

AMEND BOARD REPORT 12-0523-RS2
AMEND BOARD REPORT 12-0425-RS22

**RESOLUTION AUTHORIZING DIVISION OF PROCEEDS FROM TELECOMMUNICATIONS VENDORS
FOR INSTALLATION AND MAINTENANCE OF CELLULAR TOWERS AND EQUIPMENT**

WHEREAS, the Board of Education of the City of Chicago ("Board") has entered into various telecommunications licenses with various telecommunications vendors ("Telecommunications License(s)") for the purpose of allowing installation and maintenance of cellular towers and related equipment on certain Board building (hereinafter referred to as an "Affected Board Buildings") All references to "Board Building(s)") shall be deemed to mean any and all Board owned buildings. The Board intends to enter into more Telecommunications Licenses to allow telecommunications vendors to install and maintain cellular towers and related equipment on other Board Buildings; and

WHEREAS, the Telecommunications Licenses provide for both an annual fee and certain administrative fees ("~~Administration Fee(s)~~") to be paid by each vendor; ~~currently such annual fees generated pursuant to the Telecommunications Licenses are school based and revenues are deposited into the internal accounts of the schools located in any such Board Building are paid to the CPS Finance Department and appropriated to the schools to be used for educational programming ("Annual Fee(s")), and administrative fees are paid to the Board for the~~ The Annual Fee may be used at the discretion of the school principal for educational programming;

WHEREAS, ~~the Department of Real Estate of the Board incurs any and all legal, structural engineering and environmental costs associated incurred by the Board with in the drafting, negotiation and administration of the Telecommunications Licenses, it is entitled to receive all Administrative Fees paid by the telecommunication vendors (authorized by pursuant to Amended Board Report 11-1116-OP1); and~~

WHEREAS, ~~the Board desires that the Annual Fees be distributed to the CPS and/or charter school(s) occupying the Affected Board Buildings.~~

WHEREAS, ~~this the~~ the May 2012 amendment ~~is~~ was necessary to revise the division of fees received from telecommunications licensees among the Board, CPS schools and charter schools.

WHEREAS, this July 2013 amendment is necessary to revise the disbursement of license fees paid to CPS schools and charter schools.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE CITY OF CHICAGO THAT:

1. Subject to the conditions listed below, the Chief Financial Officer is authorized to remit the Annual Fees as follows:
 - a. If the Affected Board Building is occupied only by a CPS school, such school shall receive ~~400~~33% of the Annual Fee and 67% shall be appropriated to the other CPS attendance centers in their respective school budgets;
 - b. If the Affected Board Building is occupied by multiple CPS schools, such schools shall share the 33% share of the Annual Fee equally and the remaining 67% shall be appropriated to the other CPS attendance centers in their respective school budgets;
 - c. If the Affected Board Building is occupied by both CPS and charter schools:
 - i. ~~50%~~One-half (1/2) of the 33% share of the Annual Fee shall be distributed to the CPS school(s) (if more than one CPS school occupies the Affected Board Building, all such CPS schools shall share equally in the ~~50~~33% share of the Annual Fee); ~~and~~

- ii. 50% One-half (1/2) of the 33% share of the Annual Fee shall be distributed to the charter school(s) (if more than one charter school occupies the Affected Board Building, all such charter schools shall share equally in the 5033% share of the Annual Fee); and
 - iii. The remaining 67% of the Annual Fee shall be appropriated to the other CPS attendance centers in their respective school budgets;
 - d. If the Affected Board Building is occupied only by a charter school or schools, 100% 33% of the Annual Fee shall be distributed to such charter school(s) (if more than one charter school occupies the Affected Board Building, all charter schools shall share equally in the 33% share of the Annual Fee) and the remaining 67% shall be appropriated to the other CPS attendance centers in their respective school budgets.
2. Each charter school may use its share of the Annual Fee at its discretion.
 3. Each CPS school may use its share of the Annual Fee at the principal's discretion for educational programming.
 4. This Resolution shall be effective immediately upon its adoption and shall be effective until amended or rescinded by further Board action.