

May 14, 2002

Business Operations
Joe Arriola, Chief Business Officer

**SUBJECT: AGREEMENT IN CONCEPT TO CONDITIONS FOR RELEASE OF
PECO FUNDING WITH MIAMI-DADE LAND ACQUISITION AND
FACILITIES ADVISORY BOARD RELATIVE TO SITE ACQUISITION
RULE**

At its meeting on April 29, 2002, the Miami-Dade Land Acquisition and Facilities Advisory Board (Advisory Board) made recommendations to the School Board and indicated that these were some of the recommendations the Advisory Board would expect the School Board to act on, as provided by law, to enable the Advisory Board to recommend the release of funds held in reserve by the Executive Office of the Governor.

One of the conditions is that the School Board agrees to further modify the rule which governs site acquisition, Rule 6Gx13- 2C-1.083, and simplify current procedures to more closely mirror those followed by the private sector, all subject to the review and approval of the School Board Attorney. Among the elements to be included in the referenced rule are:

1. Authorization for District staff to use a third party or parties to undertake site searches and to negotiate conditional purchase agreements on behalf of the School Board, when and if appropriate;
2. Authorization for District staff to used conditional purchase agreements prior to due diligence with fully refundable deposits, so as to ensure that as many potentially suitable sites as possible are available to the School Board; and
3. Authorization for District Staff to negotiate for multiple sites, pursuant to conditional agreements to provide staff with as much negotiation leverage as possible, and without the need for prior Board approval.

REVISE

The Board agrees to provide monthly progress reports to the Advisory Board.

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RECOMMENDED: That The School Board of Miami-Dade County, Florida authorize the Superintendent to direct staff to modify the rule which governs site acquisition, Rule 6Gx13- 2C-1.083, and simplify current procedures to more closely mirror procedures followed by the private sector within authority provided by Florida Statutes.

JA:sma