

RESOLUTION NO. 24R-09-218

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL IN SUPPORT OF THE SCHOOL BOARD OF BROWARD COUNTY TERMINATING THE CITY OF LAUDERHILL'S PARTICIPATION IN THE TRI-PARTY EDUCATIONAL MITIGATION AGREEMENT WHICH REQUIRES THE PAYMENTS OF SCHOOL IMPACT FEES FROM CERTAIN NEW DEVELOPERS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER MELISSA P. DUNN)

WHEREAS, the City of Lauderhill entered into Tri-Party Educational Mitigation Agreements with Broward County and The School Board of Broward County ("School Board") as a condition for approval of County Land Use Plan and Land Use Plan text amendments designating Activity Centers within the City`s boundaries; and

WHEREAS, these Tri-Party Agreements required developers of residential projects within the Activity Centers to mitigate the impact on public schools through the payment of student station costs; and

WHEREAS, on September 17, 2024, the Board of County Commissioners of Broward County, Florida, voted in support of releasing the City from the Tri-Party Educational Mitigation Agreement, recognizing that the mitigation requirements are no longer necessary due to decreased student enrollment in public schools and the need to facilitate redevelopment and affordable housing within the City`s Activity Centers; and

WHEREAS, student station costs, determined by the School Board, typically exceed standard school impact fees, posing a financial burden on developers and hindering the development of affordable housing; and

WHEREAS, the student population in Broward County public schools has decreased significantly, resulting in under-enrollment in many schools, thus reducing the necessity for such mitigation measures; and

WHEREAS, numerous of the municipalities that are parties to the Agreement have determined that these school impact fees are unreasonable and deter redevelopment within the city; and

WHEREAS, the Board of County Commissioners of Broward County has expressed support for releasing cities from these Tri-Party Educational Mitigation Agreements as indicated in their Resolution; and

WHEREAS, the City Commission of Lauderhill finds that the release of the City from this Agreement will facilitate economic development, enhance housing opportunities, and remove unnecessary barriers to redevelopment within the City`s Activity Centers; and

WHEREAS, as a result, the City of Lauderhill supports the termination of its participation in this Agreement;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA:

SECTION 1. The foregoing "Whereas" clauses are true and correct and are hereby ratified and confirmed by the City Commission.

SECTION 2. The City Commission of Lauderhill hereby expresses its support for the School Board of Broward County to terminate the City of Lauderhill`s participation in the Tri-Party Educational Mitigation Agreement.

SECTION 3. The City Clerk is hereby directed to transmit a copy of this Resolution to the School Board of Broward County, and any other interested persons.

SECTION 4. This Resolution shall take effect immediately upon its passage and adoption.

DATED this _____ day of _____, 2024.

PASSED AND ADOPTED on first reading this _____ day of _____, 2024.

PRESIDING OFFICER

ATTEST:

CITY CLERK

MOTION _____
SECOND _____

M. DUNN _____
D. GRANT _____
L. MARTIN _____
S. MARTIN _____
K. THURSTON _____

Approved as to Form

Angel Petti Rosenberg
City Attorney