

Memorandum



Date: October 5, 2021

Agenda Item No. 3(B)(1)

To: Honorable Chairman Jose “Pepe” Diaz
and Members, Board of County Commissioners

From: Daniella Levine Cava
Mayor

A handwritten signature in blue ink that reads "Daniella Levine Cava".

Subject: Resolution Retroactively Authorizing the County Mayor or the County Mayor’s Designee to Apply for, Receive and Expend Funds from the Pérez Family Foundation CreARTE Grant Program in the Amount of \$100,000.00 for the African Heritage Cultural Arts Center and to Execute all Necessary Agreements

Recommendation

It is recommended that the Board of County Commissioners (Board) retroactively authorize the County Mayor or the County Mayor’s designee to apply for, receive and expend a grant in the amount of \$100,000.00 from the Pérez Family Foundation CreARTE Grant Program for the African Heritage Cultural Arts Center (AHCAC) and to execute all necessary agreements.

Scope

The African Heritage Cultural Arts Center (AHCAC) is located at 6161 NW 22nd Avenue, Miami, FL 33142 in District 3, represented by County Commissioner Keon Hardemon.

Fiscal Impact/Funding Source

This item will have a positive fiscal impact on the County of \$100,000 as the Pérez Family Foundation CreARTE Program grant does not require matching funds. The grant funding will be used to launch the architectural and engineering planning work needed to conceptualize and design a new campus of state-of-the-art buildings for the AHCAC at its current site.

Delegation of Authority

The County Mayor or Mayor’s designee is delegated the authority to execute the grant agreement and to take all actions to comply with the requirements of the grant agreement and the purpose for which the funds were granted to the County.

Track Record/Monitor

Alejandro Peraza with the Department of Cultural Affairs (Department) manages all contracts related to the project’s design, and Marshall Davis manages the ongoing operations of the AHCAC. The Department team has a track record of successfully implementing capital grants and managing design and construction projects.

Background

The African Heritage Cultural Arts Center was formerly the Model City Cultural Arts Center which opened in 1975 with funding support from the Model City Program initiated by President Lyndon B. Johnson. This regional facility has served Liberty City and the adjacent communities for 45 years. Its campus of buildings includes a music building, a dance studio, a visual arts/classroom building, an art gallery and a black box theater, along with a complement of offices and necessary support spaces, reception area, and storage spaces, all of which are connected by a central courtyard area.

The Department applied for and received from the Pérez Family Foundation a CreARTE grant in the amount of \$100,000.00. These grant funds will be used to complete the planning work necessary to build a new AHCAC on the existing site. This work includes: creating a building program that determines the requirements and goals for a new Center to define the project scope; developing a comprehensive master plan that incorporates the physical needs of the facility and the vision for a new campus; and establishing a schematic design that includes initial study drawings and basic design concepts for the new Center.

The AHCAC is 45 years old and consists of aging buildings that were adapted to serve as teaching, rehearsal, performance, and exhibition spaces for educating students in the arts and presenting public cultural programs. The AHCAC has a distinguished track record of improving the lives of families and children through the arts. A team of extraordinary teachers and artists is nurturing generations of children. AHCAC alumni are proof of their transformational impact; they include MacArthur Fellow and 2017 Oscar winner for Moonlight, Tarell Alvin McCraney and Robert Battle, Artistic Director of Alvin Ailey American Dance Theater. An epicenter of African American culture, the AHCAC has presented Dance Theater of Harlem, National Black Theater Company, and Alvin Ailey American Dance Theater, as well as Eartha Kitt, Ossie Davis, Maurice Hines, and Melton Mustafa. Through AHCAC, audiences who might not otherwise experience world-class performances have access to artists who are national treasures.

A new state-of-the-art AHCAC can improve and advance the next generation of this work of educating students in the arts and presenting outstanding public programs in a campus that is designed to 21st century standards for instructional purposes and public performances and exhibitions.

Attachment – Grant Agreement



Morris Copeland
Chief Community Services Officer



MEMORANDUM
(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: October 5, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 3(B)(1)

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
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____) 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. 3(B)(1)
10-5-21

RESOLUTION NO. _____

RESOLUTION RETROACTIVELY AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO APPLY FOR, RECEIVE AND EXPEND FUNDS FROM THE PÉREZ FAMILY FOUNDATION CREATE GRANT PROGRAM IN THE AMOUNT OF \$100,000.00 FOR THE AFRICAN HERITAGE CULTURAL ARTS CENTER, TO EXECUTE THE GRANT AGREEMENT AND OTHER DOCUMENTS NECESSARY TO RECEIVE THE FUNDS, AND TO EXERCISE ALL PROVISIONS CONTAINED IN SUCH AGREEMENTS

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board retroactively authorizes the County Mayor or the Mayor's designee to: (a) apply for, receive and expend funds from the Pérez Family Foundation CreARTE Grant Program in the amount of \$100,000.00 for the African Heritage Cultural Arts Center; (b) execute the grant agreement in substantially the form attached to the Mayor's memorandum and made a part hereof and any other documents necessary to receive the funds; and (c) to exercise all provisions contained in the grant agreement.

The foregoing resolution 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:

Jose "Pepe" Diaz, Chairman
Oliver G. Gilbert, III, Vice-Chairman
Sen. René García
Sally A. Heyman
Eileen Higgins
Kionne L. McGhee
Raquel A. Regalado
Sen. Javier D. Souto
Keon Hardemon
Danielle Cohen Higgins
Joe A. Martinez
Jean Monestime
Rebeca Sosa

The Chairperson thereupon declared this resolution duly passed and adopted this 5th day of October, 2021. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the 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.



Monica Rizo Perez



40 NW 3rd Street
Suite 305
Miami, FL 33128-1838
305.371.2711

October 17, 2019

Michael Spring
Senior Advisor to the Mayor, and Director, Miami-Dade County Department of Cultural Affairs
Miami-Dade County Department of Cultural Affairs
6161 NW 22nd Ave, Miami, FL 33142

Dear Michael,

Congratulations! This letter is to inform you that **Miami-Dade County Department of Cultural Affairs** has been awarded a CreARTE grant in the amount of **\$100,000.00** from **The Jorge M. Pérez Family Foundation at The Miami Foundation.**

The Miami Foundation is privileged to manage The Jorge M. Pérez Family Foundation. The philanthropic vision of Jorge M. Pérez, chairman and CEO of The Related Group, and his family, is to develop South Florida as an exemplary world-class urban center. Through Pérez CreARTE, the Foundation aims to cultivate the Miami arts ecosystem through expanding residents' access to the arts and making our city a global hub for artistic excellence.

The grant is to be used for the purpose stated in the attached grant agreement, which also includes the terms and conditions of this grant. No tickets, merchandise or benefits resulting in private inurement are to be issued to the donor as a result of this gift. When acknowledging this grant as defined in the agreement, please make reference to **"The Jorge M. Pérez Family Foundation at The Miami Foundation."**

The signed grant agreement, attachments, and electronic payment information should be submitted by **November 1** via Submittable – www.themiamifoundation.submittable.com.

Any questions about the grant should be directed to Lindsey Linzer, Senior Director of Programs and Grants Administration at LLinzer@miamifoundation.org.

We are privileged to support your organization and help advance a better quality of life for the community.

Sincerely,

Belissa Alvarez
Director
The Jorge M. Pérez Family Foundation

Lindsey Linzer
Senior Director of Programs and Grants
The Miami Foundation

C: Marshall Davis, Senior Advisor to the Mayor, and Director, Miami-Dade County Department of Cultural Affairs



**THE MIAMI FOUNDATION
THE JORGE M. PÉREZ FAMILY FOUNDATION
2019 GRANT AGREEMENT**

Grantee Legal Name:	Miami-Dade County Department of Cultural Affairs		
Grantee EIN:			
Grant Amount:	\$100,000.00	Terms:	11/1/19 to 10/31/2020
Grant Description:	To develop a building program, master plan and schematic design to create concept drawings for a 21st century successor to the legendary African Heritage Cultural Arts Center (AHCAC) – a re-imagined, new campus of state-of-the-art buildings that will offer a variety of cultural, educational, and community activities in Liberty City.		

Terms and Conditions: In accepting this grant award, the organization agrees to the following:

1. To use the funds for the purpose described in this Agreement and in accordance with purpose and objectives approved by The Miami Foundation. Any changes to the program scope, intent or budget must be authorized in advance in writing by The Miami Foundation. If the funds are not used in accordance with the terms outlined in the Agreement, the Grantee must repay those funds to the Foundation.
2. To maintain financial records consistent with generally accepted accounting principles; have them audited annually as appropriate to your organization.
3. To prominently acknowledge that support has been provided by **“The Jorge M. Pérez Family Foundation at The Miami Foundation”** in any and all publications and materials produced by the recipient in connection with programs being supported by this award as follows:
 - a. By acknowledging **“The Jorge M. Pérez Family Foundation at The Miami Foundation”** in any and all publications, communications, media releases, event signage, and promotional collateral materials produced by the recipient in connection with or regarding programs being supported by this award
 - b. By including **“The Jorge M. Pérez Family Foundation at The Miami Foundation”** on physical projects or, if the project is an event or series of events, on signage at your events(s).
 - c. Any use of the Foundation’s name and/or logo on digital or printed promotional materials or items/documents for media release must be reviewed and approved. Recipients are required to submit draft materials for approval to Ana Mantica at amantica@miamifoundation.org.
4. To report on the grant as per the schedule in this agreement and following the Foundation's reporting guidelines; and be prepared to provide additional information and documentation if requested.
5. Grantee will maintain its tax-exempt status as a Section 501(c)(3) organization classified as a public charity under Sections 509(a)(1) or (2) current throughout the period of this grant.
6. As required by IRS rules, The Miami Foundation funds will not be used: a) to carry on lobbying activities as defined under Section 501(c)(3) of the Internal Revenue Code; b) for partisan political activities which are prohibited under Section 501(c)(3); c) to make a grant to any individual for travel, study or other similar purposes or to make a sub-grant to any other organization unless the grant complies with Section 4945(d)(3) or (4) of the Internal Revenue Code and the grant has been detailed in the approved grant plan and budget; or (d) to undertake any activity for any purpose other than the charitable and educational purposes specified in Section 170(c)(2)(B) of the Internal Revenue Code.

Reports and Payments:

1. The Grantee shall submit reports and receive payments according to the following schedule:

Due Date	Report Requirements	Amount Triggered
By November 1, 2019	<ul style="list-style-type: none"> • Signed grant agreement • Final project budget • Payment request form • W-9 	\$100,000.00
By April 30, 2020	<ul style="list-style-type: none"> • Interim narrative report • Interim financial report 	N/A
By November 15, 2020	<ul style="list-style-type: none"> • Final narrative report • Final financial report 	N/A

2. Additionally, the Grantee agrees to participate in external evaluation efforts with a partner as chosen by The Miami Foundation. It is understood that specific grant program metrics may be included as part of the reporting process.
3. All materials related to this grant including Grant Agreements, Budgets, Reports, and Payment Requests should be submitted via The Miami Foundation’s Submittable account at <https://themiamifoundation.submittable.com>. A reporting template will be shared with the Grantee in advance of the first report due date.

Payments will be released within 60 days of receiving the above required items deemed satisfactory solely at the Foundation's discretion.

4. Grantee must demonstrate compliance with this agreement and sufficient performance on supported activities. Failure to comply with this agreement could result in pending payments, if any, being withheld or withdrawn and make the organization ineligible for future grants.

I agree to and accept the terms of this grant award by The Miami Foundation. I understand that grant awards are typically made through competitive cycles each year. Unless program guidelines state otherwise, recipients should view the Foundation’s grants as one-time awards to help advance their work during the grant period and should not be counted on as a recurring source of support. I understand that recipients are strongly encouraged to use this opportunity to secure and leverage other financial support for on-going activities.

Please sign and return this document along and organization’s electronic payment information to The Miami Foundation. Please submit this information via Submittable at www.themiamifoundation.submittable.com using the “Submit your Grant Agreement and Payment Information” form. Please keep a copy of the signed document for your grant files.

Signature of Chief Executive Officer or Representative authorized to enter grant agreements

Name: _____

Title: _____

Signature: _____

Date: _____

Signature of The Miami Foundation

Name: Charisse Grant

Title: Senior Vice President for Programs and Grants Administration

Signature: 

Date: October 17, 2019