

Facilities Planning and Construction
Paul J. Phillips, Chief Facilities Officer

SUBJECT: AUTHORIZATION TO EXECUTE A PERMIT AGREEMENT WITH MIAMI-DADE COUNTY FOR USE OF VACANT LAND FOR THE PLACEMENT OF ONE BOARD-OWNED PORTABLE CLASSROOM FOR USE BY THE MIGRANT CHILD PROGRAM AT ROYAL COLONIAL MOBILE HOME ESTATES

Since December 1994, the Board has subleased a portion of the Royal Colonial Mobile Home Estates from the Everglades Community Association (ECA) for the placement of portable classrooms for the operation of the Migrant Child Program. The sublease agreement will expire on August 31, 2000. Miami-Dade County (County), which is the owner of the land, has advised that it will not renew or extend the underlying lease agreement with ECA. The Migrant Program Director has indicated a continuing need for the placement of one portable classroom at this location. The County was contacted, and has advised a willingness to enter into a one-year permit agreement directly with the District for the continued placement of one portable classroom at the current site.

Pursuant to negotiating procedures, a Management Team meeting was held on July 10, 2000, for direction on negotiating strategies and parameters. Based on this direction, staff has negotiated a permit agreement with the County, that includes the following terms and conditions:

- a one-year term from September 1, 2000 through August 31, 2001, with one one-year renewal option period, at the County's sole option;
- rent shall be \$1.00 per year;
- either party shall have the right to cancel the permit at any time by giving the other party 90 days prior written notice;
- the District shall retain responsibility for site maintenance and payment of all utility services, which are separately metered;
- the District shall indemnify and hold the County harmless, to the extent of the limitations included within Florida Statutes, from all liability which may arise as a result of the District's use of the premises;
- the County shall have access to the site during all reasonable hours to examine the site; and
- the Superintendent shall be the party designated by the Board to grant or deny all approvals required by this permit agreement or to cancel this permit agreement.

The proposed permit agreement has been reviewed by the School Board Attorney's Office and the Office of Risk and Benefits Management. The Director of the Migrant Program, Associate Superintendent of School Operations, and Deputy Superintendent of School Operations recommend approval of the permit agreement.

A copy of the permit 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 permit agreement with Miami-Dade County, for use of vacant land for placement of one Board-owned Migrant Child Program portable classroom, at an annual rental amount of \$1, and under the terms and conditions set forth above.

VGv:slr