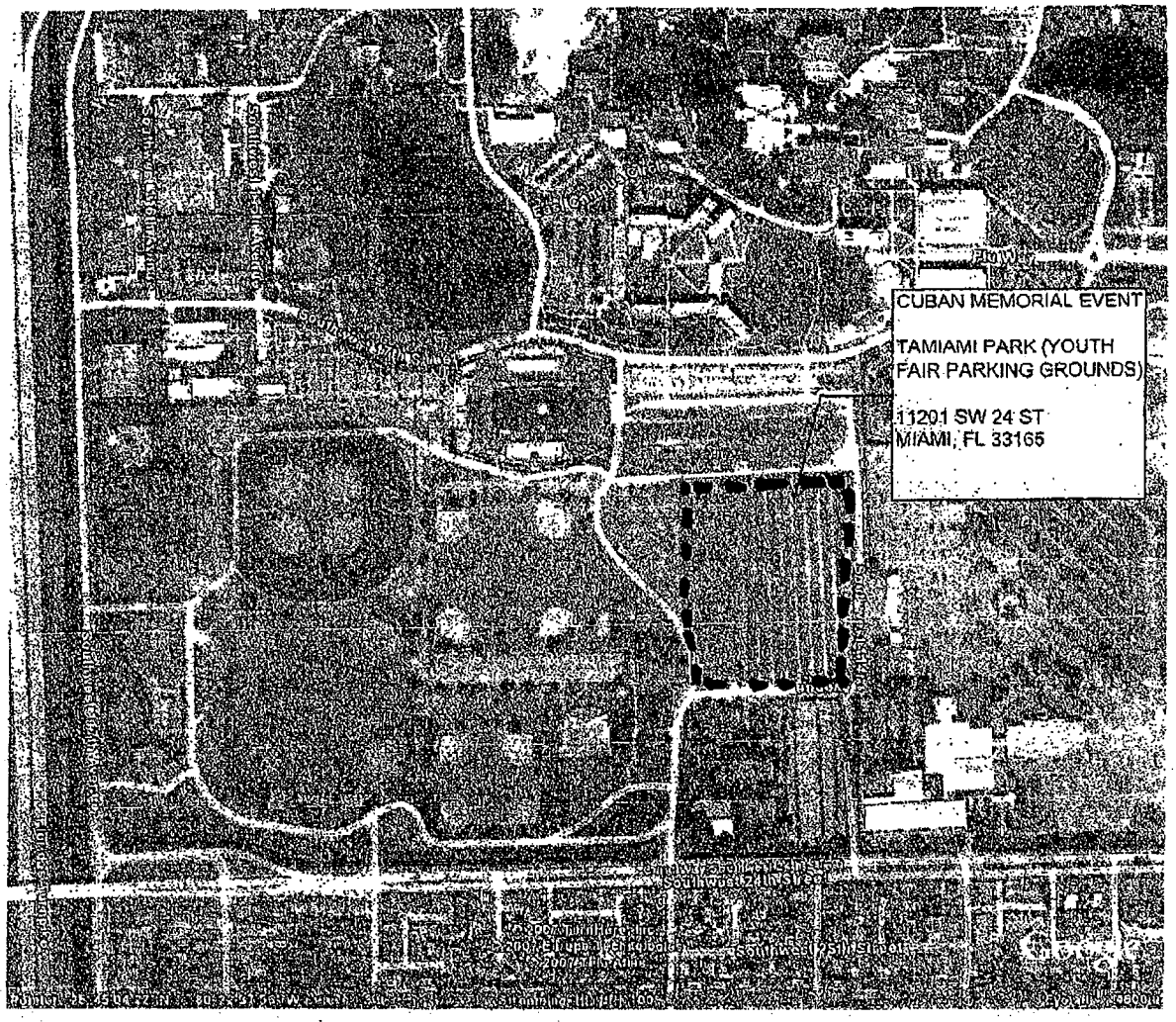
2. Your *Consumer's Certificate of Exemption* is to be used solely by your organization for your organization's customary nonprofit activities.

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).

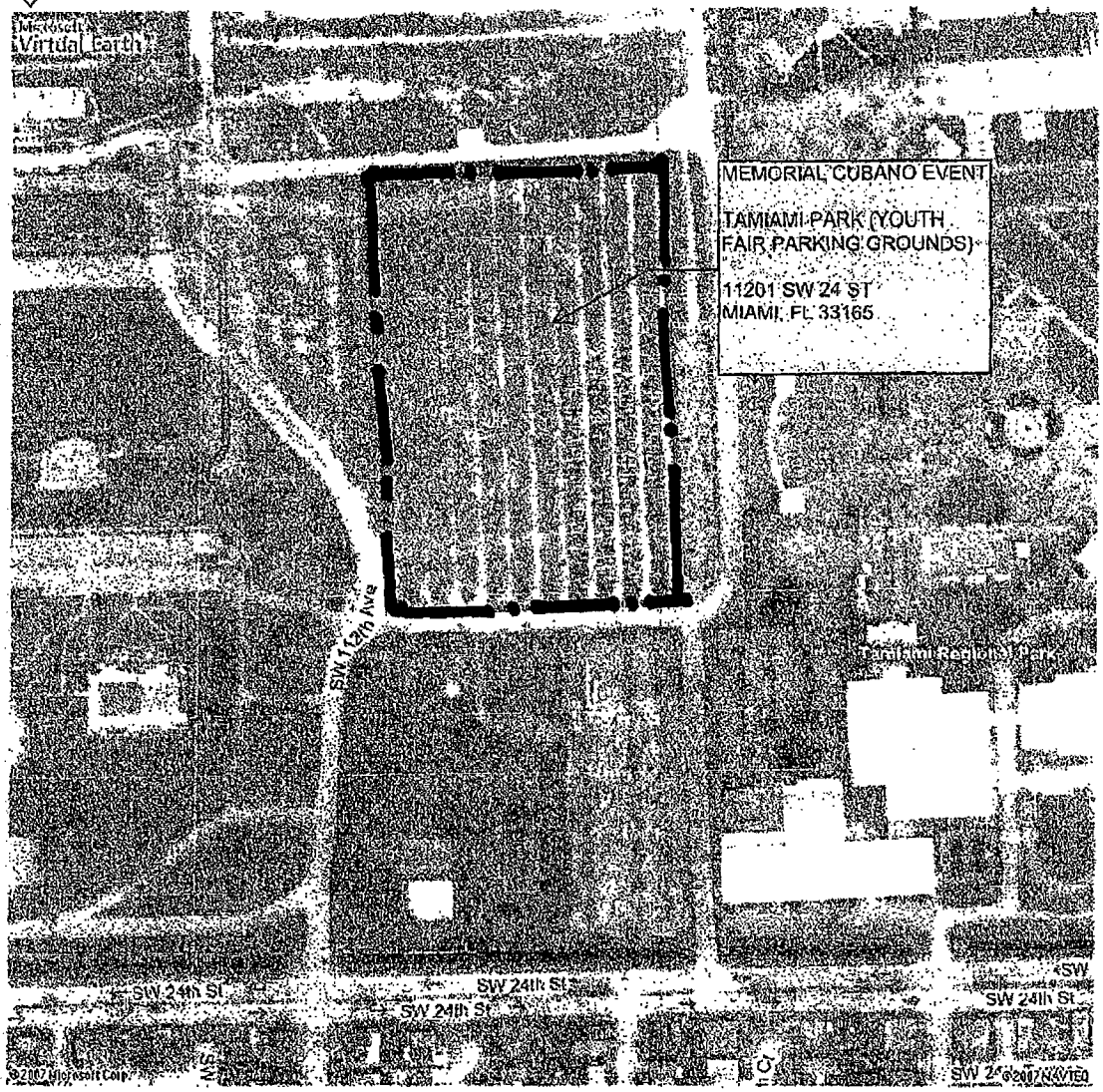
5. It is a criminal offense to fraudulently present this certificate to evade the payment of sales tax. Under no circumstances should this certificate be used for the personal benefit of any individual. Violators will be liable for payment of the sales tax plus a penalty of 200% of the tax, and may be 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 6480, Tallahassee, FL 32314-6480.


CUBAN MEMORIAL EVENT
TAMIAMI PARK (YOUTH FAIR PARKING GROUNDS)
11201 SW 24 ST
MIAMI, FL 33165

Live Search Maps

11201 SW 24th St, Miami, FL 33165-2229



MEMORIAL CUBANO

6550 BIRD RD, MIAMI, FL 33155

Delores Green
Office of Strategic Business Management
111 NW 1 ST Suite 2200
Miami, FL 33128

Fax # (305) 375-5168

Re: Memorial Cubano Inc. Fee Waiver-Kind Services Application

Dear Ms. Green

Enclosed please find the documentation required for the above referenced event

Sincerely

Emilio Solernou

Memorandum

MIAMI-DADE COUNTY

Date: January 10, 2008

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

From: George M. Burgess
County Manager

Subject: Countywide In-Kind Reserve Request Recommendation

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 countywide in-kind reserve balance allows for the funding of this request.

Background

A waiver for in-kind services is being requested by a not-for-profit organization Memorial Cubano for the annual El Memorial Cubano for event scheduled for February 11-20, 2007.

In-kind services have been requested in an amount not to exceed $9,261 from the Miami-Dade Park and Recreation Department for the use of a large show mobile, 20kw generator, a sound technician and large sound system, $7,484 from the Miami-Dade Police Department for personnel services, $1,980 from the Solid Waste Management Department, and $3,140 from the Miami-Dade Fire Rescue Department for personnel services for a total in-kind amount of $21,865. This event will be funded in part from the countywide in-kind reserve fund and in part from the non-ad valorem in-kind reserve of the fire rescue district budget.

In FY 2007-08, Memorial Cubano has received no County funding for this event.

inkind2408