

Deputy Superintendent of Schools  
Henry C. Fraind

**SUBJECT: AUTHORIZATION TO EXECUTE A JOINT USE AND OPERATING AGREEMENT WITH MIAMI-DADE COUNTY FOR THE USE OF THE PLAYGROUND AND RECREATIONAL FACILITIES AT MELROSE ELEMENTARY SCHOOL**

Miami-Dade County (County) has informed District staff that it would like to enhance the Melrose Elementary School's playground and recreational facilities for the benefit of the Melrose community. Since the school's playground is the only open green space suitable for park purposes within the Melrose area, the County's proposal is intended to enable it to better serve the recreational needs of the surrounding community.

Staff has negotiated an agreement which would authorize the County to install light poles at the school's basketball courts and allow it to use the school's playground and its basketball courts during non-school hours (see location map). The County intends to designate a Community Based Organization (CBO) to provide recreational programs on its behalf and to supervise the use of the school's playground during those periods of CBO activities. Therefore, the County's use of the school's playground and its basketball courts as a "community park," as authorized in the proposed agreement, would be limited to those periods of use by the CBO.

Terms and conditions of the proposed agreement are as follows:

- the County shall have use of the school's playground and basketball courts during non-school hours;
- the County intends to designate a CBO to provide organized recreational activities on its behalf and to supervise said activities during the CBO's use of the school's playground and its basketball courts;
- the County shall install, at its sole cost, lights for the school's basketball courts and shall be responsible for the maintenance, repair and replacement of the lights, even if this agreement is terminated;
- the County shall submit plans, specifications and a construction schedule for installation of the lights for approval by the District;
- the County shall provide separate meters for the lights and shall be solely responsible for the utility costs associated with the operation thereof, even if this agreement is terminated;

- the County shall designate the CBO to be responsible for the removal of trash and litter from the school's playground and basketball courts, generated during its use thereof; and
- either party may terminate this agreement by providing 30 days written notice.

The proposed agreement has been reviewed by the School Board Attorney's Office and the Office of Risk and Benefits Management. The school's principal, the Region Superintendent for Region III and the Deputy Superintendent for School Operations recommend approval of this agreement.

A copy of the proposed agreement will be placed on file in the Citizen Information Center and the Recording Secretary's Office.

**RECOMMENDED:** That The School Board of Miami-Dade County, Florida, authorize the Superintendent or his designee to execute a Joint Use and Operating Agreement with Miami-Dade County for the use of the playground and recreational facilities at Melrose Elementary School, under terms and conditions set forth above.

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# LOCATION MAP

