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

MEMORANDUM

Agenda Item No. 11(A)(47)

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

DATE: March 3, 2009

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

SUBJECT: Resolution authorizing in-kind services for the March 21, 2009 "Relay for Life of East Kendall"

Resolution No. R-268-09

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/up

MEMORANDUM
(Revised)

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

DATE: March 3, 2009

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

SUBJECT: Agenda Item No. 11(A)(47)

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 Mayor'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)(47)
3-3-09

RESOLUTION NO. _____

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE MARCH 21, 2009 "RELAY FOR LIFE OF EAST KENDALL" SPONSORED BY THE AMERICAN CANCER SOCIETY, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $4,790.00 TO BE FUNDED FROM THE DISTRICT 8 IN-KIND RESERVE FUND

WHEREAS, the American Cancer Society, Inc. has requested in-kind services from the Miami-Dade Park and Recreation Department for the March 21, 2009 "Relay for Life of East Kendall" event in an amount not to exceed $4,790.00 (see attached Fee Waiver/In-kind Service Application); and

WHEREAS, the purpose of the "Relay for Life of East Kendall" event is to raise funds for the American Cancer Society and educate the community regarding the fight against cancer; and

WHEREAS, the American Cancer Society, Inc. is a not-for-profit organization; and

WHEREAS, the "Relay for Life of East Kendall" event is a small event, as that term is defined on the attached Fee Waiver/In-kind Service Application, and $4,790.00 of the in-kind services shall be funded from the District 8 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 for the March 21, 2009 "Relay for Life of East Kendall" event in an amount not to exceed $4,790.00 to be funded from the District 8 In-kind Reserve Fund.

The Prime Sponsor of the foregoing resolution is Commissioner Katy Sorenson. It was 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:

Dennis C. Moss, Chairman **aye**
Jose "Pepe" Diaz, Vice-Chairman **aye**

Bruno A. Barreiro	**aye**	Audrey M. Edmonson	**aye**
Carlos A. Gimenez	**aye**	Sally A. Heyman	**aye**
Joe A. Martinez	**absent**	Barbara J. Jordan	**aye**
Dorrin D. Rolle	**aye**	Natacha Seijas	**absent**
Katy Sorenson	**aye**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**absent**		

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of March, 2009. 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. GKS

Gerald K. Sanchez

Parks 4,790
3/21.

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: Sorenson

1. Full legal name of the requesting organization: American Cancer Society - Relay for Life of East Kendall

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.):
   Nathaniel Ortiz 305-772-1900 or
   9691 Kendale Blvd. 305-412-2692
   Miami, FL 33176

4. Specify fee waiver or in-kind service requested (quantify, if applicable):
   waiver of stage fees for event
   (Large stage & small showmobile)

(8)
Sorenson

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

March 21, 2009. Relay for Life of East Kendall is a fundraiser to benefit the American Society and aims to raise community awareness of the fight against Cancer. Community based teams raise funds and walk around a track over night. The teams do this to show their support of the ongoing vigilance that is needed to eradicate cancer. The highlights of the event are the Survivor Victory lap which starts the main events and the Luminaria Ceremony which is done to honor those currently battling or who have lost their fight against cancer. We also take the opportunity to provide education on cancer prevention to the general public. The event has a country fair feel and all the proceeds generated by the teams, both prior to and at the event, benefit the ACS.

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)):

Baptist Hospital of Miami,
8900 N. Kendall Drive
Miami, FL 33176

8. Description of regional or local impact:

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

Site tents & layout will be done on Thursday, March 19, electrical wiring on Friday, March 20 and event begins on Saturday March 21. Stage can be picked up anytime after Sunday March 22, 7AM.

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

11. Expected number of participants and estimated attendance (per day, if applicable): 1000 participants approximately 3000 attendance

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

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

Signature of Authorized Representative

10-31-08
Date

2009 Relay for Life Budget

Extra Food Survivor Dinner (Arroz Imperial)	$ 650
200 Sodas & 200 Water	$ 135
Sunday's Rise & Shine Breakfast (50 Bagels/Cream Cheese)	$ 100
Power	$ 8,500
Tents	$ 6,200
Banner Changes	$ 100
Barricades	$ 500
Port O Potty	$ 5,000
Security Bags	$ 200
Engineering – Labor	$ 1,200
Security – Labor	$ 2,140
	$24,725

FORM M-3441 (REV. 6-60)

U. S. TREASURY DEPARTMENT
INTERNAL REVENUE SERVICE
WASHINGTON 25, D. C.

AUG 1 9 1952

IN REPLY REFER TO
T:R:EO:6
CSG

American Cancer Society, Inc.
521 West 57th Street
New York 19, New York

DATE OF ORIGINAL GROUP RULING
November 5, 1942
PURPOSE:
Educational, scientific and charitable
FORM 990-A REQUIRED
☒ YES ☐ NO

Gentlemen:

Based upon the information presented, it is held that all of the new subordinate units whose names appear on the lists recently submitted are exempt from Federal income tax as organizations described in section 501(c)(3) of the Internal Revenue Code as they are organized and operated exclusively for the purpose noted above. Any questions concerning taxes levied under other subtitles of the Code should be submitted to the appropriate District Director.

Your new subordinate units are not required to file Federal income tax returns so long as they retain a tax exempt status, unless they are subject to the unrelated business tax imposed by section 511 of the Code and are required to file Form 990-T in order to report unrelated business taxable income. This is also applicable to you and your pre-existing subordinate units. Your new subordinate units are or are not required to file the annual information return, Form 990A, as indicated above. Such returns, if required, must be filed with the appropriate District Director after the close of the annual accounting period of each subordinate unit, unless you include the subordinate units in a group return filed by you.

Contributions made to your listed subordinate units are deductible by donors as provided in section 170 of the Code. Bequests, legacies, devises, transfers or gifts to or for the use of the listed subordinate units are deductible for Federal estate and gift tax purposes as provided in section 2055, 2106 and 2522 of the Code.

You and your exempt subordinate units are not liable for the taxes imposed under the Federal Insurance Contributions Act (social security taxes) unless waiver of exemption certificates are, or have been, filed as provided in such Act. Inquiries about the waiver of exemption certificates should be addressed to your District Director. You and your exempt subordinate units are not liable for the tax imposed under the Federal Unemployment Tax Act.

We have noted our records of any change in the names, addresses, character, purposes or method of operation of pre-existing subordinate units or those which ceased to exist of which you currently notified us.

Please send us the following information annually not later than 45 days after the close of your annual accounting period.

1. Lists showing the names and mailing addresses of your new subordinate units and the names and addresses of any units which have ceased to exist or have changed their names or addresses. The names should be arranged in alphabetical or numerical order. In lieu of the lists referred to above you may furnish us with a copy of your published directory. Please send us one copy of the list or directory for this office and one copy for each district in which your subordinate units are located.

2. A statement signed by one of your principal officers stating whether or not the information upon which your original group ruling was based is applicable in all respects to the new subordinate units.

3. A statement if, at the close of the year, there were no changes in your roster.

4. A statement of any changes in the character, purposes or method of operation of your organization or those of your subordinate units.

5. Duplicate copies of amendments to charters or bylaws of your organization or those of any of your subordinate units.

Any new subordinate units that you charter must meet the organizational and operational test defined in section 1.501(c)(3)-1 of the Regulations. Therefore, you will be required to furnish on behalf of each new subordinate unit a copy of the uniform charter or, one copy of the uniform charter and an affidavit by one of your principal officers stating that each of your new subordinate units is organized and operated under that uniform charter. If the uniform charter is not adopted by any of your subordinate units or you do not issue a uniform charter, you must submit a copy of the corporate charter or constitution and bylaws for each new subordinate unit.

The District Directors concerned by the changes made in your roster are being notified.

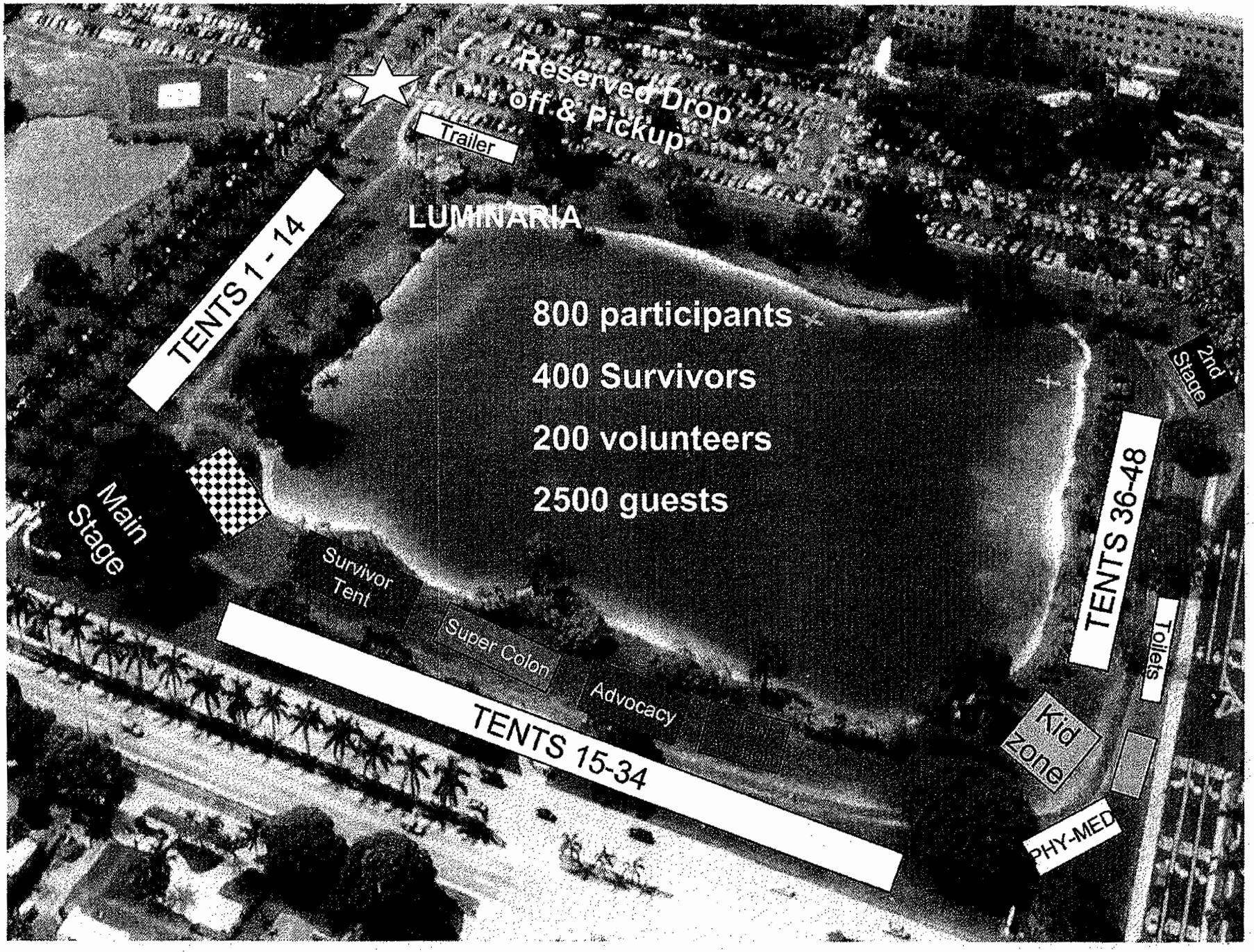
Very truly yours,

J. F. Worley

Chief, Exempt Organizations Branch

FORM M-1441 (REV. 5-40)

GPO 68 5737


Reserved Drop off & Pickup
Trailer
LUMINARIA
TENTS 1 - 14
800 participants
400 Survivors
200 volunteers
2500 guests
Main Stage
Survivor Tent
Super Colon
Advocacy
TENTS 15-34
TENTS 36-48
2nd Stage
Toilets
Kid zone
PHY-MED

Rodriguez, Nadia (OSBM)

From: Byrnes, Timothy (MDPR)
Sent: Tuesday, January 27, 2009 6:19 AM
To: Rodriguez, Nadia (OSBM)
Cc: Gonzalez, Ana (MDPR); Morgan, Tom (MDPR)
Subject: RE: American Cancer Society_3/21

Nadia, this is a 48-hour event, with two pieces of equipment the small showmobile and 24' x 40' stage, the event estimated cost is $4,790.00. If you have, any additional questions please feel free to call.
Tim

Tim Byrnes, Tropical Park/Trail Glades Range/Showmobile Service Area Manager
Miami-Dade County Park and Recreation Department
Tropical Park 7900 SW 40th Street, Miami, FL 33155
305-226-8315 Phone, 305-553-8511 Fax
www.miamidade.gov/parks
"Delivering Excellence Every Day"

From: Rodriguez, Nadia (OSBM)
Sent: Monday, January 26, 2009 4:33 PM
To: Byrnes, Timothy (MDPR)
Subject: American Cancer Society_3/21

I need to confirm the cost estimate for the event below. Thanks.

03/21/09	Relay for Life Baptist Hospital	8900 N. Kendall Drive	Showmobile & Stage	$0.00	8		

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

Memorandum

MIAMI-DADE COUNTY

Date: March 3, 2009

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

From: George M. Burgess
County Manager

Subject: District Specific In-Kind 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 district specific in-kind reserve balance allows for the funding of this request.

Background

A waiver for in-kind services has been requested by a not-for-profit organization the American Cancer Society Inc., for their "Relay for Life of East Kendall" event scheduled for March 21, 2009.

In-kind services have been requested in an amount not to exceed $4,790.00 from the Miami-Dade Park and Recreation Department for the use of a small showmobile and a 24'X40' stage. This event will be funded from the District 8 in-kind reserve fund.

In FY 2008-09, the American Cancer Society has received $5,000 from District 9 discretionary reserve, $2,500 from District 11 discretionary reserve, $5,000 from District 12 discretionary reserve, and $5,000 from the Mayor's discretionary reserve for other programs and events.

Inkind05109