

District and City Joint Meeting of Elected Officials July 23, 2018

Agenda for Policy Discussions

4 Yes Or No Questions for the July 23rd Agenda

Will the City finally hold to the agreement it made on June 25, 2016 to proceed with Phase 2 at DeHoernle?

YES or NO?

Will the City and District agree to eliminate the Independent Youth Sports Non-Resident Fee?

YES or NO?

Will the District and City agree that they are closely aligned but independent governing and policy-making bodies?

YES or NO?

Will the District and City agree to move Governance of District-wide sports to the District?

YES or NO?

Agenda Item 1: Proceed with DeHoernle Phase 2

The District needs to know once and for all if the City will stick to the deal it made June 2016.

City staff kidnapped the deal as an unauthorized policy maker adding the Master Interlocal Agreement as a further condition.

And staff has held the deal hostage ever since.

The MIA is a separate policy discussion for elected officials.

Since 2016

- Thousands more City Council approved residences.

- City staff interference increases costs to District constituents.

June 23rd: Yes or No by elected City officials.

Sign the deHoernle Addendum no later than its August 21 City Council Meeting.

Different Viewpoints to Serve Different Purposes and Constituencies

Different Boundaries = Different Communities

Different Purposes = Different Points of View

The District has a broad Regional point of view.

The City has a narrow Municipal point of view.

District Constituencies 40 years ago and now: mix of City and out of City Residents

Collective Vision of the original District Constituents:

It was worth their tax dollars to have an inclusive Regional community extending beyond the City limits to collectively benefit and enhance the quality of their lives by gathering and recreating together on beaches and in parks.

That Vision still rings true for all District residents: The District is the “Go-To” Forum for Public Requests, not the City Council.

The District as an Inclusive Community

Geographic Boundaries technically define Residents and Non-Residents

Inclusion can also define Residents and Non-Residents in a Region

School Children in 33433, 33434, 33487

Adults that commute to work in the District

Families that worship at the churches, temples and mosques in the District

And with them, we gain an Overarching Social Benefit for our Region through our District-wide sports:

Teams of children or adults of all races, religions, and heritages playing together create real understanding, tolerance, and compassion for all of us.

Merriam-Webster defines "nexus" as a connected group – as in a nexus of relationships.

Clearly, Nexus is a viewpoint to be considered by the District when making policy.

Policy Change 1: Align Policies for Two Independent Governing Bodies

Current policies based on identical points of view are obsolete.

July 23 - Agree to a New Policy perspective:

The City & the District are Closely Aligned but Independent Governing Bodies

- Operations – including Fees
- Capital Projects
- Consideration of MIA

Liberal Construction Clause in District Enabling Legislation = State Law for the District

"It is intended that the provisions of this act be liberally construed for accomplishing the work authorized and provided for or intended to be provided for in this act and, where strict construction would result in the defeat of the accomplishment of any part of the work authorized by this act and a liberal construction would permit or assist in the accomplishment thereof, the liberal construction shall be chosen."

July 23 - Agree and direct staff that the "Liberal Construction" clause should be followed at the discretion and interpretation of the District where there are overlapping or dual points of view – unless directed otherwise at a Joint Meeting.

Policy Change 2: Eliminate the Independent Youth Sports Non-Resident Fee

Implemented in 1999 as a Residency issue – not to assist with operating costs.

City resident father actions against City due to team tryouts with Non-Residents

- Daughter placed on B Team
- City in a compromised position
 - Mickey Gomez, Director of Rec Services = Manager of the A Team
 - Tim Huxhold, Chair of City Parks & Rec Board = Parent of 1st year player on 2 year age group A Team
 - Mickey's Rec Services held hearings chaired by Tim: Youth Sports Fee was the outcome to satisfy the father

Personal knowledge of events

CONFLICT OF INTEREST: Initial IYS fee of \$25 per year now used as an anti-competitive practice of ever-increasing prices to advance Rec Services vested interests

July 23 - Eliminate the IYS fee:

It's contrary to the Liberal Construction clause.

Non-Resident Adults are not charged a fee.

End Rec Services influence on costs against competitors

Policy Change 3: Community-Wide Sports under District Oversight as of October 1

The oversight and management of athletic programs needs to be transferred to the District as of October 1, 2018.

The "Equal Application" Clause in District Enabling Legislation reads:

"During the existence of the district, this act shall be construed so as to give effect to the intent of providing equal application of the act and all provisions hereunder to all persons residing within the geographical boundaries of the district..."

So District-wide programs should have District oversight for policies and governance.

CONFLICT OF INTEREST: Rec Services' oversight of Community-Wide Sports = Non-Conformance to the Equal Application Clause

Conflict of Interest at City Recreation Services

Rec Services governs District-wide community sports, not just the IYS Fee.

- COBRA offers programs to our community – just like the non-profit Independent Sports Groups.
- COBRA competes with all of the other programs for participants and their program registration revenue.
- COBRA competes with all of the other programs for allocation of facilities and fields.
- Rec Services controls the scheduling of field allocations to all sports groups – including COBRA.
- And Rec Services maintains the reports for scheduling of facilities and fields, thereby controlling transparency.

CONFLICT OF INTEREST: Success of their COBRA programs has a direct impact on the employment of staff and expenses at City Rec Services.

At the Joint Meeting, City and District officials must agree and direct staff to move Community Sports governance out of Rec Services and onto higher, drier ground at the District by October 1.

What the data shows about Independent Sports Groups 2013-2014

Here's the whole picture of youth and adult sports programs in the District – starting with what Mr. Kalvort did present to City Council.*

| Independent Sports Groups | Total Participants | Residents | Non-Residents | % of Non Residents | | Non-Resident Fees |
|--------------------------------|--------------------|-----------|---------------|--------------------|--|-------------------|
| Basketball | 1214 | 908 | 306 | 25% | | \$9,600 |
| Baseball/ Softball | 1741 | 1096 | 645 | 37% | | \$25,800 |
| Soccer, Rugby & Lacrosse | 4069 | 2544 | 1525 | 37% | | \$56,720 |
| TOTAL | 7024 | 4548 | 2476 | 35% | | \$91,120 |

Of the 16 Independent programs, 7 had greater than 50% Non-Resident players. Without the 966 Non-Resident players, 703 Resident Children would not have been able to play in their sport of choice.

\$91,120 does not factor City administrative expenses to collect the fees, and is less than Economic Benefits to Residents from robust youth sports programs.

What the data show about COBRA Youth Programs

Here's what Mr. Kalvort omitted: information about his department's City of Boca Raton Athletics – known as COBRA – for Youth programs.

| COBRA Program | Total Participants | Residents | Non-Residents | % of Non Residents | | Non-Resident Fees |
|---------------|--------------------|-----------|---------------|--------------------|--|-------------------|
| Youth | 894 | 678 | 216 | 24% | | Not Assessed |

NOTE: When this data was presented to the District, the District raised the point that the Non-Resident Youth Players were not assessed the fee as were those in the Independent Sports Associations. Fees were assessed in subsequent years.

What the data show about COBRA Adult Programs

And here's what he omitted about Rec Services' COBRA programs for Adults.

| COBRA Program | Total Participants | Residents | Non-Residents | % of Non Residents | Resident Revenue | Non-Resident Revenue | Total Revenue | Non-Resident Fees |
|---------------------|--------------------|-------------|---------------|--------------------|------------------|----------------------|------------------|---------------------|
| Adult/ Softball | 5045 | 1365 | 3680 | 73% | \$97,960 | \$20,295 | \$118,255 | Not Assessed |
| Adult Basketball | 277 | 72 | 205 | 74% | \$12,000 | \$1,250 | \$13,250 | Not Assessed |
| Adult Flag Football | 766 | 175 | 591 | 77% | \$21,160 | \$4,600 | 25,760 | Not Assessed |
| TOTAL ADULT | 6088 | 1612 | 4476 | 74% | \$131,120 | \$26,145 | \$157,265 | Not Assessed |

The Non-Resident fee is not applied to the City's Adult Sports enterprise where Rec Services has vested interests.

So children in Independent Sports Groups are charged a fee, but adults are not charged. This does not conform to the "Equal Application" clause in the District's enabling legislation.

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