

Ms. Perla Tabares Hantman, Vice Chair

**SUBJECT: DISCUSSION ON STATUS OF SCHOOL CONCURRENCY –
INTERLOCAL AGREEMENT**

**COMMITTEE: INNOVATION, EFFICIENCY AND GOVERNMENTAL
RELATIONS COMMITTEE**

**LINK TO DISTRICT
STRATEGIC PLAN: ESTABLISH GREATER ALLIANCE WITH LEGISLATIVE
BODIES**

BACKGROUND

During its 2005 session, the State Legislature enacted growth management legislation, mandating the implementation of a County-wide uniform school concurrency system, with an implementation deadline for Miami-Dade County of January 1, 2008. To ensure participation from affected stakeholders, I proffered Agenda item B-4 at the August 17, 2005 meeting, and the Board unanimously authorized the creation of a School Board Concurrency Task Force (Task Force). The Task Force would provide recommendations to effectuate full and timely compliance. The Task Force's membership included: School Board (2); Miami-Dade County (1); Miami-Dade League of Cities (2); Builders Association of South Florida (2); Latin Builders Association (1), and a non-voting representative from the South Florida Regional Planning Council. The Task Force convened over a ten-month period and produced a comprehensive report outlining its initial recommendations. The report was received by the Board at its January 17, 2007 meeting, and the Superintendent was directed to finalize the required amendments to the existing Interlocal Agreement for Public School Facility Planning (Interlocal Agreement) to incorporate school concurrency provisions.

Since the January 2007 report issuance, the Task Force was reconvened to refine its recommendations based on additional input from District staff, participating local governments and comments received from the Department of Community Affairs (DCA). At its November 20, 2007 meeting, the School Board approved these recommendations and authorized the execution of the amended and restated Interlocal Agreement for Public School Facility Planning between the School Board and all nonexempt local governments, to incorporate the State mandated school concurrency requirements, under certain delineated terms and conditions. On February 2008, Miami-Dade County approved an Amended Substitute Interlocal Agreement. Since that time, District technical and legal staff has met on working sessions with their counterparts from Miami-Dade County on several issues of concern.

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Because time is of the essence in attaining resolution, this item proposes that the Superintendent and School Board Attorney negotiate a new Interlocal Agreement for School Concurrency by and between the School Board and the Board of County Commissioners of Miami-Dade County, based upon additional input and discussions on the remaining pending issues and submit it for Board approval at the May 21, 2008 meeting. Subsequently, a meeting of the Miami-Dade County School Board and the Board of County Commissioners of Miami-Dade County should be scheduled.

RE'

Pursuant to the discussions held at the Innovation, Efficiency and Governmental Relations Committee meeting of April 14, 2008, the recommended action has been modified as indicated herein.

ADDE

**ACTION PROPOSED BY
VICE CHAIR PERLA TABARES HANTMAN:**

That The School Board of Miami-Dade County, Florida:

- 1) Authorize the Superintendent and the School Board Attorney to negotiate a new Interlocal Agreement for School Concurrency by and between The School Board of Miami-Dade County and the Board of County Commissioners of Miami-Dade County, based upon additional input and discussions on the remaining pending issues;
- 2) Direct the Superintendent and the School Board Attorney to bring the negotiated and recommended Interlocal Agreement for approval by the School Board at the May 21, 2008 meeting; and
- 3) Upon approval by the School Board of the finalized Interlocal Agreement for School Concurrency, convene a meeting between the Board of County Commissioners of Miami-Dade County and the School Board.

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