

Ms. Perla Tabares Hantman, Member

SUBJECT: AUTHORIZATION TO CREATE A SCHOOL BOARD CONCURRENCY TASK FORCE TO PROVIDE RECOMMENDATIONS FOR THE IMPLEMENTATION OF 2005 GROWTH MANAGEMENT LEGISLATION

COMMITTEE: INNOVATION, EFFICIENCY AND GOVERNMENTAL RELATIONS COMMITTEE

Background

At its 2005 session, the state legislature enacted growth management legislation, which seeks to ensure that adequate infrastructure is available concurrent with growth; a major piece of the new legislation is school concurrency. Concurrency essentially requires that the necessary infrastructure to serve development be in place at the time the development impacts occur. Specifically as it relates to schools, concurrency is now mandated statewide and concurrency standards must be adopted by all local units of government in accordance with a phased schedule issued by the State of Florida Department of Community Affairs (DCA), but in any event no later than December 1, 2008. A schedule was recently released by DCA indicating that Miami-Dade County must be in compliance by January 1, 2008.

To implement concurrency, local governments must adopt a public school facilities element in their respective comprehensive development plan. The local governments and the respective school board are to collaborate to establish adequate level-of-service standards and the mechanisms through which concurrency will be implemented at the local level in connection with new residential development applications, as defined in chapter 9J-5, Florida Administrative Code.

Failure to implement the provisions of the law relating to public school concurrency by a local government shall result in it being prohibited from adopting amendments to the comprehensive plan, which increase residential density. Failure to comply on the School Board's part may subject it to sanctions imposed by the Department of Education to withhold funds for school construction.

School Concurrency Task Force

As of the writing of this item, the guidelines to implement school concurrency had not yet been released by DCA. However, in order to ensure that the concurrency deadline is met and to protect the School Board's interests, it was recommended at the Board Legislative Workshop held on July 29, 2005, that a Concurrency Task Force be created. Membership would include, but not be limited to, two members of the School Board and up to two representatives from the following organizations: Miami-Dade County Board of County

Commissioners, the Miami-Dade County League of Cities, the Builders Association of South Florida and the Latin Builders Association. Staff from the South Florida Regional Planning Council will be invited to attend and participate. The Superintendent will appoint District staff to provide support to the Task Force.

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**ACTION PROPOSED
BY MS. PERLA TABARES HANTMAN:**

That The School Board of Miami-Dade County, Florida, authorize the creation of a School Board Concurrency Task Force to provide recommendations for the implementation of 2005 growth management legislation, as it relates to school concurrency. Membership would include, but not be limited to, two members of the School Board and up to two representatives from the following organizations: Miami-Dade County Board of County Commissioners, the Miami-Dade County League of Cities, the Builders Association of South Florida and the Latin Builders Association. Staff from the South Florida Regional Planning Council will be invited to attend and participate. The Superintendent will appoint District staff to provide support to the Task Force.

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