

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 buildings (hereinafter referred to as "Affected Board Building(s)"). 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 ("Annual Fee(s)"). 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 costs associated with drafting, negotiation and administration of the Telecommunications Licenses, and is entitled to receive all Administration Fees paid by the telecommunication vendors (pursuant to Amended Board Report 11-1116-OP1); and

WHEREAS, the Board desires that the Annual Fees be divided in half so that any charter school(s) that occupy Affected Board Buildings receive fifty percent (50%) of such Annual Fees subject to the Telecommunications Licenses.

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 100% of the Annual Fee;
 - b. If the Affected Board Building is occupied by multiple CPS schools, such schools shall share the Annual Fee equally;
 - c. If the Affected Board Building is occupied by both CPS and charter schools:
 - i. 50% 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% share of the Annual Fee); and
 - ii. 50% 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 50% share of the Annual Fee);
 - d. If the Affected Board Building is occupied only by a charter school or schools, 50% 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 50% share of the Annual Fee); and the remaining 50% shall be paid to the Board.

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.