

June 19, 2001

Facilities Planning and Construction
Suzanne A. Marshall, Chief Facilities Officer (Construction)

SUBJECT: AUTHORIZATION FOR THE SUPERINTENDENT TO EXECUTE A JOINT PARTICIPATION AGREEMENT WITH MIAMI-DADE COUNTY FOR THE INSTALLATION OF TRAFFIC SAFETY DEVICES TO COMPLY WITH OFF-SITE REQUIREMENTS FOR EUGENIA B. THOMAS ELEMENTARY SCHOOL (STATE SCHOOL "A")

Miami-Dade County Public Schools (School District), pursuant to Section 235.193, F.S., is required to provide site plans for review by the appropriate jurisdictional local government, in connection with proposed educational facilities. Eugenia B. Thomas Elementary School, a new educational facility, located 5950 NW 114th Avenue, was reviewed by Miami-Dade County (County) through their Development Impact Committee (DIC) process for a determination of off-site impacts generated by the development of the new school facility. The County, pursuant to this DIC review process made a determination which will require that the School District provide a proportionate share of the cost of installing traffic safety devices (flashers and signalization) to serve this new school.

Since the County's Public Works Department installs traffic safety devices on a routine basis, the School District and the County have determined that it would be more cost and time effective for the latter to design and install the required flashers and signalization.

The School District Bureau of Facilities Design and Construction have agreed to the terms and conditions of an Agreement, subject to consideration and approval by the School Board. The terms and conditions are substantially as follows:

- The County will utilize one of their current contracts to install the off-site traffic safety devices necessary to meet the conditions set forth in the DIC Executive Council report for Eugenia B. Thomas Elementary School.
- The County will provide the design, plan review, permitting, construction, construction administration, and all required inspections.
- The County will complete the installation of the traffic safety devices within ninety (90) days of School Board approval. Revised
- The School District must provide written authorization prior to the addition of any extra work that would increase the costs of this Agreement to the School District.
- The School District will reimburse the County for the design and construction upon

provide the appropriate inspection and certificate of completion documentation.

- Mutual indemnification will be provided to each party for all personal injury, and/or property damage arising from the exercise of each party's rights under this Agreement.
- In the event of any dispute between the parties as to this Agreement, each party shall bear its own loss and expenses including, but not limited to, attorney's fees.
- The County has provided the District with the total cost estimate for the design and construction of the traffic safety devices. The total cost of this project is estimated to be \$320,921.88.
- The County has provided a unit price proposal for the School District's share of the design and construction of the traffic safety devices. The cost of the flashers is \$75,912.00 and the cost of the signalization is \$150,715.50. The total cost to the School District will equal \$226,627.50.

The proposed Agreement has been reviewed by the School Board Attorney's Office and the Office of Risk and Benefits Management. The Bureau of Facilities Design and Construction, Office of Capital Construction Compliance and the Department of Safety are in agreement with the proposed 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:

- 1) authorize the Superintendent or his designee to execute a Joint Participation Agreement with Miami-Dade County for the design and installation of traffic safety devices, in the amount of \$226,627.50, to meet the off-site requirements for Eugenia B. Thomas Elementary School (State School "A"), and;
- 2) authorize payment to Miami-Dade County for the design and installation of traffic safety devices, in the amount of \$226,627.50, to meet the off-site requirements at Eugenia B. Thomas Elementary School (State School "A").

SO:svl