

ADDENDUM
DANIA BEACH CITY COMMISSION
HYBRID REGULAR MEETING
TUESDAY, OCTOBER 25, 2022 - 7:00 PM

ANY PERSON WHO DECIDES TO APPEAL ANY DECISION MADE WITH REGARD TO ANY MATTER CONSIDERED AT THIS MEETING OR HEARING WILL NEED A RECORD OF THE PROCEEDING, AND FOR SUCH PURPOSE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

LOBBYIST REGISTRATION IS REQUIRED. PRIOR TO ENGAGING IN ANY LOBBYING ACTIVITIES, WHETHER OR NOT COMPENSATION IS PAID OR RECEIVED IN CONNECTION WITH THOSE ACTIVITIES, EACH LOBBYIST SHALL FILE WITH THE CITY CLERK AN ANNUAL REGISTRATION STATEMENT AND PAY AN ANNUAL TWO HUNDRED FIFTY DOLLARS (\$250.00) REGISTRATION FEE FOR EACH PRINCIPAL OR EMPLOYER. REGISTRATION FORMS ARE AVAILABLE ON THE CITY WEBSITE: WWW.DANIABEACHFL.GOV. (ORDINANCE #2012-019; AMENDED BY ORDINANCE #2019-019)

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT, PERSONS NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE CITY CLERK'S OFFICE, 100 W. DANIA BEACH BOULEVARD, DANIA BEACH, FL 33004, (954) 924-6800 EXTENSION 3624, AT LEAST 48 HOURS PRIOR TO THE MEETING.

IN CONSIDERATION OF OTHERS, WE ASK THAT YOU:

- A. PLEASE TURN CELL PHONES OFF, OR PLACE ON VIBRATE. IF YOU MUST MAKE A CALL, PLEASE STEP OUT INTO THE ATRIUM, IN ORDER NOT TO INTERRUPT THE MEETING.
- B. IF YOU MUST SPEAK TO SOMEONE IN THE AUDIENCE, PLEASE SPEAK SOFTLY OR GO OUT INTO THE ATRIUM, IN ORDER NOT TO INTERRUPT THE MEETING.

**DECORUM POLICY FOR MEETINGS OF THE CITY COMMISSION
OF THE CITY OF DANIA BEACH, FLORIDA:**

INDIVIDUALS WHO WISH TO MAKE ANY "CITIZEN'S COMMENTS" UNDER THAT PORTION OF THE CITY COMMISSION AGENDA, OR WHO OTHERWISE WANT TO ADDRESS THE CITY COMMISSION, MUST FIRST BE REGISTERED WITH THE CITY CLERK (FORMS ARE AVAILABLE OUTSIDE OF THE CITY COMMISSION CHAMBERS AND MUST BE GIVEN TO THE CLERK BEFORE THE MEETING). OTHERS WHO WANT TO ADDRESS THE COMMISSION ON ANY MATTERS MUST FIRST BE RECOGNIZED BY THE MAYOR. ALL SUCH PERSONS MUST USE THE PODIUM IN THE COMMISSION CHAMBER. NO MORE THAN ONE PERSON AT A TIME MAY ADDRESS THE COMMISSION FROM THE PODIUM. COMMENTS ARE ONLY TO BE MADE TO THE CITY COMMISSION AND ARE NOT TO BE DIRECTED TO THE AUDIENCE OR CITY STAFF.

NO INDIVIDUAL SHALL MAKE ANY SLANDEROUS OR UNDULY REPETITIVE REMARKS, OR ENGAGE IN ANY OTHER FORM OF BEHAVIOR THAT DISRUPTS OR IMPEDES THE ORDERLY CONDUCT OF THE MEETING, AS DETERMINED BY THE MAYOR. NO INDIVIDUAL MAY SPEAK DIRECTLY TO OR ADDRESS THE MAYOR, CITY COMMISSIONER OR CITY STAFF: COMMENTS ARE TO BE ONLY DIRECTED TO THE COMMISSION AS A WHOLE. NO CLAPPING, APPLAUDING, HECKLING OR VERBAL OUTBURSTS IN SUPPORT OF OR OPPOSITION TO A SPEAKER OR HIS OR HER REMARKS SHALL BE PERMITTED. NO SIGNS OR PLACARDS SHALL BE PERMITTED IN THE COMMISSION CHAMBER.

IF ANY PERSON'S CONDUCT AS DETERMINED BY THE MAYOR IS FOUND TO BE DISRUPTIVE OR INTERFERES WITH THE ORDERLY CONDUCT OF THE MEETING, THE PERSON MAY BE ASKED BY THE MAYOR TO LEAVE THE COMMISSION CHAMBERS; IF THE PERSON DOES NOT LEAVE AND THE CONDUCT PERSISTS, THE CITY POLICE DEPARTMENT WILL BE REQUESTED TO ESCORT THE INDIVIDUAL FROM THE CITY COMMISSION CHAMBERS.

ALL CELLULAR TELEPHONES ARE TO BE SILENCED DURING THE MEETING. ALL PERSONS EXITING THE COMMISSION CHAMBER SHALL DO SO QUIETLY. (RESOLUTION #2020-032)

7. CONSENT AGENDA

6. RESOLUTION NO. 2022-165

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, URGING THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA TO INCREASE FUNDING FOR SCHOOL RESOURCE OFFICERS FOR EVERY SCHOOL WITHIN BROWARD COUNTY, FLORIDA; PROVIDING FOR DISTRIBUTION; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. *(Mayor James)*

RESOLUTION NO. 2022-165

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, URGING THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA TO INCREASE FUNDING FOR SCHOOL RESOURCE OFFICERS FOR EVERY SCHOOL WITHIN BROWARD COUNTY, FLORIDA; PROVIDING FOR DISTRIBUTION; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 1006.07, Florida Statutes, district school boards are responsible for the health, safety and welfare of their students and “shall formulate and prescribe policies and procedures, in consultation with the appropriate public safety agencies for emergency drill and for actual emergencies including, but not limited to fires, natural disasters, active assailant and hostage situations, and bomb threats, for all students and faculty at all public schools of the district comprised of grades K-12”; and

WHEREAS, the Florida legislature amended Section 1006.12, Florida Statutes, following the Marjory Stoneman Douglas mass shooting to state: “[f]or the protection and safety of school personnel, property, students, and visitors, each district school board and school district superintendent shall partner with law enforcement agencies or security agencies to establish or assign one or more safe-school officers at each school facility within the district, including charter schools”; and

WHEREAS, pursuant to Section 1006.12(1), Florida Statutes, school districts may satisfy their requirement to establish or assign safe-school officers by implementing a school resource officer program through a cooperative agreement with law enforcement agencies; and

WHEREAS, pursuant to Section 1006.12(1)(b), Florida Statutes, “[s]chool resource officers shall abide by district school board policies and shall consult with and coordinate activities through the school principal but shall be responsible to the law enforcement agency in all matters relating to employment, subject to agreements between a district school board and a law enforcement agency. Activities conducted by the school resource officer which are part of the regular instructional program of the school shall be under the direction of the school principal”; and

WHEREAS, pursuant to Section 1006.13(1), Florida Statutes, “[d]istrict school boards shall promote a safe and supportive learning environment in schools by protecting students and staff from conduct that poses a threat to school safety”; and

WHEREAS, Section 1011.62(13), Florida Statutes, created a safe schools allocation to provide funding to assist school districts in their compliance with ss. 1006.07- 1006.12, with priority given to safe-school officers pursuant to Section 1006.12 and each school district shall receive a minimum safe schools allocation in an amount provided in the General Appropriations Act; and

WHEREAS, The School Board of Broward County ("Broward County School Board") is responsible for providing safe-school officers in all 334 Broward County schools, including charter schools, which is a critical component to ensuring and maintaining the safety of children and educational staff at schools; and

WHEREAS, the Broward County School Board does not have sufficient human resources to provide the necessary safe-school officers as required Section 1006.12, Florida Statutes at each school facility within the district; and

WHEREAS, the Broward County School Board has entered into agreements with multiple law enforcement agencies throughout the County to establish a School Resource Officer ("SRO") program and assign one or more safe-school officers at each school facility within the district, including charter schools; and

WHEREAS, the annual cost per SRO includes the salary, benefits, vehicle, and other related ancillary expenses that the police officer incurs when assigned as an SRO at a Broward County school; and

WHEREAS, through the agreements with the local municipalities, the Broward County School Board is only funding a fraction of the SROs, and each municipality's taxpayers fund the balance of the cost of the SROs which amounts to double taxation to taxpayers; and

WHEREAS, for fiscal year 2021/2022, the salary and benefit cost for the City of Dania Beach's School Resource Officer program was \$538,578, which represents the City's pro-rated cost for the 10-month period in which SROs are assigned exclusively to Broward County Schools, not including costs for vehicles, computers, uniforms, training, etc.; and

WHEREAS, for fiscal year 2021/2022, the Broward County School Board funded \$244,800 of the Dania Beach School Resource Officer program cost which when subtracted from the full program cost requires the taxpayers within the City of Dania Beach to fund approximately 54.55 percent of the salaries and benefits in addition to the vehicles, computers, uniforms, training, etc. from the general fund. This burden on the taxpayers amounts to an unsustainable subsidy; and

WHEREAS, the cost of each safe-school officer should be the responsibility of the Broward County School Board and the inadequate funding of the safe-school officers/SRO program places an additional unfair burden on local municipalities equating to an unfunded mandate; and

WHEREAS, pursuant to Section 1006.12, Florida Statutes, the Broward County School Board is responsible for the safe-school officers program and should increase funding per officer, including salary and benefits, utilizing the average cost among the municipalities in Broward County; and

WHEREAS, in the aftermath of the Marjory Stoneman Douglas High School mass shooting, the Broward League of Cities formed a School and Community Public Safety Task Force which discussed the disparate funding of SROs across Broward County, difficulties with schools whose students do not come from solely one municipality, the inadequacy of the Safe School Allocation to cover current costs, and the municipalities continuing to bear too great of a financial burden for SROs. The final report recommended that:

"School district must increase the amount it participates in the cost of SRO's. Actual costs are well above the current participation amount." "There must be a permanent, stable and dedicated funding stream to ensure uniform SRO program in all BCPS and Charter Schools."

WHEREAS, millions of dollars' worth of funding from a 2018 referendum approving a .5 mill property tax for the Broward County School Board are set to expire. This .5 mill property tax currently funds school security personnel among other things; and

WHEREAS, in August 2022, the Broward County School Board sponsored a ballot item to increase the funding from .5 mill to 1 mill property tax; and

WHEREAS, the Broward County School Board anticipates receiving an additional \$227,000,000 per year in revenue as a result of the passage of the referendum; and

WHEREAS, due to significant increases in property values in Broward County, the Broward County School Board will receive more revenue from property taxes than previously estimated; and

WHEREAS, the Broward County School Board has approved a plan to spend 75 percent of the referendum funds on increasing staff pay and has further committed to spending up to 17 percent of those funds on school safety, including hiring 500 safety personnel; and

WHEREAS, the Broward County School Board's commitment to spend up to 17 percent of the referendum funds on school safety and safety personnel should include a commitment to increase funding toward the SRO programs provided by the municipalities; and

WHEREAS, in 2022, the Florida legislature passed legislation imposing additional responsibilities and burdens on local police departments. The new law mandates emergency drills for active assailant and hostage situations, bomb threats and natural disasters and requires all law enforcement officers, including SROs, who are responsible for responding to schools during emergencies such as school shootings to be physically present on campus and directly involved in the emergency drills. The law further requires all law enforcement officers, including SROs, who are assigned to public schools to complete mental health crisis intervention training using a specified curriculum. However, funding for this additional training is not provided and thus results in an unfunded mandate for municipalities that provide SROs to the Broward County School Board; and

WHEREAS, the Broward County School Board will be reviewing its budget for the 2022/2023 fiscal year and will be allocating its ad valorem taxes as well as the additional funding it receives via special levy and the safe school allocation provided in Florida's General Appropriations Act to fund safe-school officers/SROs; and

WHEREAS, in the Broward County School Board's budget for the 2022/2023 fiscal year, the City of Dania Beach strongly urges the Broward County School Board to increase funding for the safe-school officers program/SRO program, on a per officer basis, to more accurately reflect the cost of the officers assigned to Broward County schools;

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

Section 1. That the foregoing “WHEREAS” clauses are ratified and confirmed as being true and correct, and they are made a specific part of and incorporated into this Resolution by this reference.

Section 2. That the City of Dania Beach, Florida urges The School Board of Broward County, Florida to increase funding for School Resource Officers for all public schools located within Broward County, Florida.

Section 3. That the City Clerk is directed to distribute a copy of this Resolution to The School Board of Broward County, Florida, the governing bodies of all Broward County municipalities, and the Broward League of Cities.

Section 4. That all resolutions or parts of resolutions in conflict with this Resolution are repealed to the extent of such conflict.

Section 5. That this Resolution shall be in full force and take effect immediately upon its passage and adoption.

PASSED AND ADOPTED on October 25, 2022.

ATTEST:

THOMAS SCHNEIDER, CMC
CITY CLERK

TAMARA JAMES
MAYOR

APPROVED AS TO FORM AND CORRECTNESS:

EVE A. BOUTSIS
CITY ATTORNEY