

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

SUBJECT: AUTHORIZE THE SUPERINTENDENT TO EXECUTE AN AMENDMENT TO THE TOWER AGREEMENT BETWEEN THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, BROWARD COUNTY, FLORIDA (“BROWARD”), AND MIAMI-DADE COUNTY, FLORIDA, AS MAY BE REQUIRED, TO ALLOW BROWARD TO CONSTRUCT A NEW EQUIPMENT SHELTER ON LAND, LOCATED AT 3501 S.W. 56 AVENUE, WEST PARK, FLORIDA, TO SERVICE BROWARD’S EMERGENCY MANAGEMENT COMMUNICATIONS SYSTEM

COMMITTEE: FACILITIES AND CONSTRUCTION

LINK TO STRATEGIC BLUEPRINT: EFFECTIVE AND SUSTAINABLE BUSINESS PRACTICES

The School Board jointly owns a parcel of land in Broward County, located at 3501 S.W. 56 Avenue, West Park, Florida (“Site”) with the State of Florida. In 2006, Broward County, Florida (“Broward”) acquired ownership of a communications tower (“tower”), located at the Site, as part of a Tower Agreement between Broward, Miami-Dade County and the School Board (“Tower Agreement”). The tower was previously utilized by WLRN for broadcast purposes and by Broward and Miami-Dade County for their respective emergency management communications systems. Ownership of the tower was conveyed to Broward by the School Board after the tower was damaged by Hurricane Wilma, and subsequent to construction of a new replacement tower by the Board for WLRN operations (“replacement tower”). Broward is in the process of updating its emergency management communications system and, as a part of that work, is seeking to replace its existing equipment shelter located at the Site, which will require an amendment to the Tower Agreement (“Amendment”). The proposed work will not impact the replacement tower or ongoing operations of WLRN.

Proposed Amendment to Tower Agreement

The Chief Facilities Officer recommends entering into the proposed Amendment under, substantially, the following terms and conditions:

- Broward shall demolish the existing equipment shelter located at the Site, and complete construction of a new equipment shelter for its operations on or before December 31, 2020, unless such date is extended by mutual agreement of the

parties;

- unless otherwise agreed to in writing by the parties, the School District's Building department shall be the entity responsible for reviewing and approving all construction documents, issuing permits for construction and providing final acceptance of the new equipment shelter; and
- the effective date of the Amendment shall be the later date of: (1) the date on which the last of the parties executes the Amendment; and (2) the date on which the State approves Broward's Management Plan, a requirement of the State for use of any State-owned land.

The proposed Amendment has been reviewed by the School Board Attorney's Office and the Office of Risk and Benefits Management for legal sufficiency and risk management issues, respectively, and found to be in compliance. A copy of the proposed Amendment in its final form shall be made available for inspection and review by the public prior to the Board meeting.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, authorize the Superintendent to execute an Amendment to the Tower Agreement between the School Board of Miami-Dade County, Florida, Broward County, Florida ("Broward"), and Miami-Dade County, Florida, as may be required, to allow Broward to construct a new equipment shelter on land, located at 3501 S.W. 56 Avenue, West Park, Florida, to service Broward's Emergency Management Communications System, under, substantially, the terms and conditions noted above.

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