



# MIAMI BEACH

## City Commission Meeting

### ADDENDUM MATERIAL

City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive

April 22, 2009

Mayor Matti Herrera Bower  
Vice-Mayor Edward L. Tobin  
Commissioner Victor M. Diaz, Jr.  
Commissioner Saul Gross  
Commissioner Jerry Libbin  
Commissioner Deede Weithorn  
Commissioner Jonah Wolfson

City Manager Jorge M. Gonzalez  
City Attorney Jose Smith  
City Clerk Robert E. Parcher

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#### ATTENTION ALL LOBBYISTS

Chapter 2, Article VII, Division 3 of the City Code of Miami Beach entitled "Lobbyists" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Commission, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyists laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

#### ADDENDUM AGENDA

#### C7 - Resolutions

- C7N A Resolution Authorizing The Waiver Of The Facility Rental Fee For The Flamingo Park Baseball Stadium For The Period Of May 1, 2009 To July 31, 2009, An Estimated Value Of \$6,509, For Use By The Florida Diamond Pros Baseball Club ("Club"), A Not-For-Profit Organization Providing Coaching, Education And Mentoring For South Florida Youth In A Showcase-Based Program That Assists Youth In Reaching The Next Level Of Play (High School, College Or Professional) And The Opportunity To Play Baseball During The Summer; Further Establishing That The City's Hard Cost Expenses For Labor, Lights, Etc., Estimated At Approximately \$7,000 And A Security Deposit Of \$3,000 Will Be Paid By The Club.  
(Parks & Recreation)

**Condensed Title:**

A resolution authorizing the waiver of the facility rental fee for the Flamingo Park Baseball Stadium for the period of May 1<sup>st</sup> – July 31<sup>st</sup>, 2009, valued at approximately \$6,509 for use by the Florida Diamond Pros Baseball Club, a not-for-profit organization providing coaching, mentoring and education for South Florida youth; further establishing that all the City's hard costs expenses for labor, lights etc., estimated at \$7,000 and a security deposit of \$3,000 will be paid by the Club.

**Key Intended Outcome Supported:**

Increase Satisfaction with Recreational Programs

**Supporting Data (Surveys, Environmental Scan, etc.):**

Parks and Recreation appeared as one of the most important areas affecting resident's quality of life. Of the 79% of residents and 82% of businesses rated the overall quality of the recreational programs and facilities as excellent or good and 58% of residents stated that they go to recreational facilities a couple of times a month or more. More recreational opportunities appeared as one of the changes residents would make to make Miami Beach a better place to live, work, and play.

**Issue:**

Shall the Mayor and City Commission approve the facility rental fee waiver?

**Item Summary/Recommendation:**

The Florida Diamond Pros Baseball Club, a non-profit local youth showcase baseball program, has requested the use of the stadium for a summer program from May to July to provide practice, games and tournaments for participating youth. A waiver of the rental rates has been requested. In exchange for any waiver, the Club would provide free baseball clinics and free access to their games for all City residents. The use of the stadium will activate the space, and has the potential of attracting out-of-town visitors who may stay in our area. The Club would also pay for all hard costs associated with their use (labor, lights, etc.), as well as provide a security deposit and the appropriate insurance and background clearances.

As this program will positively impact and benefit the youth of Miami Beach and offer another recreational opportunity for our residents and visitors, the Administration recommends the approval of this resolution.

**Advisory Board Recommendation:**

**Financial Information:**

Source of Funds:		Amount	Account
OBPI	1		
	2		
	Total		

**Financial Impact Summary:**

Rental fee waiver = \$6,509

**City Clerk's Office Legislative Tracking:**

Kevin Smith, Parks and Recreation Director @ 6643

**Sign-Offs:**

Department Director	Assistant City Manager	City Manager
KS _____	HMF <i>Hilary M. Farnsworth</i>	JMG <i>John M. Gennaro</i>

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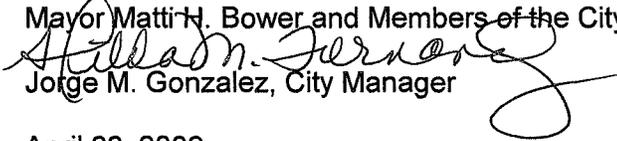




# MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

## COMMISSION MEMORANDUM

TO: Mayor Matt H. Bower and Members of the City Commission  
FROM:   
Jorge M. Gonzalez, City Manager  
DATE: April 22, 2009

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE WAIVER OF THE FACILITY RENTAL FEE FOR THE FLAMINGO PARK BASEBALL STADIUM FOR THE PERIOD OF MAY 1, 2009 TO JULY 31, 2009, AN ESTIMATED VALUE OF \$6,509, FOR USE BY THE FLORIDA DIAMOND PROS BASEBALL CLUB ("CLUB"), A NOT-FOR-PROFIT ORGANIZATION PROVIDING COACHING, EDUCATION AND MENTORING FOR SOUTH FLORIDA YOUTH IN A SHOWCASE-BASED PROGRAM THAT ASSISTS YOUTH IN REACHING THE NEXT LEVEL OF PLAY (HIGH SCHOOL, COLLEGE OR PROFESSIONAL) AND THE OPPORTUNITY TO PLAY BASEBALL DURING THE SUMMER; FURTHER ESTABLISHING THAT THE CITY'S HARD COST EXPENSES FOR LABOR, LIGHTS ETC., ESTIMATED AT APPROXIMATELY \$7,000 AND A SECURITY DEPOSIT OF \$3,000 WILL BE PAID BY THE CLUB.**

### ADMINISTRATION RECOMMENDATION

Adopt the resolution.

### KEY INTENDED OUTCOME SUPPORTED

Increase Satisfaction with Recreational Programs.

### BACKGROUND

Recently, staff was approached by the Florida Diamond Pros Baseball Club ("Club"), a non-for-profit that provides South Florida youth with an opportunity to play baseball during the summer while away from their schools. The program provides coaching, education and mentoring in a showcase-based program that assists youth in reaching the next level of play, whether that is high school, college or professional baseball. The Club fundraises to cover the costs of youth that cannot afford participation in the summer-long program, which also includes participation in tournaments outside of the area (e.g. Orlando, Georgia, etc.). Specifically, the Club requested the use of the Flamingo Park baseball stadium for the program period. As proposed, use of the facility would begin as early as May 2<sup>nd</sup>, and run through at least July 30<sup>th</sup>. The organization has requested a waiver of the field rental fee for this period.

The Club is a recently-incorporated 501 (c) 3 that includes the participation of various coaches experienced in youth baseball, both at the high school and travel team level. The program includes youth from Miami-Dade and Broward County who play on three teams: 16 and under and two 17 and under teams. Approximately six to seven of the total participants are Miami Beach residents. The Club participates in baseball tournaments with other, similar programs. These tournaments provide an opportunity to showcase the talents of these youth

to scouts from high schools, colleges and professional baseball teams in one setting. This approach is similar to the approach currently used in high school basketball. The coaching staff includes Tom Duffin (Head of Player Development and Head Baseball Coach), a former major league baseball professional and currently the coach of the Monsignor Pace High School baseball team. Other coaching staff includes individuals that have been involved in youth baseball in the area. It is anticipated that scouts and teams attending the games and tournaments would stay in local hotels. It is the Club's intention to charge a small admission fee to help defray their costs.

### **ANALYSIS**

The Flamingo Park baseball stadium has a seating capacity of approximately 400 persons in bleacher seating. The stadium has lights and can support evening play. Summer programming is currently confirmed only for the adult baseball league (South Florida Baseball League) all day on Sundays (this league has been playing in the park for more than a half-dozen years); and for one week of the Park's baseball summer camp (July 20-24) until 5:00 p.m.

As you may be aware, the City Commission has approved an ongoing relationship with Miami Beach Senior High for the use of the stadium during their baseball season (February to April/May). The City charges the School Board a flat fee for the use of the stadium for 118 days during that period. This use includes City staffing, field prep, etc. As proposed to the City, the Club would use the stadium for a total of 48 days for a combination of practices, games or tournaments. At least 41 of those games would require "evening" play (e.g. would require lights). While the City has daily rental rates, and discounts for multiple rentals, these rates were developed for occasional or one-time rental of the stadium, not the longer term nature of what is proposed by the Club; that use would be closer to the use by Beach High. The current rental agreement with Beach High is \$16,000 for the season, or a daily rental rate of \$135.60 for the 118 days of use. Using this rental rate as a basis for comparison, the rental rate for the Club's use of the stadium for 48 days would be \$6,509. This cost is exclusive of labor costs for Parks staff and costs for lighting, and would require that the Club rake/drag and line the field and manage the scoreboard themselves. The estimated hard costs for labor, electric, etc. is \$7,000. The Club would also be required to provide a security deposit of \$3,000 to offset any costs associated with repairs of the field at the end of their use. Additionally, the Club would have to accommodate the previously scheduled Adult league on Sundays, as well as the City's summer camp program in their scheduling. It is also a condition of use that all games must be concluded by 9:45 P.M. to allow for the fields to be turned off by 10:00 P.M. as a consideration to the neighborhood.

In consideration of a rental waiver, the Club has offered to provide the City with at least three (3) free baseball clinics for City youth. These two-day clinics would be coordinated by the Club, and would be offered each month of their season. Participants would be provided with pointers on pitching, fielding and batting from some of the head coaches of local teams, as well as invited, guest teachers. The Parks staff would assist in coordinating the registration for these free camps, but all costs for these clinics would be borne by the Club. Additionally, free admission would be provided to each game for all Miami Beach City residents. The club would also be required to provide proof of adequate insurance; provide background clearances for all staff comparable to the screening used for Parks employees; maintain hours of operation to reduce any disruption to the Neighborhood; and provide for litter control of the surrounding area.

### **CONCLUSION**

The Florida Diamond Pros Baseball Club, a non-profit local youth showcase baseball program, has requested the use of the stadium for a summer program from May to July to provide practice, games and tournaments for participating youth. A waiver of the rental rates has been requested. Resolution 2002-24731 established guidelines for the approval of rental fee waivers for qualified groups, organizations or users of the City's Park facilities.

Provisions are made for City-based and non-City-based non-profits with or without 501(c)3 status. All requests are forwarded to the City Manager for review and/or approval. In light of the request for a waiver of rent for a use of greater intensity than provided for in the resolution, this matter is forwarded to the Commission for your consideration. Additionally, as the proposed season is scheduled to begin on May 1, 2009, it was necessary to place the item directly on this Commission agenda for consideration. In exchange for any waiver, the Club would provide at least three (3) free baseball clinics and free access to their games and tournaments for all City residents. The use of the stadium will activate the space, and has the potential of attracting out-of-town visitors who may stay in our area. The Club would also pay for all hard costs associated with their use (labor, lights, etc.), as well as provide a security deposit and the appropriate insurance and background clearances.

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**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AUTHORIZING THE WAIVER OF THE FACILITY RENTAL FEE FOR THE FLAMINGO PARK BASEBALL STADIUM FOR THE PERIOD OF MAY 1, 2009 TO JULY 31, 2009, AT AN ESTIMATED VALUE OF \$6,509, FOR USE BY THE FLORIDA DIAMOND PROS BASEBALL CLUB ("CLUB"), A NOT-FOR-PROFIT ORGANIZATION PROVIDING COACHING, EDUCATION AND MENTORING FOR SOUTH FLORIDA YOUTH IN A SHOWCASE- BASED PROGRAM THAT ASSISTS YOUTH IN REACHING THE NEXT LEVEL OF PLAY (HIGH SCHOOL, COLLEGE OR PROFESSIONAL) AND THE OPPORTUNITY TO PLAY BASEBALL DURING THE SUMMER; FURTHER ESTABLISHING THAT THE CITY'S HARD COST EXPENSES FOR LABOR, LIGHTS ETC., ESTIMATED AT APPROXIMATELY \$7,000 AND A SECURITY DEPOSIT OF \$3,000 WILL BE PAID BY THE CLUB.**

**WHEREAS**, recently, staff was approached by the Florida Diamond Pros Baseball Club ("Club"), a non-for-profit that provides South Florida youth with an opportunity to play baseball during the summer while away from their schools; and

**WHEREAS**, the Club is a recently-incorporated 501 (c) 3 that includes the participation of various coaches experienced in youth baseball, both at the high school and travel team level including youth from Miami-Dade and Broward County who play on three teams: 16 and under and two 17 and under teams; and

**WHEREAS**, the program provides coaching, education and mentoring in a showcase-based program that assists youth in reaching the next level of play, whether that is high school, college or professional baseball; and

**WHEREAS**, the Club fundraises to cover the costs of youth that cannot afford participation in the summer-long program, which also includes participation in tournaments outside of the area (e.g. Orlando, Georgia, etc.); and

**WHEREAS**, specifically, the Club requested a waiver of the rental fee for the use of the Flamingo Park baseball stadium for the program period of May 1 – July 31, 2009; and

**WHEREAS**, approximately six to seven of the total participants are Miami Beach residents. The Club participates in baseball tournaments with other, similar programs. These tournaments provide an opportunity to showcase the talents of these youth to scouts from high schools, colleges and professional baseball teams in one setting. This approach is similar to the approach currently used in high school basketball; and

**WHEREAS**, The coaching staff includes Tom Duffin (Head of Player Development and Head Baseball Coach), a former major league baseball professional and currently the coach of the Monsignor Pace High School baseball team and other coaching staff that have been involved in youth baseball in the area; and

**WHEREAS**, it is anticipated that scouts and teams attending the games and tournaments would stay in local hotels; and

**WHEREAS**, the projected facility rental fee, based on a current rental agreement with Beach High is \$6,509 for the anticipated period; and

**WHEREAS**, this cost is exclusive of labor costs for Parks staff and costs for lighting, and would require that the Club rake/drag and line the field and manage the scoreboard themselves; and

**WHEREAS**, the estimated hard costs to be paid by the Club for labor, electric, etc. is \$7,000, and the Club would be required to provide a security deposit of \$3,000 to offset any costs associated with repairs of the field at the end of their use; and

**WHEREAS**, in consideration of a rental waiver, the Club has offered to provide the City with three (3) free two-day baseball clinics for City youth, with all cost for these clinics borne by the Club; and

**WHEREAS**, additionally, free admission would be provided to each game for all City residents; and

**WHEREAS**, the club would also be required to provide proof of adequate insurance; provide background clearances for all staff comparable to the screening used for Parks employees; maintain hours of operation to reduce any disruption to the Neighborhood; (it would be a condition of use that all games must be concluded by 9:45 P.M. to allow for the fields to be turned off by 10:00 P.M. as a consideration to the neighborhood.) and provide for litter control of the stadium, facility parking lot and surrounding area.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and City Commission hereby approve and authorize the waiver of the facility rental fee for the Flamingo Park Baseball Stadium for the period of May 1, 2009 to July 31, 2009, at an estimated value of \$6,509 for use by the Florida Diamond Pros Baseball Club ("Club"), a not-for-profit organization providing coaching, education and mentoring for South Florida youth in a showcase-based program that assists youth in reaching the next level of play (high school, college or professional) and the opportunity to play baseball during the summer; further establishing that the City's hard costs expenses for labor, lights etc., estimated at approximately \$7,000 and a security deposit of \$3,000 will be paid by the Club.

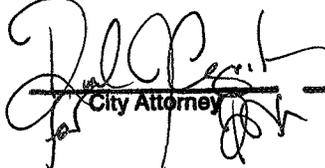
**PASSED and ADOPTED** this 22nd day of April, 2009.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

**APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION**

  
\_\_\_\_\_  
City Attorney      Date