

**THE SCHOOL BOARD
OF MANATEE COUNTY, FLORIDA**

RESOLUTION 15-08

A RESOLUTION OF THE SCHOOL BOARD OF MANATEE COUNTY AUTHORIZING TRANSMITTAL OF THE MANATEE COUNTY SCHOOL IMPACT FEE STUDY TO THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY AND SUPPORTING AN ORDINANCE OF THE BOARD OF COMMISSIONERS FOR MANATEE COUNTY, WHICH ORDINANCE WILL RESULT IN THE REINSTATEMENT, LEVY, AND COLLECTION OF SCHOOL IMPACT FEES; PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR APPROVAL AND TRANSMISSION OF A SCHOOL IMPACT FEE STUDY; AND PROVIDING FOR SUPPORT OF AN ORDINANCE OF MANATEE COUNTY FOR THE UPDATE AND REINSTATEMENT OF ITS EDUCATION FACILITIES IMPACT FEES ON A GRADUATED SCHEDULE.

WHEREAS, Manatee County adopted Ordinance No. 02-33 on May 7, 2002, adopting and implementing Educational Facilities Impact Fees on behalf of the School Board of Manatee County, and

WHEREAS, Educational Facilities Impact Fees were collected throughout the incorporated and unincorporated areas of Manatee County pursuant to Ordinance No. 02-33 and its subsequent amendments, until Manatee County adopted Ordinance 09-36 and its implementation on July 27, 2009 temporarily suspending the Educational Facilities Impact Fee collections until an updated School Impact Fee study was performed, and

WHEREAS, the School Board of Manatee County and Manatee County are parties to an Interlocal Agreement regarding the Levy and Collection of School Impact Fees, dated April 21, 2015, and

WHEREAS, pursuant to the Interlocal Agreement, the School Board and the County undertook a study of Manatee County's impact fees, including its Educational Facilities Impact Fees; and

WHEREAS, TischlerBise, Inc., was contracted to perform an analysis of Manatee County's impact fees, including Chapter 2-29, Education Facilities, as amended; and

WHEREAS, on October 13, 2015, the draft educational component of the impact fee study was presented to the School Board at a workshop, and

WHEREAS, on or about November 3, 2015, the final version of the Manatee County School Impact Fee Study was posted on the School Board's website and otherwise made available to the general public; and

WHEREAS, on November 10, 2015, the final version of the impact fee study was presented to the School Board at its regular meeting; and

WHEREAS, the School Board, having heard the presentation of the study along with public comments and a recommendation of the Superintendent, determined the impact fee study is worthy of consideration of the Board of County Commissioners; and

WHEREAS, the School Board is informed that the Board of County Commissioners is conducting a study of its own schedule of impact fees in compliance with Section 163.31801, Florida Statutes (the “Florida Impact Fee Act”) in order to insure that its schedule of impact fees is based upon the most recent and localized data; and

WHEREAS, School Board is informed that the Board of County Commissioners is in the process of updating its schedule of impact fees based upon the impact fee study, including the Education Facilities Impact Fees; and

WHEREAS, the School Board, through adoption of this Resolution, intends to show its support of the Manatee County School Impact Fee Study, dated November 3, 2015, and additionally, for the reinstatement, levy, and collection of an Educational Facility Impact Fee by Manatee County.

NOW, THEREFORE, BE IT RESOLVED, by the School Board of Manatee County, the following:

1. The School Board of Manatee County, in accordance with the Florida Education Code and the April 21, 2015, Interlocal Agreement, hereby transmits to the Board of County Commissioners of Manatee County, the impact fee study titled Manatee County School Impact Fee Study, of November 3, 2015, and prepared by TischlerBise, Inc., as a basis for the reinstatement of Manatee County’s Educational Facility impact fee.
- 2.The School Board of Manatee County, by adoption of this Resolution, hereby confirms its support for the reinstatement, levy, and collection of the Educational Facility impact fee.
- 3.The School Board of Manatee County, by adoption of this Resolution, hereby recommends to the Board of County Commissioners reinstatement of the Education Facility Impact fee at the rate shown in Figure 1 of the Manatee County Impact Fee Study (the “Study”) on the following schedule:
 - a. Imposition of an education facility impact fee during the first 12 months of the effective period of an impact fee ordinance at a rate which is 50% of the Maximum Supportable School Impact Fee shown in Figure 1 of the Study; and
 - b. Imposition of an education facility impact fee during the second 12 months of the effective period of an impact fee ordinance at a rate which is 75% of the Maximum Supportable School Impact Fee shown in Figure 1 of the Study; and

- c. Imposition of an education facility impact fee for the remaining effective period of an impact fee ordinance at a rate which is 100% of the Maximum Supportable School Impact Fee shown in Figure 1 of the Study.

BE IT FURTHER RESOLVED that this Resolution be spread upon the minutes of the School Board of Manatee County, Florida

DULY PASSED and **ADOPTED**, at a public meeting this ____ day of _____, 2015.

THE SCHOOL BOARD OF MANATEE COUNTY, FLORIDA

By: _____
Robert Gause, Chairman

ATTEST:

By: _____
Diana Greene, Superintendent
Date: _____, 2015

Attachment: Resolution 15 08 Final Impact Fee Support - Updated 11-05-15 (1233 : Resolution 15-08 Impact Fee Study)