

Office of School Facilities
Jaime G. Torrens, Chief Facilities Officer

SUBJECT: AUTHORIZATION FOR THE SUPERINTENDENT TO FINALIZE NEGOTIATIONS AND EXECUTE A LICENSE AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION TO FACILITATE THE RECONSTRUCTION OF BISCAYNE BOULEVARD BETWEEN NE 15 STREET AND NE 35 STREET

COMMITTEE: FACILITIES AND CONSTRUCTION REFORM

LINK TO STRATEGIC PLAN: IMPROVE CONSTRUCTION SERVICES

The Florida Department of Transportation (FDOT) will be reconstructing Biscayne Boulevard between NE 15 Street and NE 35 Street. A portion of the proposed project, consisting of a new 8-foot concrete sidewalk, will be constructed within public right-of-way on the east side of the School Board Administration Annex Building (Annex), located at 1500 Biscayne Boulevard (see location map). FDOT is requesting access to the portion of Board-owned walkway adjacent to the Annex to facilitate completion of the work. In addition, should the existing walkway require sloping and grading to properly and safely tie-in with the new sidewalk, FDOT will reconstruct that portion of the walkway, at its sole cost and expense. The FDOT project is scheduled to be completed by September 2010.

The proposed License Agreement (Agreement) provides FDOT access to the approximate 8' x 70' exterior walkway area of the Annex (between NE 15 Street and NE 15 Terrace) under, substantially, the following terms and conditions:

- the term shall commence upon execution of the Agreement by both parties, and will terminate no later than September 30, 2010;
- FDOT will access the Board-owned walkway adjacent to the Annex solely to facilitate completion of the work. Should the existing walkway require sloping and grading to properly and safely tie-in with the new sidewalk, FDOT will reconstruct that portion of the walkway, at its sole cost and expense;
- FDOT shall hold harmless and indemnify the School Board subject to the limitations of Florida Statutes;
- FDOT shall assure that all construction work is performed in a workmanlike manner, and that the premises are restored to a safe and usable condition;

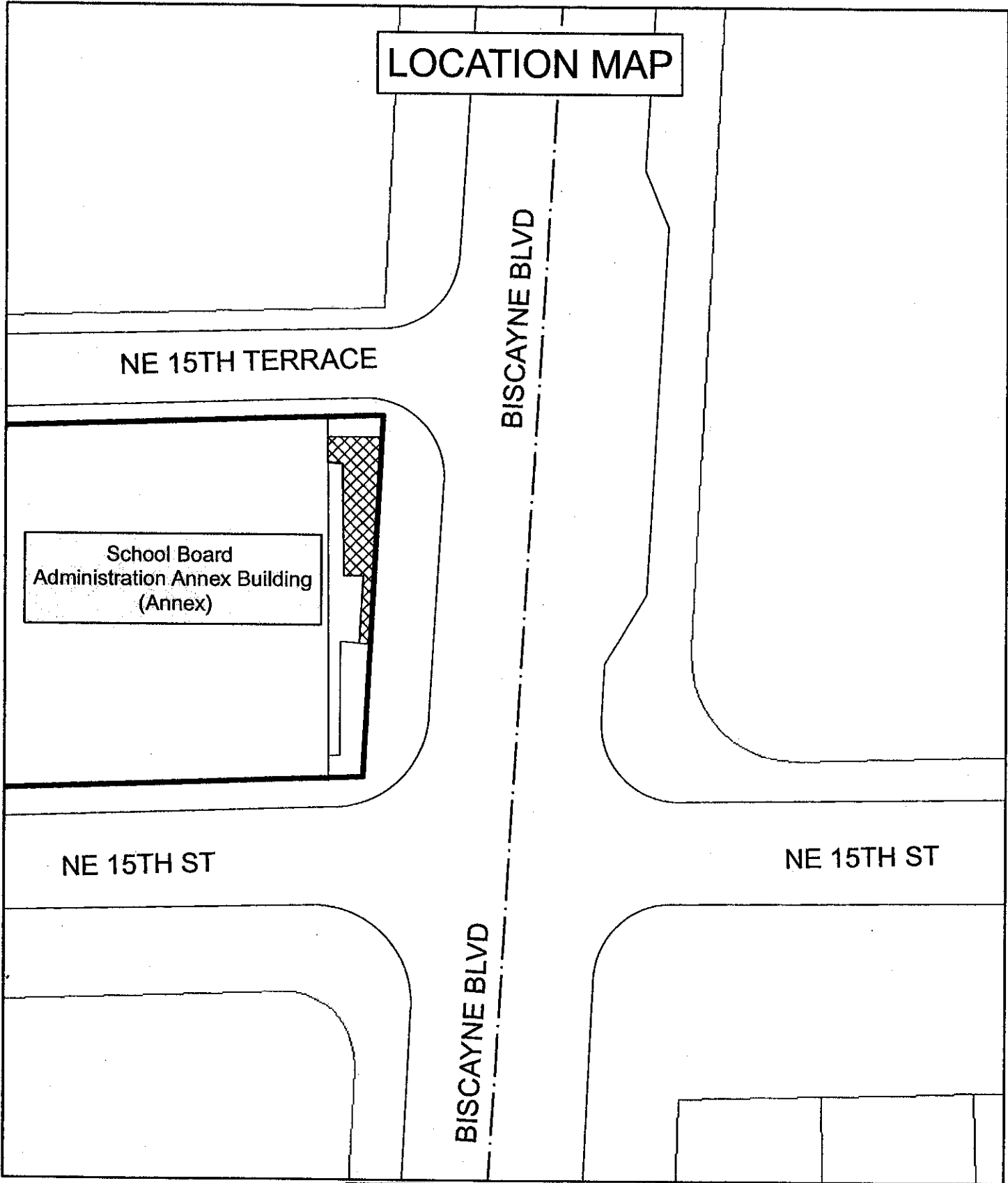
- FDOT shall establish a safety program and coordinate with appropriate District staff to assure safety of District employees and the public;
- FDOT shall comply with all applicable laws, ordinances and codes, including ADA requirements; and
- for purposes of this Agreement, the Superintendent of Schools shall be the party designated by the Board to grant or deny all approvals required by this Agreement, including extending the term for a period not to exceed 18 months, if so requested by FDOT.

District Office Operations, the District Security Office and Facilities ADA Compliance concur with entering into the proposed Agreement. The Agreement will be reviewed by the School Board Attorney's Office and Office of Risk and Benefits Management prior to execution.


RECOMMENDED: That The School Board of Miami-Dade County, Florida, authorize the Superintendent to finalize negotiations and execute a License Agreement with the Florida Department of Transportation to facilitate the reconstruction of Biscayne Boulevard between NE 15 Street and NE 35 Street, under the terms and conditions noted above.

RL:rl

LOCATION MAP



Legend

 Area of Work
(not to scale)

