

Ms. Daisy Gonzalez-Diego, Chief Communications Officer
Office of Communications

SUBJECT: REQUEST AUTHORIZATION FOR THE SUPERINTENDENT TO EXERCISE OPTION CLAUSE AND NEGOTIATE THE LEASE OF TWO MID-BAND CHANNELS OWNED BY THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA

COMMITTEE: FISCAL ACCOUNTABILITY & GOVERNMENT RELATIONS

LINK TO STRATEGIC BLUEPRINT: EFFECTIVE & SUSTAINABLE BUSINESS PRACTICES

Authorization is requested for the Superintendent to exercise an option clause and negotiate the lease of two (2) mid-band channels with Sprint. The School Board of Miami-Dade County, Florida (School Board) and Clearwire Spectrum Holdings II LLC, (now known as, and hereinafter referred to as Sprint) entered into an Educational Broadband Service Long-Term Lease Agreement (Agreement) on July 11, 2008 per an approved Board Item (E-116) on June 27, 2008. The term of this Agreement is for a period of thirty (30) years. The School Board leased ten (10) of its twelve (12) channels to Sprint for a monthly fee (predicated on the length of the Agreement). This Agreement contains an option clause to lease the remaining two (2) mid-band channels to Sprint, if feasible and at the option of the School Board. Since the inception of this Agreement, and through the advancement of technology, it has become feasible to lease the remaining channels as is contemplated in the current Agreement.

If this option clause is exercised and the School Board (under a separate Board Item) adopts the lease, this revenue generating undertaking would significantly increase the monthly lease payments from Sprint to the School Board for the remainder of the Agreement. The School Board would additionally be entitled to a "signing bonus" for the lease of these channels from Sprint, the final amount to be negotiated. This may come in the form of a cash payment, additional devices and data or a combination of the two.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, authorize the Superintendent to:

Exercise the option clause in the 2008 Educational Broadband Service Long-Term Lease Agreement and negotiate the lease of two (2) mid-band channels with Sprint. At the conclusion of the negotiations, present to the Board, for approval under a separate Board Item a lease agreement between the School Board and Sprint for the mid-band channels.