



AGREEMENT SUMMARY

NAME OF OTHER CONTRACTING PARTY

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA, STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, DIVISION OF RECREATION AND PARKS (STATE) AND NOVA SOUTHEASTERN UNIVERSITY, INC., A FLORIDA NOT-FOR-PROFIT CORPORATION (NSU).

PROPOSED ACTION

NEW ITEM AMENDMENT, NUMBER RENEWAL EXTENSION

DOCUMENT TYPE

Waiver acknowledgment and Agreement

PURPOSE

To acknowledge and agree to waive the rules, regulations and restrictions of the reverter language for recreational purposes in a deed the County gave to the State in 1974, as to only a 2.08 acre parcel of land in John U. Lloyd State Park located east of the NSU Oceanographic Center to extend for the 50-year term of a sublease between the STATE and NSU.

SPECIAL PROVISIONS (select if applicable)

LIVING WAGE PROGRAM CBE PROGRAM
 SBE SHELTERED MARKET PROGRAM M/WBE PROGRAM
 FEDERAL DBE PROGRAM REQUIRES IN-KIND MATCH: \$ OR %
 CDBE PROGRAM REQUIRES CASH MATCH: \$ OR %

EFFECTIVE DATES (new agreements only)

START: Upon approval of the Sublease by the State and NSU
END: 50 years after the above approval date

EFFECTIVE DATES (amendments only)

NO CHANGE
 END DATE HAS CHANGED FROM TO
 TERM HAS FROM TO

CONTRACT ADMINISTRATOR

NAME: Broward County Director of Real Property; currently Ronald J. Mallek
PHONE: 954-357-7333

CONTRACT TYPE

COST REIMBURSEMENT OPEN-END
 FIRM FIXED PRICE TIME AND MATERIALS
 PERFORMANCE BASED OTHER WAIVER AGREEMENT

CONTRACT VALUE (new contracts)

ACTUAL ESTIMATED
Base amount
Reimbursables
Optional Services \$0.00
Total contract value \$0.00

CONTRACT VALUE (amendments only)

NO CHANGE ACTUAL ESTIMATED
Original approved contract value
Approved previous adjustments
Value of this action
Amended total contract value

PAYMENT METHOD

LUMP SUM PAYMENT
 MILESTONE / PROGRESS BASED
 SCHEDULED OR TIME-BASED
 OTHER NON-CASH PAYMENT

PAYMENT TERMS

NSU is not paying cash for the benefit of the Waiver Agreement. Instead, two agreements are being put into place: (1) NSU will provide vessel dockage and space for a storage shed, electricity and water for the EPD research vessel at no cost to the county for the 50-year duration of the Sublease between NSU and the State, and (2) NSU will provide graduate students to run a sea turtle Marine Environmental Education Center at the Carpenter House, located in the County's Hollywood North Beach Park for a specified number of years, with the opportunity for NSU to bid on operating this program in future years.

COST ADJUSTMENT

NOT APPLICABLE FIXED PERCENTAGE % ACTUAL COST
 CPI OR OTHER INDEX FIXED COST \$ OTHER

EQUITY PROGRAM PARTICIPATION SUMMARY

Total County established M/WBE, SBE, CDBE, CBE, or DBE participation goal for this action or project: NA
Total contractor-committed M/WBE, SBE, CDBE, CBE, or DBE participation goal planned for this action or project: NA
M/WBE, SBE, CDBE, CBE, or DBE participation to date: NA

RENEWAL OR EXTENSION TERMS

NONE

TERMINATION AND CANCELLATION PROVISIONS

FOR CAUSE:

FOR CONVENIENCE:

DELIVERABLES, MILESTONES OR SCOPE OF THIS ACTION

This Waiver Agreement waives the restrictions of the reverter language which prohibit any use on the park land that is not recreational in nature. This waiver will allow NSU to build parking for Public use, as well as for the NSU Oceanographic Center, on the specific 2.08 acre parcel of land for the next 50-years as stated in the Sublease.

LIST TERMS, CONSIDERATIONS OR DEVIATIONS FROM STANDARD COUNTY FORM.

Document was created to address this specific issue and is not a standard county document. It has been drafted and approved by the County Attorney's Office.