

1 EXHIBIT 1
2 RESOLUTION NO. 17-
3

4 A RESOLUTION OF THE MAYOR AND THE CITY COMMISSION
5 OF THE CITY OF HALLANDALE BEACH, FLORIDA,
6 APPROVING THE BROWARD COUNTY SCHOOL DISTRICT
7 THIRD AMENDED AND RESTATED INTERLOCAL
8 AGREEMENT (ILA) FOR PUBLIC SCHOOL FACILITY
9 PLANNING; AND AUTHORIZING THE CITY MANAGER TO
10 EXECUTE THE AGREEMENT ON BEHALF OF THE CITY.
11

12 WHEREAS, pursuant to Section 163.3180(6), Florida Statutes, all non-exempt
13 municipalities in Broward County are required by statute to enter into an interlocal agreement for
14 public school facilities planning, including provisions for public school concurrency (referred to
15 herein as “the original ILA”), with Broward County and the Broward County School Board; and

16 WHEREAS, the original ILA, dated April 8, 2003, established among other things
17 cooperative planning between the School Board, County and the Municipalities and a voluntary
18 school mitigation program to alleviate overcrowded public schools and create necessary
19 classroom capacity; and

20 WHEREAS, pursuant to the Amended Interlocal Agreement, dated December 7, 2007,
21 the School Board, County and the Municipalities adopted a public school concurrency program
22 which required all new residential development to comply with development review criteria for
23 public school concurrency and among other things, established a countywide level of service
24 (LOS) standard for each bounded public elementary, middle and high school at 110% permanent
25 Florida Inventory of School Houses (“FISH”); and

26 WHEREAS, pursuant to the Second Amended Interlocal Agreement (“Second Amended
27 ILA”), dated February 2, 2010, the countywide LOS standard was temporarily modified and
28 established at 100% gross FISH capacity for each bounded public school until the end of the
29 2018/2019 school year; and

30 WHEREAS, an amendment has been proposed to the Second Amended ILA (attached
31 as Exhibit “2” and referred to herein as the “Third Amended ILA”), which seeks to implement the
32 LOS at the higher of the two standards (100% of gross capacity or 110% of permanent capacity),
33 based on the types of facilities (permanent and/or portable) located at each school site; and

34 **WHEREAS**, by the terms of the original ILA, recommendation by the Staff Working Group
35 and Oversight Committee and approval by the County, the School Board, and 75% of the
36 municipal parties representing at least 50% of the population of Broward County is necessary for
37 an amendment to become effective; and

38 **WHEREAS**, the Staff Working Group and Oversight Committee have recommended the
39 Third Amended ILA, and the County, the School Board and a number of non-exempt
40 municipalities have already approved the Third Amended ILA; and

41 **WHEREAS**, the Mayor and City Commission of the City of Hallandale Beach desire to
42 adopt the Third Amended ILA to remain in compliance with Section 163.3180, Florida Statutes.

43 **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COMMISSION OF**
44 **THE CITY OF HALLANDALE BEACH, FLORIDA:**

45 **SECTION 1.** The foregoing "Whereas" clauses are adopted herein.

46 **SECTION 2. City Manager Authorization.** The Mayor and City Commission hereby
47 authorize the City Manager to execute the Third Amended and Restated Interlocal Agreement
48 (ILA) for Public School Facility Planning on behalf of the City.

49 **SECTION 3.** This Resolution shall take effect immediately upon its passage and adoption.

50 APPROVED AND ADOPTED this ____ day of December, 2017.

51
52 _____
53 JOY F. COOPER
54 MAYOR

55 SPONSORED BY: CITY ADMINISTRATION
56 ATTEST:

57
58 _____
59 MARIO BATAILLE, CMC
60 CITY CLERK

61
62 APPROVED AS TO LEGAL SUFFICIENCY
63 FORM

64
65 _____
66 JENNIFER MERINO
67 CITY ATTORNEY

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