

February 4, 1999

Financial Affairs
Richard H. Hinds, Chief Financial Officer

SUBJECT: APPROVAL OF RESOLUTION 99-10, CERTIFYING TO THE FLORIDA DEPARTMENT OF EDUCATION (FDOE) REQUIRED ASSURANCES FOR THE APPLICATION AND ISSUANCE OF QUALIFIED ZONE ACADEMY BONDS (QZABs); AND APPROVAL TO FILE APPLICATION FOR QZABs WITH THE FDOE

Sections of Miami-Dade County have recently been designated as an empowerment zone by the federal government. While this designation principally focuses on the economic development of the zone, such a designation enables an affected school district to be eligible for Qualified Zone Academy Bonds (QZABs).

These bonds are non-interest bearing with appropriate tax credits being provided to lenders by the federal government. QZABs may be utilized by the school district at eligible schools for a variety of purposes including rehabilitation or repairing the public school facility, providing equipment and instructional materials, and providing teacher professional development. } REVIS

The applicant school district must provide: (1) assurances to the Florida Department of Education, including written verification from private entities that voluntary private participation will be provided at a present value of not less than 10% of the proceeds and that certain districtwide curriculum academic standards and assessment will be adhered to in QZAB schools, and; (2) a written plan for such expenditures. } REVIS

Resolution 99-10 containing the required assurances is attached and submitted for approval.

It is anticipated that up to \$40 million of potential bond proceeds for fiscal years 1997-98 and 1998-99 may be available to Miami-Dade County under this program.

RECOMMENDED: That The School Board of Miami-Dade County, Florida approve Resolution 99-10 and authorize the Superintendent of Schools to file an application with the Florida Department of Education to authorize the district to issue up to \$40 million in QZAB non-interest bearing bonds. } REVIS

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**RESOLUTION NO. 99-10 OF THE
SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA
MAKING REQUIRED ASSURANCES TO THE
FLORIDA DEPARTMENT OF EDUCATION FOR THE ISSUANCE OF
QUALIFIED ZONE ACADEMY BONDS(QZABs)**

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WHEREAS, pursuant to Section 226 of the Taxpayer Relief Act of 1997, Section 1397E of the Internal Revenue Code, The School District of Miami-Dade County may be eligible to issue Qualified Zone Academy Bonds ("QZABs"); and

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WHEREAS, the Florida Department of Education provides for the allocation and authority to Florida school districts for the issuance of Qualified Zone Academy Bonds; and

WHEREAS, The School District of Miami-Dade County desires to issue Qualified Zone Academy Bonds in the form of one or more lease purchase agreements authorized under Florida law; and

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NOW, THEREFORE BE IT RESOLVED:

That The School Board of Miami-Dade County, Florida provides the following required assurances as defined in Section 226 of the Taxpayer's Relief Act of 1997, Section 1397E of the Internal Revenue Code.

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- 1) Proceeds from QZABs shall be appropriated to schools located in empowerment zones or enterprise communities or where there is a reasonable expectation that at least 35 percent or more of the students in that school are eligible for free or reduced-cost lunches under the National School Lunch Act.
- 2) Written commitments from private entity(ies) regarding qualified contributions having a present value of not less than ten percent of the bond proceeds shall be obtained prior to the issuance of bonds. Qualified contributions may include such items as equipment, technical assistance in teacher or curriculum development, volunteer mentors, internships, field trips, other educational opportunities outside the academy for students, any other property (including cash) or service as specified by the School Board as the "local education agency."
- 3) Schools or academic programs designated for QZABs are established by and operated under the supervision of an eligible local education agency (as defined in Section 14101 of the Elementary and Secondary Education Act of 1965) to provide education or training below the post-secondary level; and such school programs are designed in cooperation with business(es) to enhance the academic curriculum, increase graduation and employment rates, and better prepare students for the rigors of college and the increasingly complex workforce; and students in the academy are subject to the same academic standards and assessments as other students educated by the local school system; and the comprehensive education plan of the school or program is approved by the local education agency.
- 4) Proceeds of the QZABs shall be appropriated to qualified schools for eligible uses including rehabilitating or repairing public school facilities, equipment, instructional materials, and teacher/school personnel development, so long as such uses are permitted under Florida law. The issuance of QZABs for purposes of the Act may take the form of a lease purchase agreement pursuant to Sections 230.03(2), 230.23(2)(b), 230.23(a)(b)(5) and 235.056(2) Florida Statutes, involving the issuance of Certificates of Participation.

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Presented this 10th day of February, 1999
THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA

Chair

ATTEST:

Secretary