

**The Oversight Committee  
For  
Implementation of the Interlocal Agreement for Public  
School Facility Planning, Broward County, Florida**

**ANNUAL STATUS REPORT ON IMPLEMENTATION OF  
THE INTERLOCAL AGREEMENT FOR PUBLIC  
SCHOOL FACILITY PLANNING  
JANUARY – DECEMBER 2007**

**April 16, 2008**

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## A. INTRODUCTION

To comply with State law, the School Board of Broward County, Florida, the Broward County Commission and 26 cities in Broward County entered into the Interlocal Agreement for Public School Facility Planning (ILA) in May 2003. The Agreement addresses the coordination of growth management issues and the provision and availability of public school facilities in Broward County. The Interlocal Agreement contains twelve (12) Articles with approximately 45 specific requirements.

The Agreement also requires the formation of a fifteen (15) member Oversight Committee that meets at least annually to conduct a public hearing and issue a report to the School Board, Broward County, the 26 participating cities and the general public, regarding the successes and failures of the implementation of the Interlocal Agreement in the preceding calendar year. However, the Committee's adopted By-Laws require the Committee to meet quarterly during each calendar year and conduct public hearings regarding implementation of the Agreement and other related matters. The 15 member Oversight Committee consists of School Board Members, County Commissioner, municipal elected officials, and community stakeholders; five each appointed by the School Board, the Broward County Commission, and the 26 cities through the Broward League of Cities.

This Report examines ten (10) pertinent Articles (II through XI) of the Agreement containing 32 specific requirements. The Articles are as follows: Joint Meetings; Student Enrollment and Population Projects; Coordination and Sharing of Information; School Site Selection, Significant Renovations, and Potential School Site Closures; Supporting Infrastructure; Local Planning Agency, Comprehensive Plan Amendments, Rezoning, and Development Approvals; Collocation and Shared Use; Resolution of Disputes, Oversight Process and Effective Date and Term.

Additionally, this Report indicates that in 2007, the parties to the Agreement successfully complied with 29 of the 32 specific requirements of the Agreement. However, the Report also flags **three of the 32 specific requirements of the Agreement as areas needing resolution**. The three areas include:

1. Limited attendance at the Staff Working Group (SWG) meetings by several municipalities and the fact that several municipalities have never attended the meetings since inception of the Agreement (Subsection 2.1).
2. The lack of formal action by three (3) municipalities to include School Board representatives on their local planning agency (LPA) or planning and zoning boards. (Subsection 7.2).
3. The inconsistency by some cities in the provision of proposed residential land use plan amendment and rezoning application information to School District staff for review, and the lack of notice to District staff by several municipalities regarding applications that received final approval from the governing body (Subsection 7.3).

## B. REPORT SUMMARY

Results of the coordination between the School Board, Broward County and the 26 municipalities regarding the requirements of the ten (10) specific Articles of the Agreement and the 32 specific areas are delineated below.

## **Article II: Joint Meetings**

Subsection 2.1 of this Article requires the SWG, a Group created by the Interlocal Agreement to meet at least annually to address growth management issues and the provision and availability of public school facilities. The Group's By-Laws requires it to meet quarterly, and in 2007, the SWG met eight times. The four extra meetings were specially called meetings to address development of amendments to the existing ILA. School Board and Broward County staff representatives consistently attended the meetings. Some municipalities have consistently attended the SWG meetings, and some (Lazy Lake Village and the City of Wilton Manors) have never attended the SWG meetings. Also, in 2007, the City of Hollywood, Lazy Lake Village, and the Cities of Pembroke Park and Wilton Manors did not attend any SWG meetings. (See Attachment "A"). **Thus, Subsection 2.1 of the Article needs resolution.**

## **Article III: Student Enrollment and Population Projects**

The entities coordinated the generation and utilization of population and student enrollment projection data. The parties complied with the provisions of the Article.

## **Article IV: Coordination and Sharing of Information**

The Superintendent provided the tentative 2007/08 – 2011/12 District Educational Facilities Plan (DEFP) to local governments for review for consistency with their comprehensive plans, and included schools scheduled for renovations in the Plan. The current Five-Year Educational Plant Survey is validated by the State Department of Education through October 2008. Also, the County in conjunction with the municipalities provided growth and development trends data to the Superintendent, and the County provided the list of approved residential plats and adopted land use plan amendments to the Superintendent. The parties complied with the provisions of the Article.

## **Article V: School Site Selection, Significant Renovations, and Potential School Site Closures**

School District staff reviewed potential sites for new schools, closure of existing schools, and significant renovations consistent with School Board Policy 5000. The Superintendent's Site Review Committee, which includes a permanent municipal representative and pertinent municipal floating members, reviewed fifteen potential new school sites during Committee meetings in 2007. Issues regarding informal consistency review with local government comprehensive plan, site plan information regarding the new schools, and other related matters were discussed with affected local governments. The parties satisfied the provisions of Article V.

## **Article VI: Supporting Infrastructure**

The School Board continues to work closely with the municipalities to ensure that the needs of both entities are sufficiently addressed. School District staff conducts Design Review Committee Meetings on all major projects during the Schematic and Design Development phases and needs and ideas are communicated at these meetings. Also, these meetings are generally well attended by various governing agencies, as well as municipal representatives. The School Board also requires Master Plans be developed on all major projects that include replacement of buildings and new additions, and these Plans were presented at specific levels of development, with participation by pertinent governmental agencies and municipal officials. As such, the provisions of the Article VI were satisfied.

## **Article VII: Local Planning Agency, Comprehensive Plan Amendments, Rezoning, and Development Approvals**

The School Board appointed representative(s) to Broward County and the municipal local planning agency (LPA), continues to participate in Broward County land use plan amendment and plat processes, and other growth management issues. Twenty-four (24) of the twenty-six (26) municipalities have taken action to include a School Board representative on their LPA, and two (2) municipalities, Lazy Lake Village and the Town of Pembroke Park have not taken such action. (Subsection 7.2, See Attachment "B"). Also, in 2007 School Board representatives were notified to attend two pertinent LPA meetings, and the representatives attended both meetings in the Cities of Plantation and Sunrise. (Subsection 7.2)

In 2007, the provision of comprehensive plan and rezoning applications from municipalities to District staff for review was varied. Some municipalities consistently requested review of proposed projects and some have not. Also, in 2007, the Cities of Fort Lauderdale and Oakland Park consistently provided written notice to District staff regarding land use plan amendment and rezoning (including the allocation of flexibility/reserve units) applications that received final approval from the municipal governing body. However, this required information was not provided by the following municipalities: Coconut Creek, Cooper City, Davie, Deerfield Beach, Hallandale Beach, Hollywood, Lauderhill, Margate, Miramar, North Lauderdale, Pembroke Pines, Plantation, Pompano Beach, Southwest Ranches, Sunrise, Tamarac, Weston and Wilton Manors. It was determined that the non-compliance of this Subsection is an issue that needs resolution because the provision of the same type of information is required in the Amended Interlocal Agreement and would be crucial to the successful implementation of public school concurrency in Broward County. (Subsections 7.3)

The development mitigation options were developed in collaboration by the School Board, Broward County, municipalities and developers, and were utilized to address student impact anticipated from proposed residential developments. As a result, mitigation was only voluntarily committed to for the student impact anticipated from two of the 10 land use plan amendment and rezoning applications with increased density reviewed by School District staff. (Subsection 7.8).

The commitment for two of the 10 residential projects with increased density reviewed in the 2006/07 school year, through the 2007/08 school years (December 31, 2007), translated to a voluntary commitment of approximately \$227,387 (which includes school impact fee due) in today's dollars, and resulting in approximately \$69,373 above the school impact fee due for the projects. Broward County and the municipalities considered issues listed in Subsection 7.9 of the Agreement when reviewing comprehensive plans and rezoning applications, and provided workshop notices regarding community development plans to the Superintendent. The Superintendent included information on anticipated student impact, permanent capacity of affected schools, planned capacity improvements and other relief alternatives in written reports regarding proposed residential developments to Broward County and the municipalities. **Therefore, Subsections 7.2 and 7.3 of the Article needs resolution.**

## **Article VIII: Collocation and Shared Use**

Subsection 8.1 of this Article requires that during preparation of the District Educational Facilities Plan and local government capital improvement plans, the School Board, Broward County and local governments are encouraged to collocate school facilities with local government civic facilities to enable

shared use of such facilities. The School Board, the County and local governments currently have numerous collocated facilities, and the 2004 Annual Report on the implementation of the Interlocal Agreement indicated that further study may be needed to determine how the collocation of such facilities can be enhanced in Broward County. The Report further required an inventory of existing collocated facilities to determine if such a study is needed. The subject inventory was completed by the SWG and transmitted to the Oversight Committee. At the direction of the Oversight Committee, the Subcommittee regarding the Collocation of public school facilities with local government public/civic facilities held meetings with the Urban Land Institute (ULI) and Florida Atlantic University (FAU) to discuss generation of the Study by both entities. Subsequently, a Peer Review Panel, convened by the ULI and FAU addressed the issue in 2007 and made recommendations to the Oversight Committee regarding the release of a Request for Qualifications (RFQ) or Request for Proposal (RFP) for the Study. At the October 8, 2007 Oversight Committee meeting, the Chair of the Subcommittee made a motion to suspend the portion of the Subcommittee's activities related to the RFQ/RFP until such time District staff presents the issue which includes urban school concept(s) to the School Board, and subsequently enable the Board and other partners the opportunity to comment on the efforts. After such time, the Subcommittee will provide another recommendation to the Oversight Committee. **Thus, efforts to address the issue in Subsection 8.1 of the Article are ongoing.**

#### **Article IX: Resolution of Disputes**

This Article outlines how disputes between the parties should be resolved. Since inception of the Agreement, no disputes have resulted between the parties.

#### **Article X: Oversight Process**

This Article authorized the creation of the Oversight Committee. In 2007, the School Board reappointed one of its representatives to the Committee. In 2007, Broward County reappointed four of its representatives on the Committee, and also appointed a new representative. Also, in 2007, the Broward League of Cities reappointed two municipal representatives to the Committee, and appointed a new representative. The parties met the requirements of Article X.

#### **Article XI: Effective Date and Term**

State law mandated that the Interlocal Agreement must be executed by May 1, 2003. The School Board, Broward County and the municipalities executed the Agreement in April and May 2003. This Article states that the Agreement shall be in effect for five (5) years, and may be extended for one additional five (5) year term upon mutual consent of the parties. However, in compliance with Florida Statutes, an amendment to this existing Agreement shall become effective by February 1, 2008. Thus, due to the nature of the State mandate, the new Amended Agreement would not require any extensions. The requirements of Article XI were met by the parties.

### **C. CONCLUSION**

The vast majority of the pertinent provisions of the Interlocal Agreement were satisfied by the School Board, Broward County and the municipalities during the period from January through December 2007, and coordination between the entities staff persons continues to improve.


In the Annual Report on the ILA issued for the May 2003 – December 2004, period, developers/pertinent local governments voluntarily agreed to provide mitigation for 71% of the pertinent 55 residential projects with increased density (containing a total of 44,101 residential units) reviewed by the School District. In the Report issued for the January – December 2005 period, mitigation was committed to for 47% of the applicable 43 residential projects with increased density (containing a total of 20,315 residential units) reviewed. Also, in the Report issued for the January – December 2006 period, mitigation was committed to for 51% of the 35 residential projects with increased density (containing a total of approximately 19,666 residential units) reviewed, and in this Report (2007), mitigation was committed to for 20% of the applicable 10 residential projects with increased density (containing a total of 3,703 residential units) reviewed.

It should be noted that the Amended Interlocal Agreement for Public School Facility (Amended ILA) to address state mandated public school concurrency has become effective in Broward County, and School Board Policy 1161 was revised and became effective on January 15, 2008 to address School Board obligations contained within the Amended ILA. As such, the old voluntary mitigation program which commenced in late 2003 was terminated on January 31, 2008. Based on the provisions of the Amended ILA, residential developments with authorized binding agreements that were executed and recorded prior to February 1, 2008, and which addressed the mitigation of students anticipated from such projects, are vested from public school concurrency requirements. As of the date of the adoption of this Report, the effective date of school concurrency is an unresolved matter. The voluntary commitment for such projects currently totals **\$37,938,341** above the school impact fee due for the projects. As such, mitigation payments from these projects will be made prior to the issuance of the first building permits for units contained within the projects.

Thus, even though there has been a dramatic decline in the percentage of voluntary commitments made since the 2004 Annual Report was issued by the Oversight Committee, improved coordination regarding the student impact anticipated from the construction of new residential developments in Broward County, and planning towards the provision and availability of permanent capacity in Broward County Public School facilities to address such impact continues to work. **However, issues highlighted in Subsections 2.1, 7.2 and 7.3 need resolution.**


**STATUS REPORT ON IMPLEMENTATION OF THE AGREEMENT  
JANUARY - DECEMBER 2007**

SECTIONS	FREQUENCY	SCHOOL BOARD	BROWARD COUNTY	MUNICIPALITIES
<b>JOINT MEETINGS</b> <b>2.1</b> - Hold annual Staff Working Group (SWG) meetings.	Quarterly	Consistently attended by School Board representatives. See Attachment "A", SWG Attendance Sheet.	Consistently attended by Broward County representatives. See Attachment "A", "SWG Attendance Sheet".	Attendance by municipalities was varied in 2007. Some municipalities have consistently attended the SWG meetings, and some (Lazy Lake Village and the City of Wilton Manors) have never attended the meetings. In 2007, the City of Hollywood, Lazy Lake Village, and the Cities of Pembroke Park and Wilton Manors did not attend any SWG meetings. See Attachment "A", "SWG Meeting Attendance Sheet".
<b>STUDENT ENROLLMENT AND POPULATION PROJECTIONS</b> <b>3.1</b> - School Board, Broward County and municipalities to coordinate and base plans upon consistent projections of population and student enrollment. Provide five-year student enrollment and countywide population projections to SWG.	Annually, September of each year.	Provided and elaborated on student enrollment projections at pertinent SWG meetings, and advised that the information is also available on the School Board's website.	Provided countywide projections at pertinent SWG meeting.	Provided municipal projections to Broward County.
<b>3.2</b> - Superintendent to use student population projections provided by the demographic, revenue, and education estimating conference and development trends data provided by the local governments during preparation of student enrollment projections.	Ongoing	Each year, staff prepares student enrollment projections based on a variety of factors. Such factors are, but not limited to the demographic, revenue and education estimating conference and forecasted Certificates of Occupancy supplied by each local government.	N/A	N/A
<b>3.3</b> - Broward County to provide population projections to verify geographic distribution of countywide public school student projections.	Ongoing	Staff coordinated with Broward County to acquire the pertinent annual County population trends and projections. This data becomes a component of the District's five-year student enrollment projections.	Broward County provided the countywide projections to School District staff.	N/A
<b>COORDINATION AND SHARING OF INFORMATION</b> <b>4.1</b> - The Superintendent shall submit the tentative District Educational Facilities Plan (DEFP) to local governments for review for consistency with the local government comprehensive plan.	Annually, June of each year.	The tentative DEFP was provided to Broward County and municipalities in June 2007. In the correspondence, the entities were advised to share the information with their elected officials and provide necessary comments to District staff.	Broward County did not have any comments.	Municipalities did not have any comments.

 Sections with Issues that Need Resolution.


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SECTIONS	FREQUENCY	SCHOOL BOARD	BROWARD COUNTY	MUNICIPALITIES
4.2 - Include schools scheduled for renovations in the tentative DEFP.	Annually	The School Board included schools scheduled for renovations in the 2007/08 - 2011/12 tentative DEFP.	N/A	N/A
4.3 - Coordinate development of the Five-Year Educational Plant Survey with the SWG.	Once in five years.	The current survey is validated by the State Department of Education to the year 2008.	N/A	N/A
4.4 - The County in conjunction with municipalities to provide growth and development trends data to the Superintendent for use during development of student enrollment projections.	Annually, September of each year.	Staff coordinated the collection of five-year municipal Certificate of Occupancy data with the County. Per the Interlocal Agreement, the County collects this data annually and provides the data to District staff.	Provided required information to School District staff.	The Municipalities provided the required information to Broward County, and subsequently to the School District.
4.5 - The County to provide list of residential plats approved by the Broward County Commission to the Superintendent.	Monthly	N/A	As applicable, Broward County consistently provided this information to the Superintendent on a monthly basis.	N/A
4.6 - The County to provide list of land use plan amendment adopted by the Broward County Commission to the Superintendent.	Periodically, 15 days after approval	N/A	As applicable, Broward County Planning Council consistently provided this information to the Superintendent.	N/A
<b>SCHOOL SITE SELECTION, SIGNIFICANT RENOVATIONS, AND POTENTIAL SCHOOL SITE CLOSURES</b>  5.1 - School Board staff to review potential sites for new schools, closure of existing schools and significant renovations consistent with School Board Policy 5000. Include the recommendations in the DEFP.	Annually	As applicable, School District staff conducts this exercise annually during update of the adopted DEFP. The exercise was conducted for the currently adopted 2007/08 - 2011/12 DEFP.	N/A	N/A

 Sections with Issues that Need Resolution.


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SECTIONS	FREQUENCY	SCHOOL BOARD	BROWARD COUNTY	MUNICIPALITIES
5.2 - Site Review Committee to submit list of potential new schools, closure of existing schools and renovations to local governments for an informal consistency review with the comprehensive plan.	Periodically	The Site Review Committee which includes local government representatives reviewed fifteen new potential school sites in 2007, and issues regarding consistency with the local government comprehensive plans and other pertinent matters were discussed in the meetings.	Broward County through its representative on Site Review Committee, participated in the Committee's 2007 review of the fifteen new potential school sites.	Municipalities through their permanent and floating member representatives on the Site Review Committee, participated in the Committee's 2007 review of the fifteen new potential school sites.
Expand the Superintendent's Site Review Committee to include a permanent local government representative and a floating member. Amend School Board Policy 7000 to list membership of the Committee.	As necessary	School Board Policy 7000 was amended in 2004 to include all representatives according to the Interlocal Agreement.	Broward County is represented on the Site Review Committee.	The current municipal permanent representative to the Site Review Committee is Mayor Debby Eisinger of Cooper City.
5.3 - The Superintendent to coordinate site plan information for new schools with affected local governments in accordance with state statutes.	As necessary	The Site Review Committee which includes local government representatives discussed site plan information pertaining to fifteen potential new school sites at the 2007 Site Review Committee meetings. Also, School Board staff conducts Design Review Committee Meetings on all major projects during the Schematic and Design Development phases. These meetings are generally well attended by various governing agencies, as well as municipal representatives.	N/A	N/A
5.4 - Pursuant to Section 1013.33(11), at least 60 days prior to acquisition or leasing information of property for new public educational facility, Superintendent to provide written notice to pertinent local government. Local government to provide comments within 45 days indicating plans consistency with local government's land use and comprehensive plan to the Superintendent.	As necessary	Site plan information regarding the fifteen potential new school sites and issues regarding consistency with the local government comprehensive plans and other pertinent matters were discussed with affected local governments at the 2007 Site Review Committee meetings. Also, School Board staff conducts Design Review Committee Meetings on all major projects during the Schematic and Design Development phases. These meetings are generally well attended by various governing agencies, as well as municipal representatives.	Broward County through its representative on Site review Committee, participated in the Committee's 2007 review of the fifteen new potential school sites. However, no new schools were proposed in Unincorporated Broward County.	Municipalities through their permanent member representative on Site Review Committee, and representatives from the City of Weston and the Towns of Davie and Southwest Ranches participated in the Committee's 2007 review of the fifteen new potential school sites. The fifteen school sites are located in the City of Weston, and the Towns of Davie and Southwest Ranches.

 Sections with Issues that Need Resolution.

**STATUS REPORT ON IMPLEMENTATION OF THE AGREEMENT  
JANUARY - DECEMBER 2007**

SECTIONS	FREQUENCY	SCHOOL BOARD	BROWARD COUNTY	MUNICIPALITIES
<b>SUPPORTING INFRASTRUCTURE</b>				
6.1 - The School Board and affected local governments will jointly determine the need for and timing of on-site and off-site improvements to support each new school or proposed significant renovation.	As necessary	The School Board will continue to work closely with the municipalities to ensure that the needs of both entities are sufficiently addressed. An appropriate forum for communicating needs and ideas occurs at the Design Review Committee Meeting which is conducted by the School District staff on all major projects during the Schematic and Design Development phases. These meetings are generally well attended by various governing agencies, as well as municipal representatives. Also, the School Board requires that Master Plans should be developed on all major projects that include replacement of buildings and new additions. The Master Plan is presented at specific levels of development, with participation by pertinent governing agencies and municipal officials.	The County continues to work closely with the School Board, municipalities and developers.	The municipalities continue to work closely with the School Board, the County and developers.
<b>LOCAL PLANNING AGENCY, COMPREHENSIVE PLAN AMENDMENTS, REZONINGS, AND DEVELOPMENT APPROVALS</b>				
7.1 - School Board to appoint representatives to sit on Broward County and pertinent municipal local planning agency (LPA).	Immediately	The School Board appointed representative(s) to pertinent local government LPA on 7/15/03. Written notice dated July 24, 2003 was mailed to Broward County and the 26 municipalities advising them of the appointment.	N/A	N/A
7.2 - Local governments to take action to include School Board representatives on LPA and enable the representatives to attend meetings at which the LPA considers comprehensive plan amendment and rezoning applications that would increase residential density.	Immediately	In 2007 School Board representatives attended two pertinent noticed LPA meeting in the Cities of Plantation and Sunrise.	Broward County took action on 8/5/03 to include School Board representative on the County's LPA. In 2007, the County did not notify School Board representative(s) to attend any LPA meetings. This is because the County did not have any LPA meetings that necessitated School Board representative's attendance.	To date, twenty-four (24) of the twenty-six (26) municipalities have taken action to include a School Board representative on their LPA, and two (2) municipalities, Lazy Lake Village and the City of Pembroke Park have not taken such action. See Attachment "B". Also, in 2007, School Board representative(s) attended two pertinent LPA meetings in the Cities of Plantation and Sunrise, and did not attend any meetings in other municipalities because the municipalities did not have any LPA meetings that necessitated School Board representative's attendance.

 Sections with Issues that Need Resolution.


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JANUARY - DECEMBER 2007**

SECTIONS	FREQUENCY	SCHOOL BOARD	BROWARD COUNTY	MUNICIPALITIES
<p>7.3 - Broward County and municipalities agree to provide to the Superintendent, rezoning and comprehensive plan amendment applications that will increase residential density. At the minimum, the information shall include the following, the applicant's name, current and proposed use, existing permitted and proposed units and type, acreage, general location map, section, township and range. The Superintendent shall review the applications and provide report indicating anticipated student impact to the local government. The County and municipalities shall provide deadline for receiving comments from the Superintendent, such as no less than 21 days or no greater than 30 days from the date the information is provided. The County and municipalities must also notify the Superintendent in writing as to when the application receives final approval.</p>	Ongoing	<p>In 2007, staff received and reviewed comprehensive plan amendments from various municipalities and through the Broward County Planning Council. In the 2006/07 and 2007/08 school year, staff reviewed approximately 32 residential rezoning and land use plan amendment (including the allocation of flexibility/reserve units) applications. However, ten (10) of the applications had residential density increases (containing a total of 3,703 units), and per provisions of the Interlocal Agreement, District staff requested mitigation of the anticipated student impacts. (See Attachment "C").</p>	<p>In 2007, Unincorporated Broward County and the Broward County Planning Council consistently provided comprehensive plan amendment, rezoning and compatibility applications regarding use of flexibility/reserve units to District staff for review, and notified staff in writing when the County Commission adopted the pertinent proposed applications.</p>	<p>In 2007, the provision of comprehensive plan and rezoning applications by municipalities to the District for review were varied. Some municipalities consistently requested review of proposed projects and some did not. In 2007, the Cities of Fort Lauderdale and Oakland Park consistently provided written notice to the District regarding land use plan amendment and rezoning (including the allocation of flexibility/reserve units) applications that received final approval from the municipal governing body. This required information was not provided by the following municipalities: Coconut Creek, Cooper City, Davie, Deerfield Beach, Hallandale Beach, Hollywood, Lauderhill, Margate, Miramar, North Lauderdale, Pembroke Pines, Plantation, Pompano Beach, Southwest Ranches, Sunrise, Tamarac, Weston and Wilton Manors. The non-compliance of this Subsection is an issue that needs resolution since it would be crucial to the successful implementation of public school concurrency in Broward County.</p>
<p>7.4 - School Board to continue participation in the Broward County land use plan amendment review process.</p>	Ongoing	<p>The appointed School Board Member routinely attended and participated in Broward County Planning Council meetings.</p>	N/A	N/A
<p>7.5 - School Board to continue participation in the County plat, site plan, vacation petition and other development and growth management issues.</p>	Ongoing	<p>In 2007, staff reviewed all plat, site plan, vacation petition and related growth management items received from Broward County.</p>	<p>In 2007, Broward County routinely provided plats, site plans, vacation petition and related growth management items to School District staff for review.</p>	N/A

 Sections with Issues that Need Resolution.


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SECTIONS	FREQUENCY	SCHOOL BOARD	BROWARD COUNTY	MUNICIPALITIES
<p><b>7.6</b> - Broward County and municipalities to provide public notice of land use and comprehensive plan amendments, rezonings, development of regional impact applications and other residential or mixed-use projects with residential component pending before them that may affect student enrollment, projections and school facilities to the Superintendent. Notice to be provided at the same time as provided to the public under County or municipal ordinance.</p>	Ongoing	N/A	As applicable, Broward County complied with this requirement in 2007.	As applicable, a majority of the municipalities complied with this requirement in 2007, and some did not comply with the requirement.
<p><b>7.7</b> - Written comments regarding proposed residential developments provided by the Superintendent to the County and municipalities will advise local governments of the anticipated student impact, capacity status of affected schools, planned capacity improvements, and available alternatives.</p>	Ongoing	At the minimum, the development review report provided to local governments in 2007 included data on anticipated student impact, student enrollment, permanent capacity data, five-year student enrollment projections, overcrowded status of impacted schools, pertinent planned capital improvement, charter schools located within a two-mile radius of the project site, and staff recommendations.	N/A	N/A
<p><b>7.8</b> - School Board, local government and developer to collaborate on development of options that aim to provide needed capacity to accommodate students anticipated from proposed development.</p>	Immediately	Staff collaborated with Broward County, municipal and developer representatives in the development of the mitigation options. The options are contained in the currently adopted School Board Policy 1161. In the 2006/07, and thus far in the 2007/08 school year, staff reviewed approximately 32 residential land use plan amendment and rezoning (including the allocation of flexibility/reserve units) applications. However, ten (10) of the applications had residential density increases (containing a total of 3,703 units), and per provisions of the Interlocal Agreement, District staff requested mitigation of the anticipated student impacts. Of this number, mitigation was proposed and accepted for two (2) of the developments (See Attachment "C").	The County through its representative at the SWG meetings collaborated on the development of the mitigation options. The Broward County Planning Council and the Broward County Commission have recognized School District staff's recommendation and required mitigation for some of the developments depicted in Attachment "C". In other cases developers were proactive and voluntarily agreed to provide mitigation before the application was scheduled for public hearing(s).	Municipalities through representatives at SWG meetings collaborated on the development of the mitigation options. However, owners/developers of the projects highlighted in yellow in Attachment "C" may not have been compelled to provide mitigation for the anticipated student impact. Hence mitigation was not proposed for eight (8) of the ten (10) projects.

 Sections with Issues that Need Resolution.


**STATUS REPORT ON IMPLEMENTATION OF THE AGREEMENT  
JANUARY - DECEMBER 2007**

SECTIONS	FREQUENCY	SCHOOL BOARD	BROWARD COUNTY	MUNICIPALITIES
7.9 - Broward County and municipalities may consider issues depicted in the Subsection and School Board comments when reviewing comprehensive plan and rezoning applications.	Ongoing	N/A	Broward County as appropriate considers issues depicted in the Subsection and School District staff comments when reviewing comprehensive plan and rezoning applications.	The municipalities as appropriate consider issues depicted in the Subsection and School District staff comments when reviewing comprehensive plan and rezoning applications. However, owners/developers of projects highlighted in yellow in Attachment "C" may not have been compelled to mitigate the anticipated student impact. Hence mitigation was not proposed for eight (8) of the ten (10) projects.
7.10 - County and municipalities to provide notice to the Superintendent to enable participation in workshops regarding community development plans that may affect public school facilities.	As necessary	In 2007, School District staff attended several local government workshops regarding community development plans that may affect public school facilities.	The County provided notice to the Superintendent regarding community development plans that may affect public school facilities.	The municipalities provided notice to the Superintendent regarding community development plans that may affect public school facilities.
<b>COLLOCATION AND SHARED USE</b> 8.1 - During preparation of the DEFP and local government capital improvement plans, School Board and local governments are encouraged to collocate school facilities with local government civic facilities to enable shared use of the facilities.	Ongoing	The School Board has numerous collocated facilities with local governments, and the 2004 Annual Report on the implementation of the Interlocal Agreement indicated that further study may be needed to determine how the collocation of facilities can be enhanced in the County. At the direction of the Oversight Committee, the Subcommittee regarding the Collocation of public school facilities with local government public/civic facilities held meetings with the Urban Land Institute (ULI) and Florida Atlantic University (FAU) to discuss generation of the Study by both entities. A Peer Panel Review Committee convened by the ULI and FAU, addressed the issue in 2007, and made recommendations to the Oversight Committee regarding the release of a Request for Qualifications (RFQ)/Request for Proposal (RFP) for the Study. At the October 8, 2007 Oversight Committee meeting, the Chair of the Subcommittee made a motion to suspend the portion of the Subcommittee's activities related to the RFQ/RFP until such time District staff presents the issue which includes urban school concept(s) to the School Board, and enable the Board and other partners the opportunity to comment on the efforts. After such time, the subcommittee will provide another recommendation to the Oversight Committee.	Broward County staff representatives continue to participate in the efforts to generate the Study.	Pertinent municipal staff representatives continue to participate in the efforts to generate the Study.

 Sections with Issues that Need Resolution.

**STATUS REPORT ON IMPLEMENTATION OF THE AGREEMENT  
JANUARY - DECEMBER 2007**

<b>SECTIONS</b>	<b>FREQUENCY</b>	<b>SCHOOL BOARD</b>	<b>BROWARD COUNTY</b>	<b>MUNICIPALITIES</b>
<b>8.2</b> - Separate legal agreement to address each collocated facility.	As necessary	The School Board has master recreation lease agreements (MRL) with Broward County and twenty-one (21) municipalities. It also has reciprocal use agreements with fifteen (15) municipalities.	Broward County has three MRL Agreements with the School Board. Furthermore, the County provided additional comments to the District on the MRL agreements to aid in the planned Study on collocation.	Twenty-one (21) municipalities have MRL Agreements with the School Board. Also, fifteen (15) municipalities have reciprocal use agreements with the School Board. Furthermore, the County provided additional comments to the District on the MRL agreements to aid in the planned Study on collocation.
<b>RESOLUTION OF DISPUTES</b>				
<b>9.1</b> - Dispute Resolution	As necessary	N/A	N/A	N/A
<b>OVERSIGHT PROCESS</b>				
<b>10.1</b> - The School Board, Broward County and municipalities to each appoint five representatives to the Oversight Committee.	Immediately	In 2007, the School Board reappointed one of its representatives to the Committee.	In 2007, Broward County reappointed four of its representatives to the Committee, and also appointed a new representative to the Committee.	In 2007, the Broward League of Cities reappointed two municipal representatives to the Committee, and also appointed a new representative to the Committee.
<b>10.2</b> - Municipalities to appoint their five representatives to the Oversight Committee through a mutually agreeable process.	Immediately	N/A	N/A	The municipalities continue to appoint all five municipal representatives to the Committee through the Broward League of Cities.
<b>EFFECTIVE DATE AND TERM</b>				
<b>11.1</b> - Execution of agreement	Prior to May 1, 2003.	The School Board approved the Agreement on April 1, 2003 and executed it on April 8, 2003.	Broward County approved the Agreement on April 1, 2003 and executed it on April 29, 2003.	Municipalities approved and executed the Agreement at various dates in April and May of 2003.
<b>11.2</b> - Extension of the agreement for additional five years.	As necessary	In compliance with Florida Statutes, an amendment to this existing Agreement shall become effective by February 1, 2008. Thus, due to the nature of the State mandate, the new Amended Agreement would not require any extensions.	In compliance with Florida Statutes, an amendment to this existing Agreement shall become effective by February 1, 2008. Thus due to the nature of the State mandate, the new Amended Agreement would not require any extensions.	In compliance with Florida Statutes, an amendment to this existing Agreement shall become effective by February 1, 2008. Thus due to the nature of the State mandate, the new Amended Agreement would not require any extensions.

 Sections with Issues that Need Resolution.

Source: The Interlocal Agreement for Public School Facility Planning, December 15, 2006 Staff Working Group Meeting.

**THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA  
2007 STAFF WORKING GROUP MEETING  
ATTENDANCE SHEET**

Attachment "A"

Local Government/Agency	1/5/07 Meeting	3/2/07 Meeting	4/20/07 Meeting	5/11/07 Meeting	8/3/07 Meeting	9/14/07 Meeting	10/26/07 Meeting	12/7/07 Meeting
Coconut Creek		X	X			X	X	
Cooper City	X	X	X	X	X	X	X	X
Coral Springs	X	X	X		X	X	X	X
Dania Beach	X	X	X	X	X		X	X
Davie	X	X	X	X	X	X	X	X
Deerfield Beach	X			X		X	X	X
Fort Lauderdale	X	X	X	X	X	X	X	X
Hallandale Beach	X	X	X	X	X	X	X	
Hollywood								
Lauderdale Lakes	X	X						X
Lauderhill	X	X	X	X	X	X		X
Lazy Lake Village								
Margate				X		X	X	X
Miramar	X	X	X	X	X		X	X
North Lauderdale				X	X	X		
Oakland Park	X	X	X	X	X	X	X	X
Parkland		X		X	X	X	X	X
Pembroke Park								
Pembroke Pines	X	X	X	X	X	X	X	X
Plantation	X	X	X	X	X	X	X	X
Pompano Beach		X		X	X	X	X	X
Southwest Ranches				X	X	X	X	X
Sunrise	X	X	X	X	X		X	X
Tamarac	X	X			X			
Weston	X	X	X			X	X	X
Wilton Manors								
Broward County	X	X	X	X	X	X	X	X
Broward County Planning Council*	X	X	X	X	X		X	X
Broward County Public Schools*	X	X	X	X	X	X	X	X
South Florida Regional Planning Council*	X	X	X		X		X	X

Did not attend any meetings in 2007

**LIST DEPICTING ACTION BY LOCAL GOVERNMENT  
REGARDING INCLUSION OF SCHOOL BOARD REPRESENTATIVE  
ON LOCAL PLANNING AGENCY**

<b>Number</b>	<b>City</b>	<b>Action Taken</b>	<b>Date Action Taken</b>
1	Coconut Creek	x	7/8/05
2	Cooper City	x	10/8/03
3	Coral Springs	x	12/9/03
4	Dania Beach	x	10/26/04
5	Davie	x	10/8/03
6	Deerfield Beach	x	9/6/05
7	Fort Lauderdale	x	7/6/05
8	Hallandale Beach	x	10/16/06
9	Hollywood	x	11/5/03
10	Lauderdale Lakes	x	10/11/05
11	Lauderhill	x	9/29/03
12	Lazy Lake Village		
13	Margate	x	8/17/05
14	Miramar	x	3/3/04
15	North Lauderdale	x	12/2/03
16	Oakland Park	x	2/16/05
17	Parkland	x	4/7/04
18	Pembroke Park		
19	Pembroke Pines	x	11/5/03
20	Plantation	x	11/12/03
21	Pompano Beach	x	1/24/06
22	Southwest Ranches	x	6/27/07
23	Sunrise	x	1/13/04
24	Tamarac	x	1/26/05
25	Weston	x	2/7/05
26	Wilton Manors	x	2/11/03
27	Broward County	x	8/5/03



Local Governments that have not taken action

x Denotes that Local Government took formal action to include representative on the local planning agency

Source: The School Board of Broward County, Florida, Growth Management  
Department Facility Management, Planning and Site Acquisition Department

**RESIDENTIAL DEVELOPMENTS WITH RECOMMENDATIONS TO PROVIDE MITIGATION FOR ANTICIPATED STUDENT IMPACT**

**January - December 31, 2007 (School Years 2006/2007 Through 2007/2008)**

No.	Project Name/Number	Existing Land Use/Zoning	Permitted Units & Type	Proposed Land Use/Zoning	Additional Units & Type	Total Number of Units and Type	Jurisdiction	Schools Impacted, School Years 2006/07 - 2007/08					Students Generated	Total Students Generated	Requested Mitigation of Anticipated Students	Developer Agreed to Provide Mitigation	Agency Imposing Conditions	Mitigation Option	Developer/ Owner	Payment Status
								Elementary	Students Generated	Middle	Students Generated	High								
1	Highland Park LUPA	Low Medium(12) Residential	25 GA	Medium (25) Residential	28 GA	53 GA	Hallandale Beach	Hallandale	6	Gulfstream	3	Hallandale	3	12	Yes	Yes	Developer Volunteered	Cost per student station for 6 elementary school students	Highland Park Ventures	0
2	Oaktree County Club	Parks and Open Space	0	Low Medium (10) Residential	1,391 TH	1,391 TH	Oakland Park	Oriole	193	Lauderdale Lakes	86	Boyd Anderson	103	382	Yes	No	City of Oakland Park has not provided written feedback to staff regarding the mitigation, nor has the developer volunteered mitigation.	None Proposed	Aleida Waldman, P.A., Agent	0
3	LUPA Aquarius PA-01-06	Rural Ranch	3 SF	Rural Estate	6 SF	6 SF	Southwest Ranches	Hawkes Bluff	2	Silver Trail	1	Cypress Bay	1	4	Yes	No	Town of Southwest Ranches has not provided written feedback to staff regarding the mitigation, nor has the developer volunteered mitigation.	None Proposed	Aquarius Real Estate Partners, Inc.	0

Developments with no voluntary commitments

RESIDENTIAL DEVELOPMENTS WITH RECOMMENDATIONS TO PROVIDE MITIGATION FOR ANTICIPATED STUDENT IMPACT

January - December 31, 2007 (School Years 2006/2007 Through 2007/2008)

No.	Project Name/Number	Existing Land Use/Zoning	Permitted Units & Type	Proposed Land Use/Zoning	Additional Units & Type	Total Number of Units and Type	Jurisdiction	Schools Impacted, School Years 2006/07 - 2007/08					Students Generated	Total Students Generated	Requested Mitigation of Anticipated Students	Developer Agreed to Provide Mitigation	Agency Imposing Conditions	Mitigation Option	Developer/ Owner	Payment Status
								Elementary	Students Generated	Middle	Students Generated	High								
4	Monterra Plat Flexibility Unit 005-UP-03	Irregular 3.7 Residential	0	Irregular 3.7 Residential	110 HR	110 HR	Cooper City	Cooper City	5	Pioneer	1	Cooper City	1	7	Yes	Yes	Developer volunteered	Pay cost per student station for 5 elementary and 1 middle school students	Tousa Homes	0
5	Oasis Site Plan	Commercial	0	Commercial	250 HR	250 HR	Hallandale Beach	Hallandale	7	Gulfstream	1	Hallandale	2	10	Yes	No	City of Hallandale Beach has not provided written feedback to staff regarding the mitigation, nor has the developer volunteered mitigation.	None Proposed	Crush Law, P.A., Agent	0
6	Millennium Tower Site Plan	CBD(PUD)	0	CBD(PUD)-Flex	179 HR	179 HR	Hallandale Beach	Hallandale	8	Gulfstream	1	Hallandale	2	11	Yes	No	City of Hallandale Beach has not provided written feedback to staff regarding the mitigation, nor has the developer volunteered mitigation.	None Proposed	Calvin, Giordano & Assoc., Agent	0
7	Jacaranda LUPA No. 4149	Commercial Recreation	0	Medium (16) Residential	210 GA 20 TH	210 GA 20 TH	Plantation	Tropical	21	Seminole	11	South Plantation	11	43	Yes	No	City of Plantation has not provided written feedback to staff regarding the mitigation, nor has the developer volunteered mitigation.	None Proposed	Mr. Bill Palmer, Scratch Golf	0
8	Creek Crossing PC 08-5	Community Facility	0	Residential 1 (3.0) Low	6 SF	6 SF	Coconut Creek	Coconut Creek	1	Lyons Creek	1	Coconut Creek	0	2	Yes	No	City of Coconut Creek has not provided written feedback to staff regarding the mitigation, nor has the developer volunteered mitigation.	None Proposed	Creek Crossing, Inc.	0

Developments with no voluntary commitments

**RESIDENTIAL DEVELOPMENTS WITH RECOMMENDATIONS TO PROVIDE MITIGATION FOR ANTICIPATED STUDENT IMPACT**

**January - December 31, 2007 (School Years 2006/2007 Through 2007/2008)**

No.	Project Name/Number	Existing Land Use/Zoning	Permitted Units & Type	Proposed Land Use/Zoning	Additional Units & Type	Total Number of Units and Type	Jurisdiction	Schools Impacted, School Years 2006/07 - 2007/08					Students Generated	Total Students Generated	Requested Mitigation of Anticipated Students	Developer Agreed to Provide Mitigation	Agency Imposing Conditions	Mitigation Option	Developer/ Owner	Payment Status
								Elementary	Students Generated	Middle	Students Generated	High								
								Students Generated	Students Generated	Students Generated	Students Generated									
9	Bergeron Weston LUPA	Agricultural	0	Residential I (2.0) Low	90 SF	90 SF	Weston	Manatee Bay	22	Falcon Cove	10	Cypress Bay	7	39	Yes	No	City of Weston has not provided written feedback to staff regarding the mitigation, nor has the developer volunteered	None Proposed	Ron Bergeron	0
10	PC 08-4	Low (5) Residential	10 SF	Irregular Residential	1,388 GA	1,388 GA	Hallandale Beach	Hallandale	389	Gulfstream	236	Hallandale	195	824	Yes	No	City of Hallandale Beach has not provided written feedback to staff regarding the mitigation, nor has the developer volunteered mitigation.	None Proposed	Diplomat Properties, LP	0
<b>Total</b>			<b>38</b>		<b>3,678</b>	<b>3,703</b>			<b>654</b>		<b>351</b>		<b>325</b>	<b>1,334</b>						<b>0</b>

Developments with no voluntary commitments  
 SF: Single Family; 102; TH: Townhomes; 1,411; GA: Garden Apartments; 1,651; HR: Highrise; 539  
 Source: School Board of Broward County, Florida, Growth Management Department, Facility Management, Planning & Site Acquisition Department