

BROWARD COUNTY ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT
DEPARTMENT

PUBLIC SCHOOL FACILITY PLANNING

Staff Working Group Meeting

Minutes

June 3, 2010

10:30 a.m. – 12:30 p.m.

Bienes Ceremonial Room, 6th Floor Downtown Library

1. Call to Order and Roll Call

Chair Eichner called the Staff Working Group (SWG) meeting to order at 10:40 a.m. Linda Houchins took roll call, and the following Members were in attendance:

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| • Akagbosu, Chris | Broward County School Board |
| • Allen, Ingrid | Town of Davie |
| • Amoruso, Glenn | Broward County |
| • Bowman, Jeff | Town of Lauderdale-By-The-Sea |
| • Buckeye, Rick | City of Oakland Park |
| • Ciesielski, Michael | City of Fort Lauderdale |
| • Davis-Hernandez, Tanya | City of North Lauderdale |
| • Dokuchitz, Peter | City of Wilton Manors |
| • Eichner, Shelley | Cities of West Park and Weston |
| • Fink, Charles | City of Pembroke Park |
| • Giancoli, Don | City of Lauderhill |
| • Hamilton, Leander | City of Hollywood |
| • Hickey, Jim | City of Coral Springs |
| • Holmes, Dan | City of Lauderdale Lakes |
| • Lajoie, Corinne | City of Dania Beach |
| • Loftus, Heather | Cities of Southwest Ranches and Tamarac |
| • Pinney, Andrew | City of Margate |
| • Schuster, Larry | City of Pompano Beach |
| • Stevens, Marcia | City of Deerfield Beach |
| • Swing, Brad | City of Sunrise |
| • Von Stetina, Deanne | Broward County Planning Council |
| • Williams, Sharon | City of Pembroke Pines |
| • Wood, Matthew | City of Cooper City |
| • Zelch, Lisa | City of Plantation |

Others in attendance at the meeting were as follows:

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| • Nash, Steve | City of Parkland |
| • Smith, Micah | Broward County |
| • Trevarthen, Susan | Weiss Serota |
| • Wight, Lisa | Broward County School Board |

2. Addition(s) to the June 3, 2010 Agenda

Chair Eichner asked if there were any additions to the June 3, 2010 agenda. Mr. Akagbosu requested that "Age Restricted Units" be added under New Business, and Chair Eichner added the item under New Business, Item No. 6.4.

3. Approval of Minutes - March 4, 2010

Larry Schuster made a motion to approve the minutes from the March 4, 2010 meeting. Sharon Williams seconded the motion, and the motion passed unanimously.

4. Subcommittee Reports

There were no Subcommittee Reports.

5. Old Business

5.1 Status of the Second Amended Interlocal Agreement (ILA)

Mr. Akagbosu gave a status report on the Second Amended ILA. He said that twenty-two (22) Municipalities have approved the Agreement, three (3) Municipalities have denied it, and two (2) (Fort Lauderdale and Lauderdale Lakes) have not taken action. He stated that the twenty-one (21) Municipality threshold had been met, and that the next step would be to transmit the signed Agreement along with the Level of Service Standard (LOS) data to the Department of Community Affairs (DCA) in June 2010. Mr. Akagbosu thanked the Municipalities and staff for their hard work in regard to the Second Amended ILA, and additionally said each Municipality should now work towards amending their Comprehensive Plans. He said that the District Educational Facilities Plan (DEFP) will reflect the new LOS, will include a map which reflects a graphic representation of the school's LOS in the fifth year, and will become available sometime later this month. Mr. Akagbosu advised that the SWG will be receiving the draft DEFP which should contain the LOS Plan this month. Additionally, the draft DEFP will be approved by the School Board no later than September 2010.

Mr. Akagbosu stated that the Key Dates Matrix will be updated and emailed to the SWG. He said that the only additions to the Matrix are that the Cities of Coral Springs, Miramar and Tamarac have approved the Agreement.

Susan Trevarthen advised that the legal standard for amending the Second Amended ILA has been met which means that contingent upon compliance review by DCA, there will be a new uniform county-wide Agreement coming into effect in Broward County. Discussions followed regarding Municipalities that have yet to approve the Agreement, and Mr. Akagbosu encouraged each Municipality to move forward and approve the Agreement and said that the goal is to have the Oversight Committee advise the Municipalities in writing about approval of the Amendment and the next steps. He said that everyone needs to work together and that School District staff would follow up and work with the Municipalities that have not approved the Agreement. Further discussions followed regarding timeframes regarding amendment of the Public School Facilities Element and Municipal Comprehensive Plans, the Home Town Democracy Amendment, and the effective date of the Second Amended ILA. Susan Trevarthen said that the Amended Agreement would probably not become effective until both the Agreement and the Municipality Comprehensive Plan Amendment were in effect, but she advised that DCA should be contacted. Lengthy discussions followed regarding a potential gap between when the Amended Agreement will become effective and when the

Municipalities Comprehensive Plans will be amended. Glenn Amoruso said Broward County is waiting for data and analysis before moving forward with amendment of Broward County's Comprehensive Plan. Lengthy discussions followed regarding the interim period when School Board Policy becomes effective, but the Municipal Comprehensive Plans are not effective. Susan Trevarthen said that each Municipality should talk to their own City Attorney. She also stated that it may be beneficial if the School District report could have a column for both the old and new LOS. Discussions followed, and Mr. Akagbosu advised that the Amended School Board Policy will hopefully become effective in October 2010, and that the reports must be based upon what is called for in the Policy.

Susan Trevarthen talked about case law regarding the issue. School District staff said they would explore the idea of adding data to the reports which would show both 100% gross capacity and 110% permanent capacity. Ms. Trevarthen said that it may create less confusion if the School District were to time the adoption of the School Board Policy with the adoption of Broward County's Comprehensive Plan. Further discussions followed regarding timing of adoption dates, text amendment changes, map changes and data and analysis.

5.2 Feedback from the April 14, 2010 Oversight Committee Meeting

Chair Eichner gave feedback from the April 14, 2010 Oversight Committee meeting and said that the main focus of the meeting was issues involving the Second Amended ILA. She said that the Oversight Committee established a Subcommittee to reach out to the Municipalities that have yet to take formal action on the Agreement. Additionally, she said that the only issue that was discussed regarding approval of the 2009 Annual Status Report was the two Municipalities that have not adopted Land Development Regulations (LDR) and requested feedback regarding the two Municipalities. Chair Eichner said that the Cities of Tamarac and Pompano Beach are working on their LDR's and both expect adoption in the summer 2010.

Mr. Akagbosu stated that the activities of the Cities of Tamarac and Pompano Beach will be reflected in the Mid-Year Report. He said that the Oversight Committee would be polled to determine if they will meet for their regularly scheduled meeting in July 2010. Additionally, because the Second Amended ILA was approved by the requisite number, the Committee may not meet until October 2010. Chair Eichner said that because of potential issues regarding implementation of the new Agreement as they relate to the Comprehensive Plan, it may be important for the Oversight Committee to meet prior to the October 2010 meeting. Mr. Akagbosu said that he would talk to the Oversight Committee Chair regarding the concerns. Chair Eichner requested that Alan Gabriel be contacted and be prepared to give the pros and cons on the issues at the next Oversight Committee meeting. Mr. Akagbosu requested that Susan Trevarthen relay the message to Mr. Gabriel.

5.3 New Collocation Facilities

The Municipalities had no new collocation facilities to report.

6. New Business

6.1 Update on Broward County and Municipalities Evaluation and Appraisal Report

Glenn Amoruso gave an update on the Broward County and Municipalities Evaluation and Appraisal Reports and said that since the last meeting, all the comments had been gathered and a letter of understanding was submitted at the end of April 2010 to the DCA which enumerated what the major issues were and also incorporated some of the comments received from the Municipalities and other parties. He said that if anyone is interested in reading the letter, it is on the Broward County website

under EAR, "letter of understanding". Additionally, there has been no feedback from the DCA, but he expects to hear from them by the end of the month. Also, Mr. Amoruso said that Broward County has revised the timeline for adoption to incorporate a joint public meeting with the Planning Council at the end of August 2010 to discuss the draft major issues and general recommendations which could have land use and comprehensive plan implications. He said that the timeline includes adoption by the Board in February 2011 to meet the March 1, 2011 deadline.

6.2 Update on Student Generation Rate/School Impact Fee Study

Mr. Akagbosu stated that the update on the Student Generation Rate/School Impact Fee Study is moving forward and that a presentation on the study will be given by the consultants, Duncan Associates at the June 22, 2010 School Board Workshop. Also, after the School Board Workshop, a public workshop would be scheduled and the timeline regarding the update on the study would be sent to the SWG Members.

6.3 Annual Report Subcommittee

Chair Eichner asked for volunteers to serve on the Subcommittee for the 2010 Annual Report, and the following Members volunteered: Chris Akagbosu, Broward County School Board, Glenn Amoruso, Broward County and Sharon Williams, City of Pembroke Pines. Mr. Akagbosu said that the two tasks before the Subcommittee are to begin work on the 2010 Annual Status Report and the Mid-Year Report regarding the 2009 Annual Status Report.

6.4 Age Restricted Units

Mr. Akagbosu advised that the issue of age restricted units was discussed at a SWG meeting last year, and at that meeting it was discovered that there was no available database regarding age restricted units. Also, the School Boundaries Department had informed him that students are coming from such units. Another issue was that it was difficult obtaining data on age restricted units during update of the 2007 Student Generation Rate/School Impact Fee Study. Mr. Akagbosu recommended that a Subcommittee be formed to explore the issue and generate a database. Discussions followed regarding what use the data would provide and what would be done with the information. Larry Schuster made a motion to put the item of age restricted units under "Old Business" for the next SWG meeting. Lisa Zelch seconded the motion and requested that data be presented showing the percentage of students coming from these age restricted units. The SWG agreed that the issue should be placed on the agenda for the next regularly scheduled meeting, and Chair Eichner suggested that the School Boundaries Department attend the next SWG meeting to talk about the issue.

7. Next Staff Working Group Meeting

7.1 September 2, 2010 (Regularly Scheduled Quarterly Meeting)

Chair Eichner advised that the next SWG meeting is scheduled for September 2, 2010. Glenn Amoruso said that both Room 302 in the Government Center and the Bienes Ceremonial Room, on the 6th Floor of the Downtown Library are available for the September meeting. The SWG agreed that the next regularly scheduled meeting would be held at the Downtown Library in the Bienes Ceremonial Room.

8. Adjourn

The meeting was adjourned at 11:50 a.m.

Respectfully submitted by:


Shelley Eichner, Chair


Linda Houchins, Recording Secretary