

MUTUAL AGREEMENT CERTIFICATION

The School Board of Broward County, Florida ("Incumbent"), and **Nextel Operations, Inc.**, a wholly-owned indirect subsidiary of Nextel Communications, Inc., a Delaware corporation ("Nextel") have entered into a Planning Funding Agreement dated August 15, 2007 (the "Agreement") for Incumbent and Nextel's respective obligations regarding the planning for 800 MHz reconfiguration ("Reconfiguration") by Incumbent and the funding of Incumbent reasonable Reconfiguration planning costs by Nextel.

NOW, THEREFORE:

1. Incumbent and Nextel agree that the deliverables under the Statement of Work (as identified in Schedule B of the Agreement) to plan for the Reconfiguration (as identified in Schedule A) of the Agreement (the "Statement of Work") have been completed as stated therein.
2. Incumbent has requested payment from Nextel, pursuant to Incumbent's Planning Cost Estimate (as stated in Schedule C of the Agreement) or as changes thereto submitted pursuant to Section 5 of the Agreement, of the Actual Planning Costs (as that term is defined in the Agreement) Incumbent reasonably incurred or paid in connection with the planning for Reconfiguration and that Incumbent believes that Nextel is obligated to pay under the Order.
3. Nextel and Incumbent agree to the following calculations in the table below related to the payments made by Nextel for the Actual Planning Costs, and agree to the amount and delivery of the remaining payment or refund as outlined below. Except as set forth below, Incumbent agrees that Nextel does not owe Incumbent any additional amounts under the Agreement.

Total Actual Planning Costs:	\$46,624.34
Less: Advance Payment (if applicable)	(\$2,687.50)
Less: Vendor Payments (if applicable)	(\$43,881.85)
Remaining Payment Due to Incumbent:	\$54.99
Refund Due Nextel (if applicable)	\$0.00

4. Incumbent has in all material respects complied with, satisfied or performed all obligations and conditions under the Agreement required to be complied with, satisfied or performed by Incumbent on or prior to the date set forth below.
5. Nextel has in all material respects complied with, satisfied or performed all obligations and conditions under the Agreement required to be complied with, satisfied or performed by Nextel on or prior to the date set forth below.

(Execution Page Follows)

INCUMBENT: The School Board of Broward County, Florida By: <u>[Signature]</u> Name: Robin Bartleman Title: Chair Date: <u>8/27/2008</u>	NEXTEL: Nextel Operations, Inc. By: <u>[Signature]</u> Name: William Jenkins Title: Authorized Signatory Date: <u>6.20.08</u>
Approved as to Form and Legal Content: <u>[Signature]</u> School Board Attorney	
ATTEST: <u>[Signature]</u> James F. Notter Superintendent of Schools	



Transition Administrator

The Official Reconfiguration Manager

800 MHZ RECONFIGURATION

PLANNING FUNDING

COMPLETION CERTIFICATION

Incumbent Name: The School Board of Broward County, Florida, FL

Certification

Pursuant to the FCC's order mandating the 800 MHz band reconfiguration (the "Order"), the above-name incumbent licensee (the "Incumbent") hereby certifies to the Transition Administrator appointed pursuant to the Order as follows:

- 1. That all work required to plan and fund for the reconfiguration of Incumbent's facilities has been satisfactorily completed; and
2. That Nextel Operations, Inc. ("Nextel") and Incumbent have agreed to the sum paid by Nextel for such work.

Signature: [Handwritten Signature]
Print Name: Robin Bartleman
Title: Chair
Phone Number: 754-321-2000
E-mail:
Date: 8/27/08

Approved as to Form and Legal Content:
Signature: [Handwritten Signature]
Print Name: ROBERT PAUL VIGNOLA
Title: School Board Attorney
Phone Number: 754-321-2050
E-mail:
Date: JUNE 16, 2009

Signature: [Handwritten Signature]
Print Name: James F. Notter
Title: Superintendent of Schools
Phone Number: 754-321-2600
E-mail:
Date: 8/27/08

**AGENDA REQUEST FORM
THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA**

Meeting Date 07/24/07	Open Agenda Yes <input checked="" type="checkbox"/> No	Time Certain Request Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Agenda Item Number E-4
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TITLE:
Nextel Planning Funding Agreement

REQUESTED ACTION:
Approve the Nextel Planning Funding Agreement.

SUMMARY EXPLANATION AND BACKGROUND:
This Agreement is a result of a Federal Communications Commission (FCC) order that requires Nextel to pay for any expenses incurred by the School Board of Broward County that result from a nationwide radio frequency reconfiguration initiative. Nextel was the recipient of a FCC award that consolidated and expanded their radio frequency spectrum. SBBC has licensed frequencies within the spectrum awarded to Nextel. As a part of its award, Nextel has agreed to pay for any reconfiguration costs for licensees whose spectrum has been impacted by this action. This Agreement is to define the parties' respective obligations regarding the planning required for system configuration, including, without limitation, Nextel's obligation to pay for reasonable costs incurred in effecting the reconfiguration. The purpose of this Agreement is to establish Nextel's responsibility to pay for a planning and assessment phase in which the total cost of reconfiguring systems and replacing any equipment will be determined.

Note: This agreement has been approved as to form by the School Board Attorney.

SCHOOL BOARD GOALS:

- Goal One: All students will achieve at their highest potential.
- Goal Two: All schools will have equitable resources.
- Goal Three: All operations of the school system will demonstrate best practices while supporting student achievement.
- Goal Four: All stakeholders will work together to build a better school system.

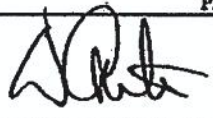
FINANCIAL IMPACT:
There is no financial impact to the District.

EXHIBITS: (List)

1. Executive Summary
2. Nextel Funding Agreement

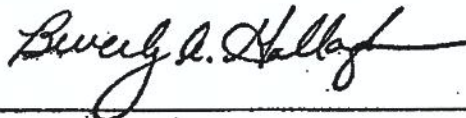
APPROVED <small>(For Official School Board Records' Office Only)</small>	SOURCE OF ADDITIONAL INFORMATION:					
	<table border="0"> <tr> <td>Angela Coluzzi</td> <td>754-321-0447</td> </tr> <tr> <td>Donnie Carter</td> <td>754-321-2610</td> </tr> <tr> <td><small>Name</small></td> <td><small>Phone</small></td> </tr> </table>	Angela Coluzzi	754-321-0447	Donnie Carter	754-321-2610	<small>Name</small>
Angela Coluzzi	754-321-0447					
Donnie Carter	754-321-2610					
<small>Name</small>	<small>Phone</small>					

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA
Donnie Carter, Deputy Superintendent, Operations



Approved in Open Board Meeting on:

JUL 24 2007



School Board Chair

**AGENDA REQUEST FORM
THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA**

REVISED

Meeting Date 06/19/07	Open Agenda ___ Yes <u>X</u> No	Time Certain Request ___ Yes <u>X</u> No	Agenda Item Number E-6
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TITLE:	Motorola Services Agreement
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REQUESTED ACTION:	Approve the Motorola Services Agreement.
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SUMMARY EXPLANATION AND BACKGROUND:	<p>This Agreement is a result of an Federal Communications Commission (FCC) order that requires Nextel to pay for any expenses incurred by The School Board of Broward County, FL that result from a nationwide radio frequency reconfiguration initiative. Nextel was the recipient of an FCC award that consolidated and expanded their radio frequency spectrum. SBBC has licensed frequencies within the spectrum awarded to Nextel. As a part of its award, Nextel has agreed to pay for any reconfiguration costs for licensees whose spectrum has been impacted by this action. This Agreement is to define the parties' respective obligations regarding the planning required for system configuration, including, without limitation, Nextel's obligation to pay for reasonable costs incurred in effecting the reconfiguration. The purpose of this Agreement is to establish Nextel's responsibility to pay for a planning and assessment phase in which the total cost of reconfiguring systems and replacing any equipment will be determined.</p> <p>Note: Companion Item to be considered with E-5. This agreement has been approved as to form by the School Board Attorney.</p>
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SCHOOL BOARD GOALS:	<ul style="list-style-type: none"> <input type="checkbox"/> •Goal One: All students will achieve at their highest potential. <input type="checkbox"/> •Goal Two: All schools will have equitable resources. <input type="checkbox"/> •Goal Three: All operations of the school system will demonstrate best practices while supporting student achievement. <input checked="" type="checkbox"/> •Goal Four: All stakeholders will work together to build a better school system.
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FINANCIAL IMPACT:	There is no financial impact to the District.
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EXHIBITS: (List)	<ol style="list-style-type: none"> 1. Executive Summary 2. Motorola Agreement
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BOARD ACTION: <div style="text-align: center; font-size: 1.5em; font-weight: bold; margin-top: 10px;">APPROVED</div> <small>(For Official School Board Records' Office Only)</small>	SOURCE OF ADDITIONAL INFORMATION: <table style="width:100%; border: none;"> <tr> <td style="border: none;">Angela Coluzzi</td> <td style="border: none; text-align: right;">754-321-0447</td> </tr> <tr> <td style="border: none;">Donnie Carter</td> <td style="border: none; text-align: right;">754-321-2610</td> </tr> <tr> <td style="border: none; font-size: 0.8em;">Name</td> <td style="border: none; font-size: 0.8em; text-align: right;">Phone</td> </tr> </table>	Angela Coluzzi	754-321-0447	Donnie Carter	754-321-2610	Name	Phone
Angela Coluzzi	754-321-0447						
Donnie Carter	754-321-2610						
Name	Phone						

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA
Donnie Carter, Deputy Superintendent, Operations

Approved in Open Board Meeting
on:

JUN 19 2007

By: Beverly A. Halladay School Board Chair