

EXECUTIVE SUMMARY

Resolution #18-106 - Declare a Portion (1,0324 acres) of Parkway Middle School as Surplus

The City of Lauderhill ("City") has received multiple complaints from concerned community residents regarding disruptive activity on a portion of land at Parkway Middle School ("Grounds") which is located at 3600 NW 5th Court, Fort Lauderdale, Florida 33311. In an effort to control illegal trespassing and frequent disturbances at the aforementioned location, the City desires to erect signage that indicates trespassing is prohibited and enforce City ordinances and State laws.

In addition, a portion of the road known as NW 35th Avenue ("Road") runs through the Grounds. This Road is currently accessible to the public; however, the Road was never dedicated for the perpetual use by the public. Thus, there are concerns regarding potential liability surrounding public access and maintenance of the Road. As it stands today, The School Board of Broward County, Florida ("SBBC") is liable for any occurrences on the Road and maintenance of the Road, since the Grounds and the Road are contained within SBBC owned property.

It should be noted that at the August 8, 2017 School Board Operational Meeting (SBOM), staff brought forth a Board Item (Agenda Item L-2) to grant the City an easement for the Grounds and Road areas. The purpose of that easement was to provide the City with the necessary access to enforce City ordinances on the Grounds and conduct the necessary maintenance on the Road. However, Agenda Item L-2 was voted down by SBBC, with directive that staff should explore a more viable solution to address the cited issues regarding the Grounds and Road.

As directed by SBBC, District staff worked collaboratively with the Office of the General Counsel ("OGC"), the School District's Cadre Attorney, and the Florida Department of Education (FDOE) to identify the best possible method to relieve SBBC from any related liability. As part of this due diligence, it was determined the granting of a quit claim deed to the City would be a more viable option which would eliminate any related liability associated with the Grounds and Road from SBBC.

At the April 10, 2018 SBOM, SBBC approved Agenda Item No. L-3 (Authorization to Conduct a Spot Survey to Transfer a Portion of Parkway Middle School Grounds to the City of Lauderhill) which authorized staff to conduct a spot survey to amend the Plant Survey to indicate the Grounds and Road is no longer needed as an educational facility; and therefore should be disposed of. Subsequently, the Spot Survey was approved by the FDOE; hence the purpose for this Resolution.

If this Resolution is approved by SBBC, staff will prepare and schedule an agenda item for the June 12, 2018 SBOM for SBBC consideration/approval to quick claim the Grounds and Road to the City.