

APPROPRIATIONS CONTRACT

THIS CONTRACT is signed on _____, by the City of Pompano Beach (“City”) and BROWARD PERFORMING ARTS FOUNDATION, INC., a Not For Profit Corporation authorized to do business in the State of Florida (“Recipient”).

WHEREAS, the City of Pompano Beach has appropriated for its current Fiscal Year 2024-2025 (October 1st through September 30th), the sum of Fifteen Thousand Dollars (\$15,000.00) to Recipient, to conduct a program entitled or activity as described in Exhibit “A” Recipients Requirements, Contractual Responsibilities and Program Description” (collectively the “Work”) attached hereto and incorporated herein by reference, for the period beginning October 1, 2024 and ending September 30, 2025; and

WHEREAS, the City Commission finds that entering into this Contract serves a valid public purpose as Recipients shall perform or provide a service that is beneficial to the residents of the City, and that the City is currently not in a position to provide such services on its own; and

WHEREAS, it is in the best interest of the City to enter into this contract with Recipient to provide the Work hereunder in accordance with the terms and conditions set forth herein; and

NOW, THEREFORE, in consideration of those mutual promises and the terms and conditions set forth hereafter, the parties agree as set forth below.

1. *Contract Documents.* This Contract consists of Exhibit “A”, Recipients Requirements, Contractual Responsibilities and Program Description; Exhibit “B”, Payment Schedule; and Exhibit “C”, Insurance Requirements attached hereto, made a part hereof and incorporated herein, and all written change orders and modifications issued and approved by the City after execution of this Contract.

2. *Term of Contract.* This Contract shall be for the period beginning October 1, 2024 and ending September 30, 2025.

3. *Renewal.* This Contract is not subject to renewal.

4. *City’s Maximum Obligation.* City agrees to pay Recipient the aforementioned sum to provide the Work. Both parties agree that unless otherwise directed by City in writing, Recipient shall continue to provide the Work during the term of this Contract.

5. *Payment of Program.* City shall pay Recipient for performance of the Work in accordance with Payment Schedule set forth in Exhibit “B”.

6. *Disputes.* Any factual disputes between City and the Recipient in regard to this Contract shall be directed to the City Manager for the City whose decision shall be final.

7. *Contract Administrators, Notices and Demands.*

A. *Contract Administrators.* During the term of this Contract, the City's Contract Administrator shall be the City Manager or his/her written designee and Recipient's Contract Administrator shall be Lisa Kitei or his/her written designee.

B. *Notices and Demands.* A notice, demand or other communication hereunder by either party to the other shall be effective if it is in writing and sent via email, facsimile, registered or certified mail, postage prepaid to the representative(s) named below or is addressed and delivered to such other authorized representative at the address as that party from time to time may designate in writing and forward to the other as provided herein.

If to Recipient: Lisa Kitei
President
201 SW Fifth Avenue
Fort Lauderdale, FL 33312
Office: 9544683297
Email: lkitei@browardcenter.org

If to City: Greg Harrison, City Manager
100 W Atlantic Blvd.
Pompano Beach, FL 33060
Office: (954) 786-4601
Email: greg.harrison@copbfl.com

8. *Ownership of Documents and Information.* All information, data, reports, plans, procedures or other proprietary rights in all items, developed, prepared, assembled or compiled by Recipient as required for the Work hereunder, whether complete or unfinished, shall be owned by City without restriction, reservation or limitation of their use and made available at any time and at no cost to City upon reasonable written request for use and/or distribution as City deems appropriate provided City has compensated Recipient in accordance with the terms set forth herein. City's re-use of Recipient's Work product shall be at its sole discretion and risk if done without Recipient's written permission. Upon completion of all Work contemplated hereunder or termination of this Contract, Recipient shall promptly provide City's Contract Administrator copies of all of the above Work documents upon written request. Recipient may not disclose, use, license or sell any Work developed, created or otherwise originated hereunder to any third party whatsoever. The rights and obligations created under this paragraph shall survive termination or expiration of this Contract.

To the extent it is necessary for Recipient to perform the Work, City shall provide any information, data and reports in its possession to Recipient free of charge.

9. *Termination.* City shall have the right to terminate this Contract, in whole or in part, for cause, default or negligence on Recipient's part, upon ten (10) business days advance written notice to Recipient. Such Notice of Termination may include City's requests for certain product documents and materials, and other provisions regarding the Program.

If there is any material breach or default in Recipient's performance of any covenant or obligation hereunder which has not been remedied within ten (10) business days after

City's written Notice of Termination, City, in its sole discretion, may terminate this Contract immediately and Recipient shall not be entitled to receive further payment from the effective date of the Notice of Termination.

In the event the City fails for any reason to appropriate funds for this Contract, it shall be deemed terminated and City shall provide Recipient with ten (10) business days written notice. Upon receipt of said notice, Recipient shall be responsible for any and all expenses and/or legal obligations made after receipt of City's written notice from the City.

10. *Force Majeure.* Neither party shall be obligated to perform any duty, requirement or obligation hereunder if such performance is prevented by fire, hurricane, earthquake, explosion, war, civil disorder, sabotage, accident, flood, acts of nature or by any reason of any other matter or condition beyond the control of either party which cannot be overcome by reasonable diligence and without unusual expense ("Force Majeure"). In no event shall economic hardship or lack of funds be considered an event of Force Majeure. Additionally, should funds not be utilized, and services or programs not provided within the specific required time period in this Contract due to circumstances outside the control of Recipient, including but not limited to, a Force Majeure event, City is under no obligation to amend or extend this Contract to provide the approved funding past the expiration of the performance period set forth in this Contract. Any amendment to this Contract for such purposes shall be at City's sole discretion, based upon its budget, available funds, and other factors it may deem relevant.

Recipient must follow all Federal, State, County, and City safety guidelines, including all CDC safety guidelines in effect during the term of the Program, including but not limited to social distancing, and personal protection equipment. Inability to conduct the Program and follow any and all required safety guidelines from the COVID-19 crisis or other similar emergency, or failure to follow such requirements, including but not limited to, social distancing, shall constitute grounds for immediate cancellation of this Agreement unilaterally by the City upon written notice, which may be provided via electronic mail.

11. *Insurance.* Recipient shall maintain insurance in accordance with Exhibit "C" throughout the term of this Contract.

12. *Indemnification.* Except as expressly provided herein, no liability shall attach to the City by reason of entering into this Contract.

A. Recipient shall at all times indemnify, hold harmless and defend the City, its officials, employees, volunteers and other authorized agents from and against any and all claims, demands, suit, damages, attorneys' fees, fines, losses, penalties, defense costs or liabilities suffered by the City arising directly or indirectly from any act, breach, omission, negligence, recklessness or misconduct of Recipient and/or any of its agents, officers, or employees hereunder, including any inaccuracy in or breach of any of the representations, warranties or covenants made by the Recipient, its agents, officers and/or employees, in the performance of Work under this Contract. Recipient agrees to investigate, handle, respond to, provide defense for, and defend any such claims at its sole expense and to bear all other costs and expenses related thereto, even if the claim(s) is/are groundless, false or fraudulent. To the extent considered necessary by City, any sums due Recipient hereunder may be retained by City until all of City's claims for indemnification hereunder have been settled or otherwise resolved, and any amount withheld shall not be subject to payment or interest by City.

B. Recipient acknowledges and agrees that City would not enter into this Contract without this indemnification of City by Recipient. The parties agree that one percent (1%) of the total compensation paid to Recipient hereunder shall constitute specific consideration to Recipient for the indemnification provided under this Paragraph and these provisions shall survive expiration or early termination of this Contract.

13. *Sovereign Immunity.* Nothing in this Contract shall be construed to affect in any way the rights, privileges and immunities of the City and its agents as set forth in §768.28, Florida Statutes. Nothing herein shall be construed as consent from either party to be sued by third parties.

14. *Non-Assignability and Subcontracting.*

A. *Non-Assignability.* This Contract is not assignable and Recipient agrees it shall not assign or otherwise transfer any of its interests, rights or obligations hereunder, in whole or in part, to any other person or entity without City's prior written consent which must be sought in writing not less than fifteen (15) days prior to the date of any proposed assignment. Any attempt by Recipient to assign or transfer any of its rights or obligations hereunder without first obtaining City's written approval shall not be binding on City and, at City's sole discretion, may result in City's immediate termination of this Contract whereby City shall be released of any of its obligations hereunder. In addition, this Contract and the rights and obligations herein shall not be assignable or transferable by any process or proceeding in court, or by judgment, execution, proceedings in insolvency, bankruptcy or receivership. In the event of Recipient's insolvency or bankruptcy, City may, at its option, terminate and cancel this Contract without any notice of any kind whatsoever, in which event all rights of Recipient hereunder shall immediately cease and terminate.

B. *Subcontracting.* Prior to subcontracting for Work to be performed hereunder, Recipient shall be required to obtain the written approval of the City's Contract Administrator. If the City's Contract Administrator, in his/her sole discretion, objects to the proposed subcontractor, Recipient shall be prohibited from allowing that subcontractor to provide any Work hereunder. Although Recipient may subcontract Work in accordance with this Paragraph, Recipient remains responsible for any and all contractual obligations hereunder and shall also be responsible to ensure that none of its proposed subcontractors are listed on the *Convicted Vendors List* in accordance with the provisions of Paragraph 26 below.

15. *Performance Under Law.* Recipient, in performance of its duties under this Contract, agrees to comply with all applicable local, state and/or federal laws and ordinances including, but not limited to, standards of licensing, conduct of business and those relating to criminal activity.

16. *Audit and Inspection Records.* Recipient shall permit authorized representatives of the City to inspect and audit all data and records of the Recipient, if any, related to the Work being funded by this Contract until three (3) years after City's final payment under this Contract. Recipient agrees that such inspections and audits may include City's authorized representatives auditing Recipient's financial affairs at any time with no advance notice by City.

Recipient further agrees to include in all subcontracts hereunder a provision to the effect that the subcontractor agrees that City or any of its duly authorized representatives shall,

until **three (3) years after City's final payment to Recipient**, have access to and the right to examine any books, documents, papers and records of such subcontractor attendant to any subcontracted Work provided hereunder.

In the event Recipient receives fifty thousand dollars (\$50,000.00) or more from the City, the City reserves the right to request a copy of a Grant Auditing Report conducted in accordance with the Government Auditing Standards issued by the United States Comptroller General and the provisions of OMB Circular A-133 issued by the Office of Management and Budget, Executive Office of the President. If such a request is made by the City, all grant funds shall be shown via explicit disclosure in the annual financial statements and/or the accompanying notes to the financial statement. Upon City's written request, this Report shall be due within one hundred and twenty (120) days of the close of the City's fiscal year.

17. *Adherence to Law.* Both parties shall adhere to all applicable laws governing their relationship with their employees including, but not limited to, laws, rules, regulations and policies concerning worker's compensation, unemployment compensation and minimum wage requirements.

18. *Independent Contractor.* Recipient shall be deemed an independent contractor for all purposes, and employees of Recipient and all its contractors, subcontractors and the employees thereof, shall not in any manner be deemed to be employees of the City. As such, the employees of Recipient, its contractors or subcontractors, shall not be subject to any withholding for tax, social security or other purposes by City, nor shall such contractor, subcontractor or employee be entitled to sick leave, pension benefits, vacation, medical benefits, life insurance, workers or unemployment compensation or the like from City. Furthermore; nothing in this Contract shall be deemed to constitute or create a joint venture, partnership, pooling arrangement or other form of business entity between Recipient and City.

19. *Mutual cooperation.* Recipient recognizes its performance of Work hereunder is essential to the provision of vital public services and the accomplishment of the stated goals and mission of City. Therefore, Recipient shall be responsible to maintain a cooperative and good faith attitude in all relations with City and the public and shall actively foster a public image of mutual benefit to both parties. Recipient shall not make any statements or take any actions detrimental to this effort.

20. *Public Records.*

A. The City of Pompano Beach is a public agency subject to Chapter 119, Florida Statutes. The Recipient shall comply with Florida's Public Records Law, as amended. Specifically, the Recipient shall:

1. Keep and maintain public records required by the City in order to perform the service.

2. Upon request from the City's custodian of public records, provide the City with a copy of requested records or allow the records to be inspected or copied within a reasonable time at a cost that does not exceed the cost provided in Chapter 119, Florida Statutes or as otherwise provided by law.

3. Ensure that public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed except as authorized by law for the duration of the contract term and following completion of the Contract if Recipient does not transfer the records to the City.

4. Upon completion of this Contract, transfer, at no cost to City, all public records in its possession or keep and maintain public records required by the City as required hereunder. If Recipient transfers all public records to the City upon completion of this Contract, Recipient shall destroy any duplicate public records that are exempt or confidential and exempt from public records disclosure requirements. If Recipient keeps and maintains public records upon completion of this Contract, Recipient shall meet all applicable requirements for retaining public records. Upon request from the City's custodian of public records, all records stored electronically by Recipient must be provided to the City in a format that is compatible with the information technology systems of the City.

B. Failure of the Recipient to provide the above described public records to the City within a reasonable time may subject Recipient to penalties under §119.10, Florida Statutes, as amended.

PUBLIC RECORDS CUSTODIAN

IF THE RECIPIENT HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, TO THE RECIPIENT'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS CONTRACT, CONTACT THE CUSTODIAN OF PUBLIC RECORDS AT:

**CITY CLERK
100 W. Atlantic Blvd., Suite 253
Pompano Beach, Florida 33060
(954) 786-4611
RecordsCustodian@copbfl.com**

21. *Governing Law; Venue.* This agreement must be interpreted and construed in accordance with and governed by the laws of the State of Florida. The exclusive venue for any lawsuit arising from, related to, or in connection with this Agreement will be in the state courts of the Seventeenth Judicial Circuit in and for Broward County, Florida. If any claim arising from, related to, or in connection with this Agreement must be litigated in federal court, the exclusive venue for any such lawsuit will be in the United States District Court or United States Bankruptcy Court for the Southern District of Florida. BY ENTERING INTO THIS AGREEMENT, THE PARTIES HEREBY EXPRESSLY WAIVE ANY RIGHTS EITHER PARTY MAY HAVE TO A TRIAL BY JURY OF ANY CIVIL LITIGATION RELATED TO THIS AGREEMENT.

22. *Waiver and Modification.*

A. No waiver made by either party with respect to performance, manner, time, or any obligation of either party or any condition hereunder shall be considered a waiver of that party's rights with respect to the particular obligation or condition beyond those expressly waived in writing or a waiver of any other rights of the party making the waiver or any other obligations of the other party.

B. No Waiver by Delay. The City shall have the right to institute such actions or proceedings as it may deem desirable for effectuating the purposes of this Contract provided that any delay by City in asserting its rights hereunder shall not operate as a waiver of such rights or limit them in any way. The intent of this provision is that City shall not be constrained to exercise such remedy at a time when it may still hope to otherwise resolve the problems created by the default or risk nor shall any waiver made by City with respect to any specific default by Recipient be considered a waiver of City's rights with respect to that default or any other default by Recipient.

C. Either party may request changes to modify certain provisions of this Contract; however, unless otherwise provided for herein, any such changes must be contained in a written amendment executed by both parties with the same formality of this Contract.

23. *No Contingent Fee.* Recipient warrants that other than a bona fide employee working solely for Recipient, Recipient has not employed or retained any person or entity, or paid or agreed to pay any person or entity, any fee, commission, gift or any other consideration to solicit or secure this Contract or contingent upon or resulting from the award or making of this Contract. In the event of Recipient's breach or violation of this provision, City shall have the right to terminate this Contract without liability and, at City's sole discretion, to deduct from the Payment Schedule set forth in Exhibit B or otherwise recover the full amount of such fee, commission, gift or other consideration.

24. *Attorneys' Fees and Costs.* In the event of any litigation involving the provisions of this Contract, both parties agree that the prevailing party in such litigation shall be entitled to recover from the non-prevailing party reasonable attorney and paraprofessional fees as well as all out-of-pocket costs and expenses incurred thereby by the prevailing party in such litigation through all appellate levels.

25. *No Third-Party Beneficiaries.* Recipient and City agree that this Contract and other contracts pertaining to Recipient's performance hereunder shall not create any obligation on Recipient or City's part to third parties. No person not a party to this Contract shall be a third-party beneficiary or acquire any rights hereunder.

26. *Public Entity Crimes Act.* As of the full execution of this Contract, Recipient certifies that in accordance with §287.133, Florida Statutes, it is not on the *Convicted Vendors List* maintained by the State of Florida, Department of General Services. If Recipient is subsequently listed on the *Convicted Vendors List* during the term of this Contract, Recipient agrees it shall immediately provide City written notice of such designation in accordance with Paragraph 7 above.

27. *Entire Contract.* This document incorporates and includes all prior negotiations, correspondence, conversations, contracts or understandings applicable to the matters contained herein, and the parties agree that there are no commitments, contracts or understandings

concerning the subject matter of this Contract that are not contained in this document. Accordingly, it is agreed that no deviation from the terms hereof shall be predicated upon any prior representations or contracts, whether oral or written.

28. *Headings.* The headings or titles to Articles of this Contract are not part of the Contract and shall have no effect upon the construction or interpretation of any part of this Contract.

29. *Counterparts.* This Contract may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. A photocopy, email or facsimile copy of this Contract and any signatory hereon shall be considered for all purposes as original.

30. *Approvals.* Whenever City approval(s) shall be required for any action under this Contract, said approval(s) shall not be unreasonably withheld.

31. *Absence of Conflicts of Interest.* Both parties represent they presently have no interest and shall acquire no interest, either direct or indirect, which would conflict in any manner with their performance under this Contract and that no person having any conflicting interest shall be employed or engaged by either party in their performance hereunder.

32. *Binding Effect.* The benefits and obligations imposed pursuant to this Contract shall be binding and enforceable by and against the parties hereto.

33. *Employment Eligibility.* By entering into this Contract, the Contractor becomes obligated to comply with the provisions of Section 448.095, Fla. Stat., "Employment Eligibility." This includes but is not limited to utilization of the E-Verify System to verify the work authorization status of all newly hired employees, and requiring all subcontractors to provide an affidavit attesting that the subcontractor does not employ, contract with, or subcontract with, an unauthorized alien. Failure to comply will lead to termination of this Contract, or if a subcontractor knowingly violates the statute, the subcontract must be terminated immediately. Any challenge to termination under this provision must be filed in the Circuit Court no later than twenty (20) calendar days after the date of termination. If this contract is terminated for a violation of the statute by the Contractor, the Contractor may not be awarded a public contract for a period of one (1) year after the date of termination.

34. *Severability.* Should any provision of this Contract or the applications of such provisions be rendered or declared invalid by a court action or by reason of any existing or subsequently enacted legislation, the remaining parts of provisions of this Contract shall remain in full force and effect.

THE REMAINDER OF THE PAGE IS INTENTIONALLY LEFT BLANK

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year hereinabove written.

CITY OF POMPANO BEACH

By: _____
REX HARDIN, MAYOR

By: _____
GREGORY P. HARRISON, CITY MANAGER

Attest:

KERVIN ALFRED, CITY CLERK

(SEAL)

Dated: _____

APPROVED AS TO FORM:

MARK E. BERMAN, CITY ATTORNEY

“RECIPIENT”

BROWARD PERFORMING ARTS FOUNDATION, INC.
(Print or type name of company here)

Witnesses:

Christi Rice
Christi Rice
(Print or Type Name)

[Signature]

Peter Neirouz
(Print or Type Name)

By: [Signature]

Print Name: Lisa Kitei

Title: President

STATE OF FLORIDA

COUNTY OF Broward

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 11 day of September, 2024, by Lisa Kitei as President of BROWARD PERFORMING ARTS FOUNDATION, INC., a Florida non for profit corporation. She is personally known to me or who has produced _____ (type of identification) as identification.

NOTARY'S SEAL:

[Signature]
NOTARY PUBLIC, STATE OF FLORIDA
Jennifer Alison Watler
(Name of Acknowledger Typed, Printed or Stamped)

HH 535893
Commission Number



Exhibit "A"

Recipients Requirements, Contractual Responsibilities and Program Description

1. RECIPIENT agrees to do as follows:
 - a) To accept the funds as appropriated in accordance with the terms of this Contract; and
 - b) If RECIPIENT intends on obtaining matching funds from another source at the time of the application for the CITY grant, the CITY reserves the right to request a copy of the matching fund contract along with a financial report; and
 - c) Prior to the award of any CITY funds, RECIPIENT shall provide documentation substantiating that RECIPIENT's corporation/organization falls within Section 501(c)(3) and Section 501(A) of the Internal Revenue Code and a W9 form; and
 - d) To abide by Chapter 119, Florida Statutes, as from time to time amended, and to comply with all applicable federal, state, county and municipal laws, ordinances, codes and regulations. Any difference between the above federal, state, county or municipal guidelines or regulations and this Contract shall be resolved in favor of the more restrictive guidelines; and
 - e) To utilize allotted funds under this Contract for the sole purpose set forth in this Contract – FRAUDULENT USE OF CITY FUNDS SHALL RESULT IN THE TERMINATION OF THIS CONTRACT AND THE RECIPIENT SHALL BE OBLIGATED TO RETURN ALL THE FUNDS AWARDED BY THIS CONTRACT. IN ADDITION, THE CITY RESERVES ANY AND ALL RIGHTS AFFORDED UNDER THE LAW INCLUDING PROSECUTION FOR SUCH FRAUDULENT USE OF CITY FUNDS IN A COURT OF COMPETENT JURISDICTION. ALL UNSPENT FUNDS MUST BE RETURNED TO THE CITY; and
 - f) To return to the CITY within fifteen (15) days of demand all CITY funds paid to said RECIPIENT under the terms of this Contract upon the finding that the terms of any contract executed by the RECIPIENT of the provisions or any applicable ordinance or law have been violated by the RECIPIENT; and
 - g) To return to the CITY all funds expended for disallowed expenditures as determined by the CITY which includes, but not limited to:
 - i. Personal digital assistants (PDAs), cell phones, smartphones, and similar devices
 - ii. Service costs to support PDAs, cell phones, smartphones, and similar devices such as wireless services and data plans
 - iii. Proposal preparation including the costs to develop, prepare or write the proposal

- iv. Pre-award costs
- v. Out-of-state travel; non-local travel expenses
- vi. Gift cards
- vii. Purchase/lease of facilities or vehicles (e.g., buildings, buses, vans, cars)
- viii. Rentals – one day only (written justification and approval needed for additional time)
- ix. Entertainment – exceptions shall be made for community events (written justification and approval needed prior)
- x. Land acquisition
- xi. Furniture
- xii. Honorariums for presenters/speakers and any costs associated with travel expenses
- xiii. Kitchen appliances (e.g., refrigerators, microwaves, stoves, tabletop burners)
- xiv. Tuition/Scholarships
- xv. Capital improvements and permanent renovations (e.g., playgrounds, buildings, fences, wiring)
- xvi. Clothing or uniforms (written justification and approval needed)
- xvii. Project banquets/luncheons
- xviii. Costs for items/services already covered by indirect costs allocation (supplanting)
- xix. Out of state college tours
- xx. Out of county field trips
- xxi. Alcohol
- xxii. Airfare
- xxiii. Boat rentals
- xxiv. Family incentives
- xxv. Car mileage
- xxvi. Stipends
- xxvii. Payroll taxes
- xxviii. Laboratory fees
- xxix. Computers
- xxx. Health benefits
- xxxi. Appliances and home goods (written justification and approval needed)
- xxxii. Digital Cameras
- xxxiii. Plaques
- xxxiv. Hotel Costs
- xxxv. Housing - (written justification and approval needed based on programming)

- h) To maintain books, records and documents in accordance with generally accepted accounting procedures and practices to maintain adequate internal controls which, relating to the project(s), sufficiently and properly reflect all expenditures of funds provided by the CITY under this Contract; and

- 2) RECIPIENT agrees to provide the City Manager’s Office or designee with a quarterly narrative and financial progress report, if applicable, on the program or activity described in Exhibit “A” Recipients Requirements, Contractual Responsibilities and Program Description.

Such reports shall include basic statistical information relative to the program or activity and a statement of expenditures made in each budget category and line item identified in the budget which is included in Exhibit “A” Recipients Requirements, Contractual Responsibilities and Program Description.

RECIPIENT shall receive the first wave of funding upon approval by the City Commission. A narrative and financial report shall be due on the dates listed below, as applicable.

However, following the completion of the first narrative and financial report and as indicated in Exhibit “B” Payment Schedule, the remaining distribution payment to the RECIPIENT shall be contingent upon prior receipt of the required progress narrative and financial report which is due during the preceding quarter. Narrative and financial reports for recipients receiving quarterly or monthly payments as indicated in Exhibit “B” Payment Schedule shall be due no later than the following dates:

- 1st Quarterly Narrative & Financial Report (October/November/December) - February 1st
- 2nd Quarterly Narrative & Financial Report (January/February/March) - May 1st
- 3rd Quarterly Narrative & Financial Report (April/May/June) - August 1st
- 4th Quarterly Narrative & Financial Report (July/August/September) - September 30th

If RECIPIENT receives a lump sum payment for a one-time event or an award amount of five thousand dollars (\$5,000.00) or less, then the RECIPIENT shall be required to submit their narrative and financial report on a due date above as assigned by the CITY at a later date. The due date shall occur after the program or activity described in Exhibit “A” Recipients Requirements, Contractual Responsibilities and Program Description has concluded.

However, if any of the above dates fall on a weekend, then the due date shall be extended to the next business day, thereafter, as long as it does not exceed the term of this contact.

When submitting the quarterly narrative reports, RECIPIENT shall track and report to the CITY the following:

- a. Current and final outcomes for the program based on the objectives provided in the RECIPIENT’s grant application

- b. Include all available statistics and/or numbers regarding the demographics of individuals served by the program; such as the number of CITY of Pompano Beach residents served (include tracking method used)
 - i. Age
 - ii. Race
 - iii. Gender
 - iv. Zip Codes
 - v. Household income (if applicable)
- c. Describe accomplishments of the program to date
- d. Summary of the impact the program has had on its intended target audience; to include challenges faced, photographs of the project and success stories (How did the CITY's funding make a difference in a resident/recipient's life?)

Failure to provide the quarterly narrative reports shall render an organization ineligible to receive future payouts.

- 3) The approved budget for the RECIPIENT, included in Exhibit "A" Recipients Requirements, Contractual Responsibilities and Program Description and any changes in the budget which would affect expenditure of funds provided under the terms of this contract, must be approved in writing by the City Manager or his/her designee prior to the expenditure of such funds; provided, that nothing herein shall authorize or allow any expenditure or obligation of funds in excess of the total sum aforesaid.

RECIPIENT shall submit financial reports with all required documentation of expenditures (including original receipts/proofs of payments and itemized list).

Failure to provide a narrative and financial report as assigned by the CITY and/or failure to utilize all of the prior allocated funds from the first six months of the contract shall render an organization ineligible to receive additional payouts and render the organization ineligible for current and future funding from the CITY.

Failure from the RECIPIENT to provide a Quarterly or Lump Sum narrative and financial report shall forfeit all outstanding project funding and shall render the RECIPIENT ineligible for additional funding from the CITY.

- 4) RECIPIENT agrees that any funds provided by the CITY for the operation of the program or activity during the current CITY's fiscal year, which are residual funds remaining unspent or unencumbered by any existing (not contingent) legal obligation shall be returned to the CITY.
- 5) RECIPIENT shall not use the CITY's logo, materials, or testimony for promotion of the RECIPIENT's program without written authorization from the CITY Manager or its designee.

- 6) RECIPIENTS shall attend a mandatory Orientation provided by the CITY at a date to be determined by the CITY. Failure to attend said Orientation shall be grounds for termination of the contract.
- 7) In cases where a contract is terminated by the CITY for default by RECIPIENT, the CITY reserves the right to deny RECIPIENT's future applications for new funding for a time to be determined by the City Manager, and/or his or her designee, and/or the City Commission.
- 8) For contracts awarded for multiple projects, RECIPIENT shall provide separate reports for each project as outlined under Paragraph 2 above. CITY reserves the right to withhold payment if RECIPIENT fails to provide the reports as requested.

Organization Name: BROWARD PERFORMING ARTS FOUNDATION, INC.

Program Funded: Student Enrichment through the Arts (SEAS)

Amount Funded: \$15,000.00

Program Description: The Broward Center requests funding to support the Student Enrichment through the Arts (SEAS) program for the 2024-2025 academic year, which will benefit a minimum of 3,000 K-12 public school students in the City of Pompano Beach and increase their potential for academic success through cultural arts enrichment activities that take place in both the theater and the classroom. All SEAS presentations and lessons are School Board-approved and directly aligned with Florida B.E.S.T. standards, literacy and curriculum goals. From October 2024 through May 2025, students will attend high-quality, professional SEAS performances during the school day that reinforce reading, math and science skills, bring literature and historical events to life and immerse students in the music, dance and traditions of diverse cultures. The SEAS season will also include an enhanced focus on presenting artists of color and shows that promote themes of diversity, equity and inclusion. While shows and artists are subject to change, the 2025 season is currently slated to include more than 40 different show titles, including Disney's The Lion King, MOMIX, Parade, Step Afrika!, Charlotte's Web, Pete the Cat, Jazz Slam, The Nutcracker, Havana Hop, Rapunzel, The Lion, The Witch and The Wardrobe, and a wide variety of other productions featuring international, national and local professional artists. For each show, the Broward Center will provide a standards-aligned study guide that includes classroom activities designed to reinforce the students' understanding of the material and apply what was experienced in the theater to real-world math, science and reading situations. Select shows will also include live pre- or post-show workshops led by professional teaching artists that build on themes and educational content from the performance for deeper hands-on learning. By incorporating art forms such as movement, drama and dance, these small-group workshops provide students with rich, exploratory experiences that are imaginative, collaborative and fun. "Sensory-inclusive" versions of several shows and corresponding activities will also be offered in partnership with the school district's Exceptional Student Education Division to ensure students with autism or other developmental disabilities have the same learning opportunities as their peers.

Form Name:	City of Pompano Beach Nonprofit Partnership Application
Submission Time:	May 3, 2024 1:37 pm
Browser:	Chrome 123.0.0.0 / Windows
IP Address:	162.248.64.161
Unique ID:	1221787844
Location:	28.8064, -81.8869

About Your Organization

Which Fiscal Year Is Your Organization Applying For? 2024-2025

Full Name of Nonprofit: Broward Performing Arts Foundation, Inc.

Mission of Nonprofit: The Broward Center for the Performing Arts builds community through the arts by delivering quality entertainment, educational opportunities and memorable moments that engage and inspire audiences, nurture collaboration and drive economic vitality.

Brief Overview of Nonprofit: Since opening its doors in 1991, the Broward Center for the Performing Arts (Broward Center) has been one of Broward County's most valuable assets, presenting on average more than 600 artistic and cultural events to more than 700,000 visitors each year and producing an annual financial impact of more than \$176 million for the local economy. In partnership with the School Board of Broward County, the Broward Center also has the largest free arts-in-education program in the country, the award-winning Student Enrichment through the Arts (SEAS) program, through which more than 3.6 million students have attended and participated in educational and cultural performances free of charge. A leader in providing equal access to the arts for persons with disabilities, the Broward Center was the first performing arts center in Florida to offer Audio Description for blind or low-vision patrons to hear narration of performances and was the first in Broward to introduce sensory-inclusive performances for individuals with developmental disabilities.

Type of Organization: Arts & Culture

Nonprofit Website: <http://www.browardcenter.org>

Federal Tax ID Number: 59-2657043

Which funding priority/sub pillar does your nonprofit qualify for? Preferred Place to Live: Education

How does your program/event(s) fit the funding priority/sub pillar?

The City of Pompano Beach's funding has helped the SEAS program serve nearly 50,000 K-12 students residing in the City of Pompano Beach over the last several years, including classes from Blanche Ely High School, Charles Drew Elementary, Charles Drew Family Resource Center, Cresthaven Elementary, Cross Creek School, Crystal Lakes Middle School, Cypress Elementary, Robert C. Markham Elementary, McNab Elementary, Norcrest Elementary, Palmview Elementary, Park Ridge Elementary, Pompano Beach Elementary, Pompano Beach High School, Pompano Beach Middle School, Sanders Park Elementary and Tedder Elementary School. The SEAS program offers professional, curriculum-based performances and arts-based activities that reinforce reading, math and science skills, bring historical events to life and immerse students in the music, dance and traditions of different cultures. Additionally, the SEAS program provides Pompano Beach teachers with the opportunity to use the arts as a tool to complement their lesson plans, helping them make the connection between theater performances and engaged learning classroom activities. All SEAS program activities are offered free of charge for Pompano Beach students and teachers.

Statement of Need:

Numerous studies conducted by the National Endowment for the Arts and other agencies over the last decade have shown that students who have access to the arts in or out of school are more engaged in life and tend to have better academic results, lower dropout rates, better workforce opportunities and more civic engagement. Students with access to the arts have historically earned higher GPAs and SAT scores and are three times more likely than students who lacked those experiences to earn a bachelor's degree. According to research conducted by Americans for the Arts, a student who is engaged in the arts is four times as likely to be recognized for academic achievement, four times as likely to participate in a math or science fair, three times more likely to win an award for school attendance and three times as likely to be elected to class office. In particular, research has shown that students from low-income families who have arts-rich experiences are more likely to achieve key positive outcomes than their peers without access to the arts. Unfortunately, public schools, particularly those in low socioeconomic areas, often lack the resources to offer arts-based classes and cultural enrichment activities, as budget pressures and a focus on reading, math and standardized testing have increasingly crowded the arts out. Studies have also shown that Black and Hispanic students lack access to quality arts education compared to their White peers, earning an average of 30 percent fewer arts credits. To address this community need, the SEAS program brings more than 3,000 Pompano Beach public school students and teachers each year to experience educational and cultural performances and arts-based workshops at the Broward Center and The Parker free of charge. By connecting the performing arts directly with classroom curriculum, the innovative SEAS program helps bring reading, math, science and history alive and engages students of all ages and abilities with arts-based learning techniques that will help them be successful in school and in life. Additionally, the SEAS program primarily serves Title I schools, with the goal of ensuring that as many students as possible have access to the arts regardless of socioeconomic status. For many of these low-income students, BCPA's programs may offer their first and perhaps only opportunity to attend the theater for a live professional performance and participate in arts-based activities that provide an outlet for creativity and self-expression.

Program/Event Information #1

Will your organization be hosting the program/event on City property?

No

Which are you applying for? (Program/Event)

Program

Program/Event Name:

Student Enrichment through the Arts (SEAS)

Type of Program/Event:

Nonprofit Program/Seminar/Workshop

Share an executive summary of the program/event:

The Broward Center requests funding to support the Student Enrichment through the Arts (SEAS) program for the 2024-2025 academic year, which will benefit a minimum of 3,000 K-12 public school students in the City of Pompano Beach and increase their potential for academic success through cultural arts enrichment activities that take place in both the theater and the classroom. All SEAS presentations and lessons are School Board-approved and directly aligned with Florida B.E.S.T. standards, literacy and curriculum goals. From October 2024 through May 2025, students will attend high-quality, professional SEAS performances during the school day that reinforce reading, math and science skills, bring literature and historical events to life and immerse students in the music, dance and traditions of diverse cultures. The SEAS season will also include an enhanced focus on presenting artists of color and shows that promote themes of diversity, equity and inclusion. While shows and artists are subject to change, the 2025 season is currently slated to include more than 40 different show titles, including Disney's The Lion King, MOMIX, Parade, Step Afrika!, Charlotte's Web, Pete the Cat, Jazz Slam, The Nutcracker, Havana Hop, Rapunzel, The Lion, The Witch and The Wardrobe, and a wide variety of other productions featuring international, national and local professional artists. For each show, the Broward Center will provide a standards-aligned study guide that includes classroom activities designed to reinforce the students' understanding of the material and apply what was experienced in the theater to real-world math, science and reading situations. Select shows will also include live pre- or post-show workshops led by professional teaching artists that build on themes and educational content from the performance for deeper hands-on learning. By incorporating art forms such as movement, drama and dance, these small-group workshops provide students with rich, exploratory experiences that are imaginative, collaborative and fun. "Sensory-inclusive" versions of several shows and corresponding activities will also be offered in partnership with the school district's Exceptional Student Education Division to ensure students with autism or other developmental disabilities have the same learning opportunities as their peers.

Elaborate on your program/event goals and objectives. How do you plan on using the funding to solve the problem?

The goal of the innovative SEAS program is to bring reading, math, science and history alive and engage Pompano Beach students of all ages and abilities with arts-based learning techniques that will help them be successful in school and in life. The program combines the forces of the Broward Center, Broward Public Schools and local and international professional artists to support school curriculum and academic learning through the arts. All SEAS presentations and lessons are School Board-approved and directly aligned with Florida B.E.S.T. standards, literacy and curriculum goals, which are reinforced with a customized study guide for each show. The City of Pompano Beach's funding will assist the Broward Center in providing this arts-integrated, participatory learning experience for a minimum of 3,000 Pompano Beach students, many of whom attend Title 1 schools and come from low-to-moderate income households. By providing the SEAS performances free of charge, the Broward Center aims to ensure as many students as possible have access to the arts regardless of socioeconomic status, and for many low-income students, the SEAS program provides their first and perhaps only opportunity to attend the theater and see a live professional performance.

What are the proposed outcomes of your program/event?

The Broward Center's SEAS program will provide a significant benefit to a minimum of 3,000 Pompano Beach public school students of all ages and abilities, the majority of whom attend Title 1 schools and come from low-to-moderate income households, by educating, engaging and inspiring them to reach their academic potential while at the same time fostering self-confidence, creativity and appreciation for the arts. By transforming the theater into an extended classroom, the SEAS program will provide new ways of reaching students who may not be adequately served through traditional teaching methods as well as provide inspiration and insight into careers and professional pathways that incorporate the arts. Additionally, the SEAS program will provide a minimum of 300 Pompano Beach teachers with the opportunity and resources to use the arts as a tool to complement their lesson plans, helping them to make the connection between theater performances and classroom activities and spark excitement about learning. Program outcomes correlate with findings from the National Art Education Association that show:

*Arts education strengthens student problem-solving skills, adding to overall academic achievement including higher attendance and graduation rates.

*Students involved in arts education develop important values including a positive work ethic, team-building skills, respect for alternative points of view and appreciation for different cultures and traditions.

*Teachers incorporating the arts in their lesson plans enjoy greater job satisfaction, are more interested in their work and are more likely to be innovative and pursue personal development experiences.

Share the primary methodology by which you will measure the outcomes of your program/event:

While specific academic objectives will vary depending on the show and grade level of the students, the Broward Center works closely with school district curriculum specialists and teachers to develop the curriculum connections and implement appropriate evaluation methods that are modeled after the nationally recognized Kennedy Center for the Performing Arts standards for the arts education field. The SEAS brochure, published by the Broward Center at the beginning of each season, sets forth in advance the specific Florida Standards core curriculum areas that correspond with each performance. Tools to measure student engagement and progress toward objectives include attendance records, pre- and post-performance assessments for students and post-program teacher surveys that request a narrative on how the performance was integrated within the classroom curriculum.

Estimated total number of individuals expected to attend your program/event:

10,001+

Please specify the number of City of Pompano Beach residents your organization will serve if the program/event is funded: 3000

Describe the demographics of the population you are impacting with this program/event:

During the 2024-2025 school year, the Broward Center's SEAS program will serve a minimum of 25,000 kindergarten through 12th grade students in Broward County Public Schools (BCPS). BCPS is the sixth largest school district in the nation and the second largest school district in the state of Florida, with more than 250,000 students that come from 170 different countries. For the 2023-2024 academic year, BCPS enrollment was represented by the following demographics: 51.6% male, 48.4% female; 51.5% White, 40.5% Black, 3.9% Asian, 0.3% Native American or Native Alaskan, 0.2% Native Hawaiian or Pacific Islander and 3.7% multi-racial; 38.4% are ethnically Hispanic. More than 39,000 BCPS students (15%) have special needs and are served through the Exceptional Student Education division. More than 69% of BCPS students qualify for the free- or reduced-lunch program. 100% of the Pompano Beach elementary and middle schools served by the SEAS program are Title-I schools, where the majority of students come from low-to-moderate income families.

Include a description of the geographic area your program/event(s) will serve and how it will impact the area:

During the most recently completed school year, the Broward Center served more than 3,000 K-12 students and teachers residing in the City of Pompano Beach representing the following schools: Blanche Ely High School, Charles Drew Elementary, Charles Drew Family Resource Center, Cresthaven Elementary, Cross Creek School, Crystal Lakes Middle School, Cypress Elementary, Robert C. Markham Elementary, McNab Elementary, Norcrest Elementary, Palmview Elementary, Park Ridge Elementary, Pompano Beach Elementary, Pompano Beach High School, Pompano Beach Middle School, Sanders Park Elementary and Tedder Elementary School. All Pompano Beach public schools are offered the opportunity to participate in the SEAS program at no charge.

How does your organization specifically market your program/event to City of Pompano Beach residents?

At the beginning of the academic year, the Broward Center will provide all Pompano Beach teachers and school administrators with the SEAS season brochure, including a list of show titles, dates, targeted grade levels and corresponding curriculum connections. In September, teachers will have the opportunity to register online for the shows and dates that are the best fit for their respective classes during the Fall semester, and online registration for the Spring semester will open in November. The Director of Education also follows up with school administrators and teachers throughout the year when new shows or activities become available.

How does a City of Pompano Beach resident access the services/program your nonprofit provides?

The SEAS program is offered in partnership with Broward County Public Schools, and all public school teachers have the opportunity to register their classrooms to participate at no charge. A designated school district staff member helps coordinate registration and the scheduling of bus transportation for each class to attend the school-day performances.

Start Date of Program/Event:

Oct 01, 2024

End Date of Program/Event:

Apr 25, 2025

Does your program/event have a start time/end time?

No

Name of Program/Event Venue:

Broward Center for the Performing Arts

Address of Program/Event Venue Location:

201 SW Fifth Avenue
Fort Lauderdale, FL 33312

Attire of Program/Event (select the one that best applies):

Business Casual

List any benefits or partnership opportunities the City of Pompano Beach receives:

The City of Pompano Beach will be recognized on SEAS marketing collateral and receive invitations to observe select SEAS performances and activities throughout the year.

Total dollar amount of the overall program/event budget:

171000

Total dollar amount being requested from the City:

15000

How will your organization use the City of Pompano Beach funding?

Funding will be utilized to support a portion (approximately 15%) of salary costs for the Director of Education, who is responsible for planning and overseeing all aspects of implementation for the SEAS program. Funding will be matched by a \$100,000 grant from the Community Foundation of Broward, a \$25,000 grant from the School Board of Broward County and additional private and public funding TBD.

Are you applying for a second program/event?

No

Additional Activities

Are there any additional activities associated with the primary sponsorship event (Examples include VIP event, Kickoff event, Awards Ceremony, Thank You/Recognition Party, etc...)

No

Additional Information

What are your organization's credentials? Tell us why your organization does it better than anyone else.

The Broward Center's long-standing collaboration with Broward County Public Schools has helped ensure the success of the SEAS program since 1991 and its growth to become the largest program of its kind in the country. One of the most unique components of the SEAS program is that it is available to all Broward public school students and teachers at no cost, helping to ensure that a greater segment of the community has access to the arts regardless of socio-economic status. To date, more than 3.6 million students have attended and participated in educational and cultural performances at the Broward Center and The Parker free of charge. SEAS has been recognized with the National Award for Outstanding Arts in Education Programming from the John F. Kennedy Center Alliance for the Arts Educational Network and National School Board Association and the Magna Award from the American School Board Journal, deeming it a national model for arts-in-education. The Broward Center has also served as a Partner in Education with the John F. Kennedy Center for the Performing Arts for more than 30 years and has been an instrumental partner in the launch and expansion of the federal Turnaround Arts program in Broward, helping to bring high-quality arts-in-education initiatives to the lowest-performing elementary schools in Broward County. In 2017, the Broward Center introduced the first sensory-inclusive performances in Broward County for students with special needs, which have served more than 10,000 individuals to date. In 2021, the University of Miami-Nova Southeastern University Center for Autism & Related Disabilities (UM-NSU CARD) presented the Broward Center with the "Community Partnership Award" in recognition of its outstanding commitment to creating a welcoming environment for students of all abilities.

Other than the program/event you are applying for, how is your organization serving the residents of the City of Pompano Beach?

The Broward Center brings the best of Broadway as well as international and national touring artists to Broward County, providing Pompano Beach residents with the opportunity to experience world-class cultural programming close to home. The Broward Center also provides thousands of complimentary tickets to community organizations each year, including those that serve Pompano Beach residents such as Broward Children's Center, Volta Music Foundation, Ashanti Cultural Arts, Crockett Foundation, Boys & Girls Clubs, Big Brothers Big Sisters, HANDY, Junior Achievement, Area Agency on Aging, John Knox Village, United Way and many others. Additionally, the Broward Center's Rose Miniaci Arts Education Center offers year-round programming designed to encourage artistic expression and engagement, including classes, workshops, master classes, performances and lectures for children, teens and adults of all ages.

Any other information you wish to share?

N/A

City of Pompano Beach Funding History

Has your organization been funded before by City of Pompano Beach? Yes

If yes, when was the most recent year? 2024

What was the name of program/event funded? Student Enrichment through the Arts (SEAS)

How much was the funding for this program/event? 15000

Requested Budget Information

What is your organization's operational budget? 54215806

What is the total value your nonprofit is applying for? 15000

If you are not awarded the full funding requested for your program/event(s), will you be able to complete your project? Yes

About Your Staff and Leadership

Total Number of Employees: 325

Full Name of President/CEO/Executive Director: Ty Sutton

Include your President/CEO/Executive Director's biography: Ty Sutton joined the Broward Center as President & CEO in February 2024. An industry veteran, Ty Sutton comes to the Broward Center with 20+ years of experience in the performing arts and venue management field. He was most recently President & CEO of Dayton Live, in Dayton, Ohio, with oversight of five performance venues and a strong commitment to arts education. While there, he implemented several initiatives that strengthened the organization's community impact. A respected innovator, Ty brings an impressive track record leading complex venues in the sports, arts and entertainment sectors in Ohio, Indiana, Texas and California.

About Your Board of Directors

Board Disabled: 0

Board Minorities: 4

Board Seniors: 25

Total Board Members: 42

About Your Partnerships and Contributors

Does your organization have any programmatic collaborations with other community partners? If so, please list them and provide a brief description of their involvement with your organization.

The Broward Center's most significant programmatic collaboration is a 40-year partnership with the School Board of Broward County, through which the school system is granted exclusive use of the Amaturo Theater during the school day and Broward students benefit from the largest free arts-in-education program in the country. Other education partners include Head Start, Early Learning Coalition, Nova Southeastern University, Broward College, Family Central, Jack and Jill Children's Center and Young at Art Children's Museum. For accessibility programming, the Broward Center partners with UM-NSU Center for Autism and Related Disabilities (CARD), Theatre Development Fund, Exceptional Theater Company, Broward School District's ESL Department, JAFCO and numerous non-profit organizations serving individuals of all abilities. The Broward Center partners with organizations such as Broadway Across America, Miami City Ballet, Florida Grand Opera, Symphony of the Americas and Slow Burn Theatre Company to present high-quality artistic programming for its audiences. Through its Arts Access program, the Broward Center has provided more than 100 community-based and non-profit organizations from throughout Broward County with technical and marketing support and assisted them in presenting professional-level performances in its venues.

What other funders have supported your organization within the past year? Please include their levels of contribution.

The SEAS program was supported this year by grants from Community Foundation of Broward (\$100,000), City of Hollywood (\$3,000) and School Board of Broward County (\$25,000). Additional supporters of the Broward Center's programs include The Frederick A. DeLuca Foundation (\$375,000), Robert Wood Johnson Charities (\$100,000), The Taft Foundation (\$100,000), JM Family Enterprises (\$60,000) and the Jerry Taylor and Nancy Bryant Foundation (\$25,000.)

Financial Information

How does your nonprofit organization currently undergo financial scrutiny and assurance? Please select from one of the applicable options:

External Financial Audit conducted by an professional auditing firm

Upload your documents: All items in this section are mandatory.

Itemized Program/Event Budget - Please provide a budget ONLY for the program/event you are applying for.

<https://www.formstack.com/admin/download/file/16304146657>

Agency Operational Budget <https://www.formstack.com/admin/download/file/16304146659>

Agency External or Internal Audit and/or a combined PDF with your organization's Balance Sheet and P&L. <https://www.formstack.com/admin/download/file/16304146660>

W9 <https://www.formstack.com/admin/download/file/16304146661>

IRS 501(c)(3) Determination Letter <https://www.formstack.com/admin/download/file/16304146663>

Articles of Incorporation <https://www.formstack.com/admin/download/file/16304146665>

Most Recent 990 Form <https://www.formstack.com/admin/download/file/16304146666>

List of Board of Directors <https://www.formstack.com/admin/download/file/16304146668>

Matching Gift Documentation

Does Your Organization Receive Matching Funds? No

President/CEO/Executive Director Contact Information

Name Lisa Kitei

Title President

Email lkitei@browardcenter.org

Phone Number 9544683297

Mailing Address (If awarded, your payment will be mailed to this address) 201 SW Fifth Avenue
Fort Lauderdale, FL 33312

Primary Nonprofit Contact

Name Christi Rice

Title Director, Grants & Development

Email crice@browardcenter.org

Phone Number 9544146919

Certification and Authorization

**I HEREBY CERTIFY BY READING AND
SELECTING EACH STATEMENT LISTED
BELOW THAT THE:**

Applicant certifies that information contained in this application is complete and accurate. = Select to Agree

Applicant certifies that their organization is a Not For Profit Corporation authorized to do business in the State of Florida. = Select to Agree

Applicant has read and understands the application instructions and requirements of the program. = Select to Agree

Applicant agrees that if recommended for funding, the nonprofit will attend the Mandatory Nonprofit Orientation Workshop and that they will participate in a Nonprofit Program Services Fair as required by the City. = Select to Agree

Applicant certifies that the awarded program/event(s) will serve City of Pompano Beach residents. = Select to Agree

Applicant acknowledges that a recommended award letter is subject to commission approval. = Select to Agree

Applicant acknowledges that only an executed contract with the City authorizes the initiation of program/event services or activities and incurring expenditures. = Select to Agree

Applicant acknowledges that narrative and financial reporting will be required and the organization will meet the assigned deadlines as set forth by the City. = Select to Agree

Applicant acknowledges that the program/event(s) will be completed by the end of the contract term. = Select to Agree

Applicant certifies that the organization has the capacity to comply with all requirements of the program/event(s). = Select to Agree

Applicant will not use funds for disallowed expenditures as set forth by the City. = Select to Agree

Applicant confirms that the organization has an anti-discrimination policy. = Select to Agree

Applicant acknowledges that the program/event(s) submitted will not be eligible to receive funding for if the program/event(s) receives a separate grant from the City for the same program. = Select to Agree

Applicant acknowledges that current policies for general liability, sexual molestation, automobile and workers compensation insurance are required to contract with the City. = Select to Agree

Applicant understands that the submission of their funding request does not guarantee the organization will be selected to receive funding. = Select to Agree

Applicant acknowledges that all information submitted in the partnership application along with any email or correspondence you provide to the City of Pompano Beach becomes a public record and may be subject to disclosure to anyone who requests it under the State's Public Records Laws, to another government agency as required by state or federal law; and/or in response to a court or administrative order, subpoena or search warrant. Your application may be subject to inspection and copying by the public, unless an exception in law exists. = Select to Agree

ATLANTA GA 39901-0001

In reply refer to: 0752253593
Nov. 04, 2020 LTR 4168C 0
59-2657043 000000 00
00054390
BODC: TE

BROWARD PERFORMING ARTS FOUNDATION
INC
% LISA KITEI
201 SW 5TH AVE
FT LAUDERDALE FL 33312-7112

Employer ID number: 59-2657043
Form 990 required: YES

Dear Taxpayer:

We're responding to your request dated Oct. 26, 2020, about your tax-exempt status.

We issued you a determination letter in May 1986, recognizing you as tax-exempt under Internal Revenue Code (IRC) Section 501(c)(3).

We also show you're not a private foundation as defined under IRC Section 509(a) because you're described in IRC Sections 509(a)(1) and 170(b)(1)(A)(vi).

Donors can deduct contributions they make to you as provided in IRC Section 170. You're also qualified to receive tax deductible bequests, legacies, devises, transfers, or gifts under IRC Sections 2055, 2106, and 2522.

Under IRC Section 170, donors may be eligible to deduct contributions they make to you exclusively for the charitable purposes specified in Section 501(c)(3). If you solicit contributions or gifts for non-501(c)(3) purposes, you must include a statement indicating that these payments aren't deductible as charitable contributions for federal income tax purposes.

In the heading of this letter, we indicated whether you must file an annual information return. If you're required to file a return, you must file one of the following by the 15th day of the 5th month after the end of your annual accounting period:

- Form 990, Return of Organization Exempt From Income Tax
- Form 990EZ, Short Form Return of Organization Exempt From Income Tax
- Form 990-N, Electronic Notice (e-Postcard) for Tax-Exempt Organizations Not Required to File Form 990 or Form 990-EZ
- Form 990-PF, Return of Private Foundation or Section 4947(a)(1) Trust Treated as Private Foundation

According to IRC Section 6033(j), if you don't file a required annual information return or notice for 3 consecutive years, we'll revoke

0752253593
Nov. 04, 2020 LTR 4168C 0
59-2657043 000000 00
00054391

BROWARD PERFORMING ARTS FOUNDATION
INC
% LISA KITEI
201 SW 5TH AVE
FT LAUDERDALE FL 33312-7112

your tax-exempt status on the due date of the 3rd required return or notice.

You can get IRS forms or publications you need from our website at www.irs.gov/forms-pubs or by calling 800-TAX-FORM (800-829-3676).

If you have questions, call 877-829-5500 between 8 a.m. and 5 p.m., local time, Monday through Friday (Alaska and Hawaii follow Pacific time).

Thank you for your cooperation.

Sincerely yours,



Teri M. Johnson
Operations Manager, AM Ops. 3

Request for Taxpayer Identification Number and Certification

Go to www.irs.gov/FormW9 for instructions and the latest information.

Give form to the requester. Do not send to the IRS.

Before you begin. For guidance related to the purpose of Form W-9, see *Purpose of Form*, below.

Print or type. See <i>Specific Instructions</i> on page 3.	<p>1 Name of entity/individual. An entry is required. (For a sole proprietor or disregarded entity, enter the owner's name on line 1, and enter the business/disregarded entity's name on line 2.)</p> <p>Broward Performing Arts Foundation, Inc.</p>	
	<p>2 Business name/disregarded entity name, if different from above.</p> <p>Broward Center for the Performing Arts</p>	
	<p>3a Check the appropriate box for federal tax classification of the entity/individual whose name is entered on line 1. Check only one of the following seven boxes.</p> <p><input type="checkbox"/> Individual/sole proprietor <input type="checkbox"/> C corporation <input type="checkbox"/> S corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Trust/estate</p> <p><input type="checkbox"/> LLC. Enter the tax classification (C = C corporation, S = S corporation, P = Partnership) _____</p> <p>Note: Check the "LLC" box above and, in the entry space, enter the appropriate code (C, S, or P) for the tax classification of the LLC, unless it is a disregarded entity. A disregarded entity should instead check the appropriate box for the tax classification of its owner.</p> <p><input checked="" type="checkbox"/> Other (see instructions) 501c3</p>	<p>4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):</p> <p>Exempt payee code (if any) _____</p> <p>Exemption from Foreign Account Tax Compliance Act (FATCA) reporting code (if any) _____</p>
	<p>3b If on line 3a you checked "Partnership" or "Trust/estate," or checked "LLC" and entered "P" as its tax classification, and you are providing this form to a partnership, trust, or estate in which you have an ownership interest, check this box if you have any foreign partners, owners, or beneficiaries. See instructions <input type="checkbox"/></p>	<p><i>(Applies to accounts maintained outside the United States.)</i></p>
	<p>5 Address (number, street, and apt. or suite no.). See instructions.</p> <p>201 SW Fifth Avenue</p>	<p>Requester's name and address (optional)</p>
	<p>6 City, state, and ZIP code</p> <p>Fort Lauderdale, FL 33312</p>	
	<p>7 List account number(s) here (optional)</p>	

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Social security number										
or										
Employer identification number										
5	9	-	2	6	5	7	0	4	3	

Note: If the account is in more than one name, see the instructions for line 1. See also *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and, generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here	Signature of U.S. person	Date 5/3/24
------------------	--------------------------	--------------------

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

What's New

Line 3a has been modified to clarify how a disregarded entity completes this line. An LLC that is a disregarded entity should check the appropriate box for the tax classification of its owner. Otherwise, it should check the "LLC" box and enter its appropriate tax classification.

New line 3b has been added to this form. A flow-through entity is required to complete this line to indicate that it has direct or indirect foreign partners, owners, or beneficiaries when it provides the Form W-9 to another flow-through entity in which it has an ownership interest. This change is intended to provide a flow-through entity with information regarding the status of its indirect foreign partners, owners, or beneficiaries, so that it can satisfy any applicable reporting requirements. For example, a partnership that has any indirect foreign partners may be required to complete Schedules K-2 and K-3. See the Partnership Instructions for Schedules K-2 and K-3 (Form 1065).

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS is giving you this form because they



FLORIDA DEPARTMENT OF STATE
George Firestone
Secretary of State

D.W. McKinnon, Director
Division of Corporations
904/488-9636

Mrs. Nettie Sims, Chief
Bureau of Corporate Records
904/488-9383

October 31, 1985

R.M. Gardner, Esq.
McCune, Hiaasen etal
PO Box 14636
Ft. Lauderdale, FL 33302

Dear Mr. Gardner:

The Articles of Incorporation for BROWARD
PERFORMING ARTS FOUNDATION, INC. were filed
on October 30, 1985, and assigned document number N11811.
Your check for \$63.00 covering the various fees has been
received.

Enclosed is a certified copy of the articles.

Should you have any questions regarding this matter, please telephone
(904) 488-9005, the Non-Profit Filing Section.

Sincerely,

D. W. McKinnon, Director
Division of Corporations

DWM:krq

RECEIVED

NOV 4 1985

State of Florida



Department of State

I certify that the attached is a true and correct copy of the Articles of Incorporation of BROWARD PERFORMING ARTS FOUNDATION, INC., a corporation organized under the Laws of the State of Florida, filed on October 30, 1985, as shown by the records of this office.

The document number of this corporation is N11811.

Given under my hand and the
Great Seal of the State of Florida,
at Tallahassee, the Capital, this the
31st day of October, 1985.



A handwritten signature in cursive script, appearing to read "George Firestone".

George Firestone
Secretary of State

ARTICLES OF INCORPORATION

FILED

OF

1985 OCT 30 PM 1:12

BROWARD PERFORMING ARTS FOUNDATION, INC.
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

The undersigned subscribers to these Articles of Incorporation, natural persons competent to contract, hereby form a corporation under the laws of the State of Florida

ARTICLE I

NAME

The name of the corporation shall be:

BROWARD PERFORMING ARTS FOUNDATION, INC.

ARTICLE II

PURPOSES

The purposes of this corporation shall be as follows:

1. To receive and maintain the fund or funds of real or personal property or both and, subject to the restrictions and limitations hereinafter set forth, to use and apply the whole or any part of the income therefrom and the principal thereof exclusively for the promoting, fostering, sponsoring and developing of the Performing Arts Center Authority of Broward County, Florida, or such other charitable, religious, scientific, literary, or educational purposes either directly or by contributions to organizations which qualify as exempt organizations under Sections 501(c)(3) or 170(c) of the Internal Revenue Code of 1954

and its regulations as they now exist or as they may be hereinafter amended.

2. To do any and all lawful acts and things which may be necessary, useful, suitable, desirable or proper for the furtherance, accomplishment or attainment of any or all of the aforesaid purposes and objects and to co-operate with individuals, corporations, groups, organizations or agencies already engaged in fostering any or all of the foregoing purposes.

ARTICLE III

MEMBERSHIP

Qualification for members and the manner of their admissions shall be regulated by the By-Laws of the corporation to be hereafter adopted.

ARTICLE IV

TERM

This corporation shall have perpetual existence.

ARTICLE V

INCORPORATORS

The name of the incorporators of this corporation are:

NAME

ADDRESS

ROBERT B. LOCHRIE, JR.

2261 Southwest 28th Way
Fort Lauderdale, FL 33312

RUSSELL M. GARDNER

Barnett Bank Plaza/Penthouse
One East Broward Boulevard
Fort Lauderdale, FL 33301

ARTICLE VI

OFFICERS

The officers of the corporation shall be a President, such number of Vice-Presidents, Secretary, a Treasurer and such other officers as may be provided in the By-Laws from time to time.

ARTICLE VII

DIRECTORS

The business affairs of this corporation shall be managed by the Board of Directors. This corporation shall have nine directors initially. The number of directors may be increased or decreased from time to time by the By-Laws, but shall never be less than three. The members of the Board of Directors shall be elected and hold office in accordance with the By-Laws. The names and addresses of the persons who are to serve as directors until the first meeting of the corporation or until their successors are elected and qualified are as follows:

<u>NAME</u>	<u>ADDRESS</u>
ROBERT B. LOCHRIE, JR.	2261 Southwest 28th Way Fort Lauderdale, FL 33312
RUSSELL M. GARDNER	Barnett Bank Plaza/Penthouse One East Broward Boulevard Fort Lauderdale, FL 33301
STEWART KESTER	3001 Northeast 27th Avenue Lighthouse Point, FL 33062
JACK H. CHAMBERS	8751 West Broward Boulevard Plantation, FL 33324
DAVID RUSH	3901 North 29th Avenue Hollywood, FL 33020

RALPH MARRINSON	35 Isla Bahia Drive Fort Lauderdale, FL 33316
WILLIAM D. HORVITZ	2000 South Ocean Drive Fort Lauderdale, FL 33316
RHONDA G. RASMUSSEN	424 Hendricks Isle Fort Lauderdale, FL 33301
BONNIE BARNETT	2724 Sea Island Drive Fort Lauderdale, FL 33301

ARTICLE VIII

BY-LAWS

The By-Laws shall be adopted, altered, amended or repealed by a majority vote of the Board of Directors and as provided in the By-Laws themselves. The By-Laws may contain any provision for the regulation and management of the affairs of the corporation not inconsistent with Florida law or the Articles of Incorporation.

ARTICLE IX

PRINCIPAL PLACE OF BUSINESS

The location of the registered office of this corporation shall be Barnett Bank Plaza/Penthouse, One East Broward Boulevard, Fort Lauderdale, Broward County, Florida 33301, or such other place or places as the Board of Directors may from time to time determine. The registered agent shall be Russell M. Gardner at Barnett Bank Plaza/Penthouse, One East Broward Boulevard, Fort Lauderdale, Florida 33301.

SPECIAL PROVISIONS

Section 1: No part of the net earnings of this corpor-

ation shall inure to the benefit of any member, officer or director of the corporation, or any private individual (except that reasonable compensation may be paid for services rendered to or for the corporation effecting one or more of its purposes), and no member, officer or director of the corporation or any private individual shall be entitled to share in the distribution of any of the corporate assets on dissolution of the corporation. No substantial part of the activities of the corporation shall be the carrying on of propoganda or otherwise attempting to influence legislation and the corporation shall not participate in or intervene in (including the publication or distribution of statements) any public political campaign on behalf of any candidate for public office.

Section 2. Notwithstanding any of the other provisions of these Articles of Incorporation, the corporation shall not conduct or carry on any activities not permitted to be conducted or carried on by an organization exempt under Section 501(c)(3) of the Internal Revenue Code and its regulations as they now exist or as they may hereafter be amended or by an organization, contributions to which are deductible under Section 170(c)(2) of such Code and Regulations as they now exist or as they may hereafter be amended.

Section 3. Upon dissolution of the corporation or the winding up of its affairs, the assets of the corporation shall be distributed exclusively to charitable, religious, scientific, literary or educational organizations which then qualify under

the provision of Section 501(c)(3) of the Internal Revenue Code and its Regulations as they now exist or as they may hereafter be amended.

Section 4. In the event that the Corporation is deemed to be a "private foundation" within the meaning of Section 509 of the Internal Revenue Code of 1954, as amended, then:

1. The Corporation will distribute its income for each tax year at such time and in such manner so that it will not become subject to the tax on undistributed income imposed by Section 4942 of the Internal Revenue Code of 1954, or corresponding provisions of any later federal tax laws.

2. The Corporation will not engage in any act of self-dealing as defined in Section 4941(d) of the Internal Revenue Code of 1954, or corresponding provisions of any later federal tax laws.

3. The Corporation will not retain any excess business holdings as defined in Section 4943(c) of the Internal Revenue Code of 1954, or corresponding provisions of any later federal tax laws.

4. The Corporation will not make any investments in the manner that would subject it to tax under Section 4944 of the Internal Revenue Code of 1954, or corresponding provisions of any later federal tax laws.

5. The Corporation will not make any taxable expenditures as defined in Section 4945(d) of the Internal Revenue Code of 1954, or corresponding provisions of any later federal tax laws.

Section 5. This corporation is formed under Chapter 617 of the Florida Statutes and shall have all of the powers set forth therein not expressly prohibited hereunder.

Section 6. Meetings of the membership and the Board of Directors shall be held as provided for in the By-Laws from time to time.

IN WITNESS WHEREOF, we, the undersigned subscribing incorporators, have hereunto set our hands and seals this 10th day of October, 1985, for the purposes of forming this corporation not-for-profit under Chapter 617 of the laws of the State of Florida.

WITNESSES:

Linda A. Spencer

Robert B. Lochrie, Jr.
ROBERT B. LOCHRIE, JR.

Mary Alice Hume

Russell M. Gardner
RUSSELL M. GARDNER

STATE OF FLORIDA)
)
COUNTY OF BROWARD)

BEFORE ME, a notary public duly authorized in the State and County named above to take acknowledgments, personally appeared ROBERT B. LOCHRIE, JR. to me known to be one of the persons described as a subscriber in and who executed the foregoing Articles of Incorporation and he acknowledged before me that he executed and subscribed the Articles of Incorporation.

WITNESS my hand and official seal this 10th day of October, 1985.

Linda A. Spencer
Notary Public, State of Florida

My commission expires:

NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXP. AUG. 5, 1989
BORNED THRU GENERAL INC. UND.

STATE OF FLORIDA)
)
COUNTY OF BROWARD)

BEFORE ME, a notary public duly authorized in the State and County named above to take acknowledgments, personally appeared RUSSELL M. GARDNER, to me known to be one of the persons described as a subscriber in and who executed the foregoing Articles of Incorporation and he acknowledged before me that he executed and subscribed the Articles of Incorporation.

WITNESS my hand and official seal this 10th day of October, 1985.

Linda A. Spencer

Notary Public, State of Florida

My commission expires:

NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXP. AUG. 5, 1989
BONDED THRU GENERAL INS. UND.

FILED

1985 OCT 30 PM 1:12

CERTIFICATE DESIGNATING PLACE OF BUSINESS OF STATE
OR DOMICILE FOR THE SERVICE OF PROCESS WITHIN FLORIDA
NAMING AGENT UPON WHOM PROCESS MAY BE SERVED

IN COMPLIANCE WITH SECTION 48.091, FLORIDA STATUTES,
THE FOLLOWING IS SUBMITTED:

FIRST -- THAT BROWARD PERFORMING ARTS FOUNDATION, INC.
DESIRING TO ORGANIZE OR QUALIFY UNDER THE LAWS OF THE STATE OF
FLORIDA, WITH ITS PRINCIPAL PLACE OF BUSINESS AT CITY OF
FORT LAUDERDALE, STATE OF FLORIDA
HAS NAMED RUSSELL M. GARDNER,
LOCATED AT ONE EAST BROWARD BOULEVARD, BARNETT BANK PLAZA/PENTHOUSE
CITY OF FORT LAUDERDALE, STATE OF FLORIDA,
AS ITS AGENT TO ACCEPT SERVICE OF PROCESS WITHIN FLORIDA.

SIGNATURE _____
TITLE ATTORNEY
DATE OCTOBER 4, 1985

HAVING BEEN NAMED TO ACCEPT SERVICE OF PROCESS FOR THE
ABOVE STATED CORPORATION, AT THE PLACE DESIGNATED IN THIS CERTI-
FICATE, I HEREBY AGREE TO ACT IN THIS CAPACITY, AND I FURTHER AGREE
TO COMPLY WITH THE PROVISIONS OF ALL STATUTES RELATIVE TO THE
PROPER AND COMPLETE PERFORMANCE OF MY DUTIES.

SIGNATURE *Russell M Gardner*
RUSSELL M. GARDNER
DATE OCTOBER 4, 1985



OFFICERS & DIRECTORS 2023-2024

Sen. George S. LeMieux, *Chair*

Dev Motwani, *Vice Chair*

Lori Chevy, *Secretary*

Ann Burris, *Treasurer*

Robert B. Lochrie III, *Immediate Past Chair*

- John E. Abdo
- Beverly Raphael Altman
- Stephanie Aoun
- Bonnie Barnett
- Richard Berkowitz
- Eric Gabrielle
- Nugene Harvey
- Andrew Heller
- Michelle Howland
- Brian Huseman
- Alice Lucia Jackson
- Carol Harrison Kalagher
- James LaBate
- Michael Landry
- Ray Leightman
- Michael Lepera
- Jarett Levan
- Dominick Miniaci
- Peggy Olin
- Julie Pabst
- Charles L. Palmer
- Jodi Peck
- Ramón Rodríguez
- Anne Scherer
- Bobby Schroeter
- Alan M. Schwartz, M.D.
- Barry E. Somerstein, Esq.
- Ken Stiles
- J. Kenneth Tate
- George Taylor
- Stephanie Toothaker
- Eric Vainder
- Joyce Virga
- Douglas Von Allmen
- Christine Welch
- Deborah Wendt
- Jake Wurzak
- Kurt Zimmerman
- Pearl Goodman, Emerita

Filing Instructions

Broward Performing Arts Foundation, Inc.

Exempt Organization Tax Return

Taxable Year Ended September 30, 2023

Date Due: August 15, 2024

Remittance: None is required. Your Form 990 for the tax year ended 9/30/23 shows no balance due.

Signature: You are using a Personal Identification Number (PIN) for signing your return electronically. Form 8879-TE, IRS *e-file* Signature Authorization for an Exempt Organization should be signed and dated by an authorized officer of the organization and returned to:

ROBBINS & MORONEY, PA
222 SE 10th St
Fort Lauderdale, FL 33316

Important: Your return will not be filed with the IRS until the signed Form 8879-TE has been received by this office.

Other: Your return is being filed electronically with the IRS and is not required to be mailed. If you Mail a paper copy of your return to the IRS it will delay the processing of your return.

Return of Organization Exempt From Income Tax

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except private foundations)

Do not enter social security numbers on this form as it may be made public.

Go to www.irs.gov/Form990 for instructions and the latest information.

2022
Open to Public Inspection

Department of the Treasury
Internal Revenue Service

A For the 2022 calendar year, or tax year beginning 10/01/22, and ending 09/30/23

B Check if applicable: <input type="checkbox"/> Address change <input type="checkbox"/> Name change <input type="checkbox"/> Initial return <input type="checkbox"/> Final return/terminated <input type="checkbox"/> Amended return <input type="checkbox"/> Application pending	C Name of organization Broward Performing Arts Foundation, Inc. Doing business as Number and street (or P.O. box if mail is not delivered to street address) Room/suite 201 S.W. Fifth Avenue City or town, state or province, country, and ZIP or foreign postal code Fort Lauderdale FL 33312	D Employer identification number 59-2657043 E Telephone number 954-468-3298 G Gross receipts \$ 11,808,200
F Name and address of principal officer: Lisa Kitei 201 S.W. Fifth Avenue Fort Lauderdale FL 33312		H(a) Is this a group return for subordinates? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No H(b) Are all subordinates included? <input type="checkbox"/> Yes <input type="checkbox"/> No If "No," attach a list. See instructions

I Tax-exempt status: <input checked="" type="checkbox"/> 501(c)(3) <input type="checkbox"/> 501(c) () (insert no.) <input type="checkbox"/> 4947(a)(1) or <input type="checkbox"/> 527	J Website: www.browardcenter.org	H(c) Group exemption number
K Form of organization: <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Trust <input type="checkbox"/> Association <input type="checkbox"/> Other	L Year of formation: 1985	M State of legal domicile: FL

Part I Summary

Activities & Governance	1 Briefly describe the organization's mission or most significant activities: See Schedule O			
	2 Check this box <input type="checkbox"/> if the organization discontinued its operations or disposed of more than 25% of its net assets.			
	3 Number of voting members of the governing body (Part VI, line 1a)	3	42	
	4 Number of independent voting members of the governing body (Part VI, line 1b)	4	42	
	5 Total number of individuals employed in calendar year 2022 (Part V, line 2a)	5	10	
	6 Total number of volunteers (estimate if necessary)	6	650	
	7a Total unrelated business revenue from Part VIII, column (C), line 12	7a	0	
	b Net unrelated business taxable income from Form 990-T, Part I, line 11	7b	0	
Revenue	8 Contributions and grants (Part VIII, line 1h)	Prior Year	Current Year	
	9 Program service revenue (Part VIII, line 2g)	5,784,506	8,173,695	
	10 Investment income (Part VIII, column (A), lines 3, 4, and 7d)	510,863	171,463	
	11 Other revenue (Part VIII, column (A), lines 5, 6d, 8c, 9c, 10c, and 11e)		0	
	12 Total revenue – add lines 8 through 11 (must equal Part VIII, column (A), line 12)	6,295,369	8,345,158	
Expenses	13 Grants and similar amounts paid (Part IX, column (A), lines 1–3)	3,639,940	4,251,528	
	14 Benefits paid to or for members (Part IX, column (A), line 4)		0	
	15 Salaries, other compensation, employee benefits (Part IX, column (A), lines 5–10)	950,506	1,044,628	
	16a Professional fundraising fees (Part IX, column (A), line 11e)		0	
	b Total fundraising expenses (Part IX, column (D), line 25)	966,624		
	17 Other expenses (Part IX, column (A), lines 11a–11d, 11f–24e)	700,476	787,210	
	18 Total expenses. Add lines 13–17 (must equal Part IX, column (A), line 25)	5,290,922	6,083,366	
	19 Revenue less expenses. Subtract line 18 from line 12	1,004,447	2,261,792	
Net Assets or Fund Balances	20 Total assets (Part X, line 16)	Beginning of Current Year	End of Year	
	21 Total liabilities (Part X, line 26)	22,267,625	24,656,140	
	22 Net assets or fund balances. Subtract line 21 from line 20	6,411,175	5,011,260	
		15,856,450	19,644,880	

Part II Signature Block

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.

Sign Here	Signature of officer <u>Lisa Kitei</u> President Type or print name and title	Date
Paid Preparer Use Only	Print/Type preparer's name Daniel Moroney	Preparer's signature Date 04/22/24
	Firm's name ROBBINS & MORONEY, PA 222 SE 10th St Fort Lauderdale, FL 33316	Check <input type="checkbox"/> if self-employed PTIN P00849600 Firm's EIN 65-0356804 Phone no. 954-467-3100

May the IRS discuss this return with the preparer shown above? See instructions Yes No

Part III Statement of Program Service Accomplishments

Check if Schedule O contains a response or note to any line in this Part III [X]

1 Briefly describe the organization's mission:

See Schedule O

2 Did the organization undertake any significant program services during the year which were not listed on the prior Form 990 or 990-EZ?

[] Yes [X] No

If "Yes," describe these new services on Schedule O.

3 Did the organization cease conducting, or make significant changes in how it conducts, any program services?

[] Yes [X] No

If "Yes," describe these changes on Schedule O.

4 Describe the organization's program service accomplishments for each of its three largest program services, as measured by expenses. Section 501(c)(3) and 501(c)(4) organizations are required to report the amount of grants and allocations to others, the total expenses, and revenue, if any, for each program service reported.

4a (Code:) (Expenses \$ 4,843,186 including grants of \$ 4,251,528) (Revenue \$)

See Schedule O

4b (Code:) (Expenses \$ including grants of \$) (Revenue \$)

N/A

4c (Code:) (Expenses \$ including grants of \$) (Revenue \$)

N/A

4d Other program services (Describe on Schedule O.)

(Expenses \$ including grants of \$) (Revenue \$)

4e Total program service expenses 4,843,186

Part IV Checklist of Required Schedules

		Yes	No
1	Is the organization described in section 501(c)(3) or 4947(a)(1) (other than a private foundation)? If "Yes," complete Schedule A	X	
2	Is the organization required to complete Schedule B, Schedule of Contributors? See instructions	X	
3	Did the organization engage in direct or indirect political campaign activities on behalf of or in opposition to candidates for public office? If "Yes," complete Schedule C, Part I		X
4	Section 501(c)(3) organizations. Did the organization engage in lobbying activities, or have a section 501(h) election in effect during the tax year? If "Yes," complete Schedule C, Part II		X
5	Is the organization a section 501(c)(4), 501(c)(5), or 501(c)(6) organization that receives membership dues, assessments, or similar amounts as defined in Rev. Proc. 98-19? If "Yes," complete Schedule C, Part III		X
6	Did the organization maintain any donor advised funds or any similar funds or accounts for which donors have the right to provide advice on the distribution or investment of amounts in such funds or accounts? If "Yes," complete Schedule D, Part I		X
7	Did the organization receive or hold a conservation easement, including easements to preserve open space, the environment, historic land areas, or historic structures? If "Yes," complete Schedule D, Part II		X
8	Did the organization maintain collections of works of art, historical treasures, or other similar assets? If "Yes," complete Schedule D, Part III		X
9	Did the organization report an amount in Part X, line 21, for escrow or custodial account liability, serve as a custodian for amounts not listed in Part X; or provide credit counseling, debt management, credit repair, or debt negotiation services? If "Yes," complete Schedule D, Part IV		X
10	Did the organization, directly or through a related organization, hold assets in donor-restricted endowments or in quasi endowments? If "Yes," complete Schedule D, Part V	X	
11	If the organization's answer to any of the following questions is "Yes," then complete Schedule D, Parts VI, VII, VIII, IX, or X, as applicable.		
a	Did the organization report an amount for land, buildings, and equipment in Part X, line 10? If "Yes," complete Schedule D, Part VI		X
b	Did the organization report an amount for investments—other securities in Part X, line 12, that is 5% or more of its total assets reported in Part X, line 16? If "Yes," complete Schedule D, Part VII		X
c	Did the organization report an amount for investments—program related in Part X, line 13, that is 5% or more of its total assets reported in Part X, line 16? If "Yes," complete Schedule D, Part VIII		X
d	Did the organization report an amount for other assets in Part X, line 15, that is 5% or more of its total assets reported in Part X, line 16? If "Yes," complete Schedule D, Part IX		X
e	Did the organization report an amount for other liabilities in Part X, line 25? If "Yes," complete Schedule D, Part X	X	
f	Did the organization's separate or consolidated financial statements for the tax year include a footnote that addresses the organization's liability for uncertain tax positions under FIN 48 (ASC 740)? If "Yes," complete Schedule D, Part X		X
12a	Did the organization obtain separate, independent audited financial statements for the tax year? If "Yes," complete Schedule D, Parts XI and XII	X	
b	Was the organization included in consolidated, independent audited financial statements for the tax year? If "Yes," and if the organization answered "No" to line 12a, then completing Schedule D, Parts XI and XII is optional		X
13	Is the organization a school described in section 170(b)(1)(A)(ii)? If "Yes," complete Schedule E		X
14a	Did the organization maintain an office, employees, or agents outside of the United States?		X
b	Did the organization have aggregate revenues or expenses of more than \$10,000 from grantmaking, fundraising, business, investment, and program service activities outside the United States, or aggregate foreign investments valued at \$100,000 or more? If "Yes," complete Schedule F, Parts I and IV		X
15	Did the organization report on Part IX, column (A), line 3, more than \$5,000 of grants or other assistance to or for any foreign organization? If "Yes," complete Schedule F, Parts II and IV		X
16	Did the organization report on Part IX, column (A), line 3, more than \$5,000 of aggregate grants or other assistance to or for foreign individuals? If "Yes," complete Schedule F, Parts III and IV		X
17	Did the organization report a total of more than \$15,000 of expenses for professional fundraising services on Part IX, column (A), lines 6 and 11e? If "Yes," complete Schedule G, Part I. See instructions		X
18	Did the organization report more than \$15,000 total of fundraising event gross income and contributions on Part VIII, lines 1c and 8a? If "Yes," complete Schedule G, Part II	X	
19	Did the organization report more than \$15,000 of gross income from gaming activities on Part VIII, line 9a? If "Yes," complete Schedule G, Part III		X
20a	Did the organization operate one or more hospital facilities? If "Yes," complete Schedule H		X
b	If "Yes" to line 20a, did the organization attach a copy of its audited financial statements to this return?		
21	Did the organization report more than \$5,000 of grants or other assistance to any domestic organization or domestic government on Part IX, column (A), line 1? If "Yes," complete Schedule I, Parts I and II	X	

Part IV Checklist of Required Schedules (continued)

		Yes	No
22	Did the organization report more than \$5,000 of grants or other assistance to or for domestic individuals on Part IX, column (A), line 2? If "Yes," complete Schedule I, Parts I and III		X
23	Did the organization answer "Yes" to Part VII, Section A, line 3, 4, or 5 about compensation of the organization's current and former officers, directors, trustees, key employees, and highest compensated employees? If "Yes," complete Schedule J	X	
24a	Did the organization have a tax-exempt bond issue with an outstanding principal amount of more than \$100,000 as of the last day of the year, that was issued after December 31, 2002? If "Yes," answer lines 24b through 24d and complete Schedule K. If "No," go to line 25a		X
b	Did the organization invest any proceeds of tax-exempt bonds beyond a temporary period exception?		
c	Did the organization maintain an escrow account other than a refunding escrow at any time during the year to defease any tax-exempt bonds?		
d	Did the organization act as an "on behalf of" issuer for bonds outstanding at any time during the year?		
25a	Section 501(c)(3), 501(c)(4), and 501(c)(29) organizations. Did the organization engage in an excess benefit transaction with a disqualified person during the year? If "Yes," complete Schedule L, Part I		X
b	Is the organization aware that it engaged in an excess benefit transaction with a disqualified person in a prior year, and that the transaction has not been reported on any of the organization's prior Forms 990 or 990-EZ? If "Yes," complete Schedule L, Part I		X
26	Did the organization report any amount on Part X, line 5 or 22, for receivables from or payables to any current or former officer, director, trustee, key employee, creator or founder, substantial contributor, or 35% controlled entity or family member of any of these persons? If "Yes," complete Schedule L, Part II		X
27	Did the organization provide a grant or other assistance to any current or former officer, director, trustee, key employee, creator or founder, substantial contributor or employee thereof, a grant selection committee member, or to a 35% controlled entity (including an employee thereof) or family member of any of these persons? If "Yes," complete Schedule L, Part III		X
28	Was the organization a party to a business transaction with one of the following parties (see the Schedule L, Part IV, instructions for applicable filing thresholds, conditions, and exceptions):		
a	A current or former officer, director, trustee, key employee, creator or founder, or substantial contributor? If "Yes," complete Schedule L, Part IV		X
b	A family member of any individual described in line 28a? If "Yes," complete Schedule L, Part IV		X
c	A 35% controlled entity of one or more individuals and/or organizations described in line 28a or 28b? If "Yes," complete Schedule L, Part IV		X
29	Did the organization receive more than \$25,000 in non-cash contributions? If "Yes," complete Schedule M	X	
30	Did the organization receive contributions of art, historical treasures, or other similar assets, or qualified conservation contributions? If "Yes," complete Schedule M		X
31	Did the organization liquidate, terminate, or dissolve and cease operations? If "Yes," complete Schedule N, Part I		X
32	Did the organization sell, exchange, dispose of, or transfer more than 25% of its net assets? If "Yes," complete Schedule N, Part II		X
33	Did the organization own 100% of an entity disregarded as separate from the organization under Regulations sections 301.7701-2 and 301.7701-3? If "Yes," complete Schedule R, Part I		X
34	Was the organization related to any tax-exempt or taxable entity? If "Yes," complete Schedule R, Part II, III, or IV, and Part V, line 1		X
35a	Did the organization have a controlled entity within the meaning of section 512(b)(13)?		X
b	If "Yes" to line 35a, did the organization receive any payment from or engage in any transaction with a controlled entity within the meaning of section 512(b)(13)? If "Yes," complete Schedule R, Part V, line 2		
36	Section 501(c)(3) organizations. Did the organization make any transfers to an exempt non-charitable related organization? If "Yes," complete Schedule R, Part V, line 2		X
37	Did the organization conduct more than 5% of its activities through an entity that is not a related organization and that is treated as a partnership for federal income tax purposes? If "Yes," complete Schedule R, Part VI		X
38	Did the organization complete Schedule O and provide explanations on Schedule O for Part VI, lines 11b and 19? Note: All Form 990 filers are required to complete Schedule O.	X	

Part V Statements Regarding Other IRS Filings and Tax Compliance

Check if Schedule O contains a response or note to any line in this Part V

		Yes	No
1a	Enter the number reported in box 3 of Form 1096. Enter -0- if not applicable		
b	Enter the number of Forms W-2G included on line 1a. Enter -0- if not applicable		
c	Did the organization comply with backup withholding rules for reportable payments to vendors and reportable gaming (gambling) winnings to prize winners?		

Part V Statements Regarding Other IRS Filings and Tax Compliance (continued)		Yes	No		
2a	Enter the number of employees reported on Form W-3, Transmittal of Wage and Tax Statements, filed for the calendar year ending with or within the year covered by this return	2a	10		
b	If at least one is reported on line 2a, did the organization file all required federal employment tax returns?	2b		X	
3a	Did the organization have unrelated business gross income of \$1,000 or more during the year?	3a			X
b	If "Yes," has it filed a Form 990-T for this year? If "No" to line 3b, provide an explanation on Schedule O	3b			
4a	At any time during the calendar year, did the organization have an interest in, or a signature or other authority over, a financial account in a foreign country (such as a bank account, securities account, or other financial account)?	4a			X
b	If "Yes," enter the name of the foreign country See instructions for filing requirements for FinCEN Form 114, Report of Foreign Bank and Financial Accounts (FBAR).				
5a	Was the organization a party to a prohibited tax shelter transaction at any time during the tax year?	5a			X
b	Did any taxable party notify the organization that it was or is a party to a prohibited tax shelter transaction?	5b			X
c	If "Yes" to line 5a or 5b, did the organization file Form 8886-T?	5c			
6a	Does the organization have annual gross receipts that are normally greater than \$100,000, and did the organization solicit any contributions that were not tax deductible as charitable contributions?	6a	X		
b	If "Yes," did the organization include with every solicitation an express statement that such contributions or gifts were not tax deductible?	6b	X		
7	Organizations that may receive deductible contributions under section 170(c).				
a	Did the organization receive a payment in excess of \$75 made partly as a contribution and partly for goods and services provided to the payor?	7a	X		
b	If "Yes," did the organization notify the donor of the value of the goods or services provided?	7b	X		
c	Did the organization sell, exchange, or otherwise dispose of tangible personal property for which it was required to file Form 8282?	7c			X
d	If "Yes," indicate the number of Forms 8282 filed during the year	7d			
e	Did the organization receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?	7e			X
f	Did the organization, during the year, pay premiums, directly or indirectly, on a personal benefit contract?	7f			X
g	If the organization received a contribution of qualified intellectual property, did the organization file Form 8899 as required?	7g			
h	If the organization received a contribution of cars, boats, airplanes, or other vehicles, did the organization file a Form 1098-C?	7h			
8	Sponsoring organizations maintaining donor advised funds. Did a donor advised fund maintained by the sponsoring organization have excess business holdings at any time during the year?	8			
9	Sponsoring organizations maintaining donor advised funds.				
a	Did the sponsoring organization make any taxable distributions under section 4966?	9a			
b	Did the sponsoring organization make a distribution to a donor, donor advisor, or related person?	9b			
10	Section 501(c)(7) organizations. Enter:				
a	Initiation fees and capital contributions included on Part VIII, line 12	10a			
b	Gross receipts, included on Form 990, Part VIII, line 12, for public use of club facilities	10b			
11	Section 501(c)(12) organizations. Enter:				
a	Gross income from members or shareholders	11a			
b	Gross income from other sources. (Do not net amounts due or paid to other sources against amounts due or received from them.)	11b			
12a	Section 4947(a)(1) non-exempt charitable trusts. Is the organization filing Form 990 in lieu of Form 1041?	12a			
b	If "Yes," enter the amount of tax-exempt interest received or accrued during the year	12b			
13	Section 501(c)(29) qualified nonprofit health insurance issuers.				
a	Is the organization licensed to issue qualified health plans in more than one state? Note: See the instructions for additional information the organization must report on Schedule O.	13a			
b	Enter the amount of reserves the organization is required to maintain by the states in which the organization is licensed to issue qualified health plans	13b			
c	Enter the amount of reserves on hand	13c			
14a	Did the organization receive any payments for indoor tanning services during the tax year?	14a			X
b	If "Yes," has it filed a Form 720 to report these payments? If "No," provide an explanation on Schedule O	14b			
15	Is the organization subject to the section 4960 tax on payment(s) of more than \$1,000,000 in remuneration or excess parachute payment(s) during the year? If "Yes," see instructions and file Form 4720, Schedule N.	15			X
16	Is the organization an educational institution subject to the section 4968 excise tax on net investment income? If "Yes," complete Form 4720, Schedule O.	16			X
17	Section 501(c)(21) organizations. Did the trust, any disqualified or other person engage in any activities that would result in the imposition of an excise tax under section 4951, 4952 or 4953? If "Yes," complete Form 6069.	17			

Part VI Governance, Management, and Disclosure For each "Yes" response to lines 2 through 7b below, and for a "No" response to line 8a, 8b, or 10b below, describe the circumstances, processes, or changes on Schedule O. See instructions. Check if Schedule O contains a response or note to any line in this Part VI

Section A. Governing Body and Management

		Yes	No
1a	Enter the number of voting members of the governing body at the end of the tax year If there are material differences in voting rights among members of the governing body, or if the governing body delegated broad authority to an executive committee or similar committee, explain on Schedule O.		
	1a 42		
b	Enter the number of voting members included on line 1a, above, who are independent		
	1b 42		
2	Did any officer, director, trustee, or key employee have a family relationship or a business relationship with any other officer, director, trustee, or key employee?		X
3	Did the organization delegate control over management duties customarily performed by or under the direct supervision of officers, directors, trustees, or key employees to a management company or other person?		X
4	Did the organization make any significant changes to its governing documents since the prior Form 990 was filed?		X
5	Did the organization become aware during the year of a significant diversion of the organization's assets?		X
6	Did the organization have members or stockholders?		X
7a	Did the organization have members, stockholders, or other persons who had the power to elect or appoint one or more members of the governing body?		X
b	Are any governance decisions of the organization reserved to (or subject to approval by) members, stockholders, or persons other than the governing body?		X
8	Did the organization contemporaneously document the meetings held or written actions undertaken during the year by the following:		
a	The governing body?	X	
b	Each committee with authority to act on behalf of the governing body?	X	
9	Is there any officer, director, trustee, or key employee listed in Part VII, Section A, who cannot be reached at the organization's mailing address? If "Yes," provide the names and addresses on Schedule O		X

Section B. Policies (This Section B requests information about policies not required by the Internal Revenue Code.)

		Yes	No
10a	Did the organization have local chapters, branches, or affiliates?		X
b	If "Yes," did the organization have written policies and procedures governing the activities of such chapters, affiliates, and branches to ensure their operations are consistent with the organization's exempt purposes?		
11a	Has the organization provided a complete copy of this Form 990 to all members of its governing body before filing the form?	X	
b	Describe on Schedule O the process, if any, used by the organization to review this Form 990.		
12a	Did the organization have a written conflict of interest policy? If "No," go to line 13	X	
b	Were officers, directors, or trustees, and key employees required to disclose annually interests that could give rise to conflicts?	X	
c	Did the organization regularly and consistently monitor and enforce compliance with the policy? If "Yes," describe on Schedule O how this was done	X	
13	Did the organization have a written whistleblower policy?	X	
14	Did the organization have a written document retention and destruction policy?	X	
15	Did the process for determining compensation of the following persons include a review and approval by independent persons, comparability data, and contemporaneous substantiation of the deliberation and decision?		
a	The organization's CEO, Executive Director, or top management official	X	
b	Other officers or key employees of the organization If "Yes" to line 15a or 15b, describe the process on Schedule O. See instructions.		X
16a	Did the organization invest in, contribute assets to, or participate in a joint venture or similar arrangement with a taxable entity during the year?		X
b	If "Yes," did the organization follow a written policy or procedure requiring the organization to evaluate its participation in joint venture arrangements under applicable federal tax law, and take steps to safeguard the organization's exempt status with respect to such arrangements?		

Section C. Disclosure

- 17** List the states with which a copy of this Form 990 is required to be filed FL
- 18** Section 6104 requires an organization to make its Forms 1023 (1024 or 1024-A, if applicable), 990, and 990-T (section 501(c)(3)s only) available for public inspection. Indicate how you made these available. Check all that apply.
 Own website Another's website Upon request Other (explain on Schedule O)
- 19** Describe on Schedule O whether (and if so, how) the organization made its governing documents, conflict of interest policy, and financial statements available to the public during the tax year.
- 20** State the name, address, and telephone number of the person who possesses the organization's books and records
 Betsy Weisman 201 S.W. Fifth Avenue
 Ft. Lauderdale FL 33312 954-468-3298

Part VII Compensation of Officers, Directors, Trustees, Key Employees, Highest Compensated Employees, and Independent Contractors

Check if Schedule O contains a response or note to any line in this Part VII

Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees

1a Complete this table for all persons required to be listed. Report compensation for the calendar year ending with or within the organization's tax year.

- List all of the organization's **current** officers, directors, trustees (whether individuals or organizations), regardless of amount of compensation. Enter -0- in columns (D), (E), and (F) if no compensation was paid.
- List all of the organization's **current** key employees, if any. See instructions for definition of "key employee."
- List the organization's five **current** highest compensated employees (other than an officer, director, trustee, or key employee) who received reportable compensation (box 5 of Form W-2, box 6 of Form 1099-MISC, and/or box 1 of Form 1099-NEC) of more than \$100,000 from the organization and any related organizations.
- List all of the organization's **former** officers, key employees, and highest compensated employees who received more than \$100,000 of reportable compensation from the organization and any related organizations.
- List all of the organization's **former directors or trustees** that received, in the capacity as a former director or trustee of the organization, more than \$10,000 of reportable compensation from the organization and any related organizations. See the instructions for the order in which to list the persons above.

Check this box if neither the organization nor any related organization compensated any current officer, director, or trustee.

(A) Name and title	(B) Average hours per week per week (list any hours for related organizations below dotted line)	(C) Position (do not check more than one box, unless person is both an officer and a director/trustee)						(D) Reportable compensation from the organization (W-2/1099-MISC/1099-NEC)	(E) Reportable compensation from related organizations (W-2/1099-MISC/1099-NEC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional trustee	Officer	Key employee	Highest compensated employee	Former			
(1) George S. LeMieux Chair	1.00 0.00	X		X				0	0	0
(2) Dev Motwani Vice Chair	1.00 0.00	X		X				0	0	0
(3) Lori Chevy Secretary	1.00 0.00	X		X				0	0	0
(4) Ann Burriss Treasurer	1.00 0.00	X		X				0	0	0
(5) Richard B. Welch Immediate Past Chair	1.00 0.00	X		X				0	0	0
(6) John E. Abdo Director	1.00 0.00	X						0	0	0
(7) Beverly Raphael Altman Director	1.00 0.00	X						0	0	0
(8) Stephanie Aoun Director	1.00 0.00	X						0	0	0
(9) Bonnie Barnett Director	1.00 0.00	X						0	0	0
(10) Richard Berkowitz Director	1.00 0.00	X						0	0	0
(11) Eric Gabrielle Director	1.00 0.00	X						0	0	0

Part VII Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees (continued)

(A) Name and title	(B) Average hours per week (list any hours for related organizations below dotted line)	(C) Position (do not check more than one box, unless person is both an officer and a director/trustee)						(D) Reportable compensation from the organization (W-2/ 1099-MISC/ 1099-NEC)	(E) Reportable compensation from related organizations (W-2/ 1099-MISC/ 1099-NEC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional trustee	Officer	Key employee	Highest compensated employee	Former			
(12) Pearl Goodman Director	1.00 0.00	X						0	0	0
(13) Gene Harvey Director	1.00 0.00	X						0	0	0
(14) Andrew Heller Director	1.00 0.00	X						0	0	0
(15) Michelle Howland Director	1.00 0.00	X						0	0	0
(16) Alice Lucia Jackson Director	1.00 0.00	X						0	0	0
(17) Carol Harrison Kalagher Director	1.00 0.00	X						0	0	0
(18) James LaBate Director	1.00 0.00	X						0	0	0
(19) Michael Landry Director	1.00 0.00	X						0	0	0
1b Subtotal										
c Total from continuation sheets to Part VII, Section A								379,121		31,966
d Total (add lines 1b and 1c)								379,121		31,966

2 Total number of individuals (including but not limited to those listed above) who received more than \$100,000 of reportable compensation from the organization **2**

	Yes	No
3 Did the organization list any former officer, director, trustee, key employee, or highest compensated employee on line 1a? <i>If "Yes," complete Schedule J for such individual</i>		X
4 For any individual listed on line 1a, is the sum of reportable compensation and other compensation from the organization and related organizations greater than \$150,000? <i>If "Yes," complete Schedule J for such individual</i>	X	
5 Did any person listed on line 1a receive or accrue compensation from any unrelated organization or individual for services rendered to the organization? <i>If "Yes," complete Schedule J for such person</i>		X

Section B. Independent Contractors

1 Complete this table for your five highest compensated independent contractors that received more than \$100,000 of compensation from the organization. Report compensation for the calendar year ending with or within the organization's tax year.

(A) Name and business address	(B) Description of services	(C) Compensation

2 Total number of independent contractors (including but not limited to those listed above) who received more than \$100,000 of compensation from the organization **0**

Part VIII Statement of Revenue

Check if Schedule O contains a response or note to any line in this Part VIII

			(A) Total revenue	(B) Related or exempt function revenue	(C) Unrelated business revenue	(D) Revenue excluded from tax under sections 512-514	
Contributions, Gifts, Grants and Other Similar Amounts	1a Federated campaigns	1a					
	b Membership dues	1b	1,121,833				
	c Fundraising events	1c	542,555				
	d Related organizations	1d					
	e Government grants (contributions)	1e					
	f All other contributions, gifts, grants, and similar amounts not included above	1f	6,509,307				
	g Noncash contributions included in lines 1a-1f	1g	\$ 1,116,424				
	h Total. Add lines 1a-1f		8,173,695				
	Program Service Revenue	2a	Business Code				
b							
c							
d							
e							
f All other program service revenue							
g Total. Add lines 2a-2f							
Other Revenue	3 Investment income (including dividends, interest, and other similar amounts)		413,695			413,695	
	4 Income from investment of tax-exempt bond proceeds						
	5 Royalties						
	6a Gross rents	6a	(i) Real				
			(ii) Personal				
	b Less: rental expenses	6b					
	c Rental inc. or (loss)	6c					
	d Net rental income or (loss)						
	7a Gross amount from sales of assets other than inventory	7a	(i) Securities	2,840,115			
			(ii) Other				
	b Less: cost or other basis and sales exps.	7b	3,082,347				
	c Gain or (loss)	7c	-242,232				
d Net gain or (loss)		-242,232			-242,232		
8a Gross income from fundraising events (not including \$ 542,555 of contributions reported on line 1c). See Part IV, line 18	8a		380,695				
b Less: direct expenses	8b	380,695					
c Net income or (loss) from fundraising events							
9a Gross income from gaming activities. See Part IV, line 19	9a						
b Less: direct expenses	9b						
c Net income or (loss) from gaming activities							
10a Gross sales of inventory, less returns and allowances	10a						
b Less: cost of goods sold	10b						
c Net income or (loss) from sales of inventory							
Miscellaneous Revenue	11a	Business Code					
	b						
	c						
	d All other revenue						
	e Total. Add lines 11a-11d						
12 Total revenue. See instructions			8,345,158	0	0	171,463	

Part IX Statement of Functional Expenses

Section 501(c)(3) and 501(c)(4) organizations must complete all columns. All other organizations must complete column (A).

Check if Schedule O contains a response or note to any line in this Part IX

Do not include amounts reported on lines 6b, 7b, 8b, 9b, and 10b of Part VIII.

	(A) Total expenses	(B) Program service expenses	(C) Management and general expenses	(D) Fundraising expenses
1 Grants and other assistance to domestic organizations and domestic governments. See Part IV, line 21	4,251,528	4,251,528		
2 Grants and other assistance to domestic individuals. See Part IV, line 22				
3 Grants and other assistance to foreign organizations, foreign governments, and foreign individuals. See Part IV, lines 15 and 16				
4 Benefits paid to or for members				
5 Compensation of current officers, directors, trustees, and key employees	273,284	136,642	54,657	81,985
6 Compensation not included above to disqualified persons (as defined under section 4958(f)(1)) and persons described in section 4958(c)(3)(B)				
7 Other salaries and wages	619,438	245,443	78,984	295,011
8 Pension plan accruals and contributions (include section 401(k) and 403(b) employer contributions)	48,148	20,607	7,208	20,333
9 Other employee benefits	85,255	36,490	12,762	36,003
10 Payroll taxes	18,503	7,919	2,770	7,814
11 Fees for services (nonemployees):				
a Management				
b Legal				
c Accounting	19,500		19,500	
d Lobbying				
e Professional fundraising services. See Part IV, line 17				
f Investment management fees				
g Other. (If line 11g amount exceeds 10% of line 25, column (A) amount, list line 11g expenses on Schedule O.)				
12 Advertising and promotion				
13 Office expenses				
14 Information technology				
15 Royalties				
16 Occupancy				
17 Travel				
18 Payments of travel or entertainment expenses for any federal, state, or local public officials				
19 Conferences, conventions, and meetings				
20 Interest				
21 Payments to affiliates				
22 Depreciation, depletion, and amortization				
23 Insurance				
24 Other expenses. Itemize expenses not covered above (List miscellaneous expenses on line 24e. If line 24e amount exceeds 10% of line 25, column (A) amount, list line 24e expenses on Schedule O.)				
a Special Events	269,617			269,617
b Catering	259,102	106,013	37,661	115,428
c Cultivation & PR	116,048	36,972	14,535	64,541
d Performance Tickets	39,787			39,787
e All other expenses	83,156	1,572	45,479	36,105
25 Total functional expenses. Add lines 1 through 24e	6,083,366	4,843,186	273,556	966,624
26 Joint costs. Complete this line only if the organization reported in column (B) joint costs from a combined educational campaign and fundraising solicitation. Check here <input type="checkbox"/> if following SOP 98-2 (ASC 958-720)				

Part X Balance Sheet

Check if Schedule O contains a response or note to any line in this Part X

		(A) Beginning of year		(B) End of year
Assets	1	Cash—non-interest-bearing		1
	2	Savings and temporary cash investments	1,945,007	2 2,035,542
	3	Pledges and grants receivable, net	8,188,341	3 8,451,255
	4	Accounts receivable, net		4
	5	Loans and other receivables from any current or former officer, director, trustee, key employee, creator or founder, substantial contributor, or 35% controlled entity or family member of any of these persons		5
	6	Loans and other receivables from other disqualified persons (as defined under section 4958(f)(1)), and persons described in section 4958(c)(3)(B)		6
	7	Notes and loans receivable, net		7
	8	Inventories for sale or use		8
	9	Prepaid expenses and deferred charges		9
	10a	Land, buildings, and equipment: cost or other basis. Complete Part VI of Schedule D		10a
	b	Less: accumulated depreciation		10b
	11	Investments—publicly traded securities	12,134,277	11 14,169,343
	12	Investments—other securities. See Part IV, line 11		12
	13	Investments—program-related. See Part IV, line 11		13
	14	Intangible assets		14
	15	Other assets. See Part IV, line 11		15
16	Total assets. Add lines 1 through 15 (must equal line 33)	22,267,625	16 24,656,140	
Liabilities	17	Accounts payable and accrued expenses	340,573	17 326,371
	18	Grants payable		18
	19	Deferred revenue	456,956	19 413,950
	20	Tax-exempt bond liabilities		20
	21	Escrow or custodial account liability. Complete Part IV of Schedule D		21
	22	Loans and other payables to any current or former officer, director, trustee, key employee, creator or founder, substantial contributor, or 35% controlled entity or family member of any of these persons		22
	23	Secured mortgages and notes payable to unrelated third parties		23
	24	Unsecured notes and loans payable to unrelated third parties		24
	25	Other liabilities (including federal income tax, payables to related third parties, and other liabilities not included on lines 17-24). Complete Part X of Schedule D	5,613,646	25 4,270,939
	26	Total liabilities. Add lines 17 through 25	6,411,175	26 5,011,260
Net Assets or Fund Balances	Organizations that follow FASB ASC 958, check here <input checked="" type="checkbox"/>			
	and complete lines 27, 28, 32, and 33.			
	27	Net assets without donor restrictions	1,581,154	27 2,412,273
	28	Net assets with donor restrictions	14,275,296	28 17,232,607
	Organizations that do not follow FASB ASC 958, check here <input type="checkbox"/>			
	and complete lines 29 through 33.			
	29	Capital stock or trust principal, or current funds		29
	30	Paid-in or capital surplus, or land, building, or equipment fund		30
31	Retained earnings, endowment, accumulated income, or other funds		31	
32	Total net assets or fund balances	15,856,450	32 19,644,880	
33	Total liabilities and net assets/fund balances	22,267,625	33 24,656,140	

Part XI Reconciliation of Net Assets

Check if Schedule O contains a response or note to any line in this Part XI

1	Total revenue (must equal Part VIII, column (A), line 12)	1	8,345,158
2	Total expenses (must equal Part IX, column (A), line 25)	2	6,083,366
3	Revenue less expenses. Subtract line 2 from line 1	3	2,261,792
4	Net assets or fund balances at beginning of year (must equal Part X, line 32, column (A))	4	15,856,450
5	Net unrealized gains (losses) on investments	5	1,526,638
6	Donated services and use of facilities	6	
7	Investment expenses	7	
8	Prior period adjustments	8	
9	Other changes in net assets or fund balances (explain on Schedule O)	9	
10	Net assets or fund balances at end of year. Combine lines 3 through 9 (must equal Part X, line 32, column (B))	10	19,644,880

Part XII Financial Statements and Reporting

Check if Schedule O contains a response or note to any line in this Part XII

		Yes	No
1	Accounting method used to prepare the Form 990: <input type="checkbox"/> Cash <input checked="" type="checkbox"/> Accrual <input type="checkbox"/> Other If the organization changed its method of accounting from a prior year or checked "Other," explain on Schedule O.		
2a	Were the organization's financial statements compiled or reviewed by an independent accountant? If "Yes," check a box below to indicate whether the financial statements for the year were compiled or reviewed on a separate basis, consolidated basis, or both: <input type="checkbox"/> Separate basis <input type="checkbox"/> Consolidated basis <input type="checkbox"/> Both consolidated and separate basis		X
b	Were the organization's financial statements audited by an independent accountant? If "Yes," check a box below to indicate whether the financial statements for the year were audited on a separate basis, consolidated basis, or both: <input checked="" type="checkbox"/> Separate basis <input type="checkbox"/> Consolidated basis <input type="checkbox"/> Both consolidated and separate basis	X	
c	If "Yes" to line 2a or 2b, does the organization have a committee that assumes responsibility for oversight of the audit, review, or compilation of its financial statements and selection of an independent accountant? If the organization changed either its oversight process or selection process during the tax year, explain on Schedule O.	X	
3a	As a result of a federal award, was the organization required to undergo an audit or audits as set forth in the Uniform Guidance, 2 C.F.R. Part 200, Subpart F?		X
b	If "Yes," did the organization undergo the required audit or audits? If the organization did not undergo the required audit or audits, explain why on Schedule O and describe any steps taken to undergo such audits		

Part VII Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees (continued)

(A) Name and title	(B) Average hours per week per week (list any hours for related organizations below dotted line)	(C) Position (do not check more than one box, unless person is both an officer and a director/trustee)						(D) Reportable compensation from the organization (W-2/ 1099-MISC/ 1099-NEC)	(E) Reportable compensation from related organizations (W-2/ 1099-MISC/ 1099-NEC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional trustee	Officer	Key employee	Highest compensated employee	Former			
(20) Ray Leightman Director	1.00 0.00	X						0	0	0
(21) Michael Lepera Director	1.00 0.00	X						0	0	0
(22) Jarett Levan Director	1.00 0.00	X						0	0	0
(23) Robert B. Lochrie, III Director	1.00 0.00	X						0	0	0
(24) Dominick Miniaci Director	1.00 0.00	X						0	0	0
(25) Peggy Olin Director	1.00 0.00	X						0	0	0
(26) Julie Pabst Director	1.00 0.00	X						0	0	0
(27) Charles L. Palmer Director	1.00 0.00	X						0	0	0
1b Subtotal										
c Total from continuation sheets to Part VII, Section A										
d Total (add lines 1b and 1c)										

2 Total number of individuals (including but not limited to those listed above) who received more than \$100,000 of reportable compensation from the organization

	Yes	No
3 Did the organization list any former officer, director, trustee, key employee, or highest compensated employee on line 1a? <i>If "Yes," complete Schedule J for such individual</i>		
4 For any individual listed on line 1a, is the sum of reportable compensation and other compensation from the organization and related organizations greater than \$150,000? <i>If "Yes," complete Schedule J for such individual</i>		
5 Did any person listed on line 1a receive or accrue compensation from any unrelated organization or individual for services rendered to the organization? <i>If "Yes," complete Schedule J for such person</i>		

Section B. Independent Contractors

1 Complete this table for your five highest compensated independent contractors that received more than \$100,000 of compensation from the organization. Report compensation for the calendar year ending with or within the organization's tax year.

(A) Name and business address	(B) Description of services	(C) Compensation

2 Total number of independent contractors (including but not limited to those listed above) who received more than \$100,000 of compensation from the organization

Part VII Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees (continued)

(A) Name and title	(B) Average hours per week per week (list any hours for related organizations below dotted line)	(C) Position (do not check more than one box, unless person is both an officer and a director/trustee)						(D) Reportable compensation from the organization (W-2/ 1099-MISC/ 1099-NEC)	(E) Reportable compensation from related organizations (W-2/ 1099-MISC/ 1099-NEC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional trustee	Officer	Key employee	Highest compensated employee	Former			
(28) Jodi Peck Director	1.00 0.00	X						0	0	0
(29) Ramon Rodriguez Director	1.00 0.00	X						0	0	0
(30) Anne Scherer Director	1.00 0.00	X						0	0	0
(31) Bobby Schroeter Director	1.00 0.00	X						0	0	0
(32) Alan M. Schwartz, M.D. Director	1.00 0.00	X						0	0	0
(33) Barry E. Somerstein, Esq. Director	1.00 0.00	X						0	0	0
(34) Ken Stiles Director	1.00 0.00	X						0	0	0
(35) J. Kenneth Tate Director	1.00 0.00	X						0	0	0
1b Subtotal										
c Total from continuation sheets to Part VII, Section A										
d Total (add lines 1b and 1c)										

2 Total number of individuals (including but not limited to those listed above) who received more than \$100,000 of reportable compensation from the organization

	Yes	No
3 Did the organization list any former officer, director, trustee, key employee, or highest compensated employee on line 1a? <i>If "Yes," complete Schedule J for such individual</i>		
4 For any individual listed on line 1a, is the sum of reportable compensation and other compensation from the organization and related organizations greater than \$150,000? <i>If "Yes," complete Schedule J for such individual</i>		
5 Did any person listed on line 1a receive or accrue compensation from any unrelated organization or individual for services rendered to the organization? <i>If "Yes," complete Schedule J for such person</i>		

Section B. Independent Contractors

1 Complete this table for your five highest compensated independent contractors that received more than \$100,000 of compensation from the organization. Report compensation for the calendar year ending with or within the organization's tax year.

(A) Name and business address	(B) Description of services	(C) Compensation

2 Total number of independent contractors (including but not limited to those listed above) who received more than \$100,000 of compensation from the organization

Part VII Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees (continued)

(A) Name and title	(B) Average hours per week (list any hours for related organizations below dotted line)	(C) Position (do not check more than one box, unless person is both an officer and a director/trustee)						(D) Reportable compensation from the organization (W-2/1099-MISC/1099-NEC)	(E) Reportable compensation from related organizations (W-2/1099-MISC/1099-NEC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional trustee	Officer	Key employee	Highest compensated employee	Former			
(36) George Taylor Director	1.00 0.00	X						0	0	0
(37) Eric Vainder Director	1.00 0.00	X						0	0	0
(38) Joyce Virga Director	1.00 0.00	X						0	0	0
(39) Douglas Von Allmen Director	1.00 0.00	X						0	0	0
(40) Deborah Wendt Director	1.00 0.00	X						0	0	0
(41) Jake Wurzak Director	1.00 0.00	X						0	0	0
(42) Kurt Zimmerman Director	1.00 0.00	X						0	0	0
(43) Lisa Kitei President	40.00 0.00			X				254,820	0	15,401
1b Subtotal								254,820		15,401
c Total from continuation sheets to Part VII, Section A										
d Total (add lines 1b and 1c)										

2 Total number of individuals (including but not limited to those listed above) who received more than \$100,000 of reportable compensation from the organization

	Yes	No
3 Did the organization list any former officer, director, trustee, key employee, or highest compensated employee on line 1a? <i>If "Yes," complete Schedule J for such individual</i>		
4 For any individual listed on line 1a, is the sum of reportable compensation and other compensation from the organization and related organizations greater than \$150,000? <i>If "Yes," complete Schedule J for such individual</i>		
5 Did any person listed on line 1a receive or accrue compensation from any unrelated organization or individual for services rendered to the organization? <i>If "Yes," complete Schedule J for such person</i>		

Section B. Independent Contractors

1 Complete this table for your five highest compensated independent contractors that received more than \$100,000 of compensation from the organization. Report compensation for the calendar year ending with or within the organization's tax year.

(A) Name and business address	(B) Description of services	(C) Compensation

2 Total number of independent contractors (including but not limited to those listed above) who received more than \$100,000 of compensation from the organization

Part VII Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees (continued)

(A) Name and title	(B) Average hours per week (list any hours for related organizations below dotted line)	(C) Position (do not check more than one box, unless person is both an officer and a director/trustee)						(D) Reportable compensation from the organization (W-2/ 1099-MISC/ 1099-NEC)	(E) Reportable compensation from related organizations (W-2/ 1099-MISC/ 1099-NEC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional trustee	Officer	Key employee	Highest compensated employee	Former			
(44) Judith Carney Dir. of Development	40.00 0.00					X		124,301	0	16,565
1b Subtotal								124,301		16,565
c Total from continuation sheets to Part VII, Section A										
d Total (add lines 1b and 1c)										

2 Total number of individuals (including but not limited to those listed above) who received more than \$100,000 of reportable compensation from the organization

	Yes	No
3 Did the organization list any former officer, director, trustee, key employee, or highest compensated employee on line 1a? <i>If "Yes," complete Schedule J for such individual</i>		
4 For any individual listed on line 1a, is the sum of reportable compensation and other compensation from the organization and related organizations greater than \$150,000? <i>If "Yes," complete Schedule J for such individual</i>		
5 Did any person listed on line 1a receive or accrue compensation from any unrelated organization or individual for services rendered to the organization? <i>If "Yes," complete Schedule J for such person</i>		

Section B. Independent Contractors

1 Complete this table for your five highest compensated independent contractors that received more than \$100,000 of compensation from the organization. Report compensation for the calendar year ending with or within the organization's tax year.

(A) Name and business address	(B) Description of services	(C) Compensation

2 Total number of independent contractors (including but not limited to those listed above) who received more than \$100,000 of compensation from the organization

SCHEDULE A
(Form 990)

Public Charity Status and Public Support

OMB No. 1545-0047

Complete if the organization is a section 501(c)(3) organization or a section 4947(a)(1) nonexempt charitable trust.

2022

Department of the Treasury
Internal Revenue Service

Attach to Form 990 or Form 990-EZ.

**Open to Public
Inspection**

Go to www.irs.gov/Form990 for instructions and the latest information.

Name of the organization Broward Performing Arts Foundation, Inc.	Employer identification number 59-2657043
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Part I Reason for Public Charity Status. (All organizations must complete this part.) See instructions.

The organization is not a private foundation because it is: (For lines 1 through 12, check only one box.)

- 1 A church, convention of churches, or association of churches described in **section 170(b)(1)(A)(i).**
- 2 A school described in **section 170(b)(1)(A)(ii).** (Attach Schedule E (Form 990).)
- 3 A hospital or a cooperative hospital service organization described in **section 170(b)(1)(A)(iii).**
- 4 A medical research organization operated in conjunction with a hospital described in **section 170(b)(1)(A)(iii).** Enter the hospital's name, city, and state:
- 5 An organization operated for the benefit of a college or university owned or operated by a governmental unit described in **section 170(b)(1)(A)(iv).** (Complete Part II.)
- 6 A federal, state, or local government or governmental unit described in **section 170(b)(1)(A)(v).**
- 7 An organization that normally receives a substantial part of its support from a governmental unit or from the general public described in **section 170(b)(1)(A)(vi).** (Complete Part II.)
- 8 A community trust described in **section 170(b)(1)(A)(vi).** (Complete Part II.)
- 9 An agricultural research organization described in **section 170(b)(1)(A)(ix)** operated in conjunction with a land-grant college or university or a non-land-grant college of agriculture (see instructions). Enter the name, city, and state of the college or university:
- 10 An organization that normally receives (1) more than 33 1/3% of its support from contributions, membership fees, and gross receipts from activities related to its exempt functions, subject to certain exceptions; and (2) no more than 331/3% of its support from gross investment income and unrelated business taxable income (less section 511 tax) from businesses acquired by the organization after June 30, 1975. See **section 509(a)(2).** (Complete Part III.)
- 11 An organization organized and operated exclusively to test for public safety. See **section 509(a)(4).**
- 12 An organization organized and operated exclusively for the benefit of, to perform the functions of, or to carry out the purposes of one or more publicly supported organizations described in **section 509(a)(1)** or **section 509(a)(2).** See **section 509(a)(3).** Check the box on lines 12a through 12d that describes the type of supporting organization and complete lines 12e, 12f, and 12g.
 - a **Type I.** A supporting organization operated, supervised, or controlled by its supported organization(s), typically by giving the supported organization(s) the power to regularly appoint or elect a majority of the directors or trustees of the supporting organization. **You must complete Part IV, Sections A and B.**
 - b **Type II.** A supporting organization supervised or controlled in connection with its supported organization(s), by having control or management of the supporting organization vested in the same persons that control or manage the supported organization(s). **You must complete Part IV, Sections A and C.**
 - c **Type III functionally integrated.** A supporting organization operated in connection with, and functionally integrated with, its supported organization(s) (see instructions). **You must complete Part IV, Sections A, D, and E.**
 - d **Type III non-functionally integrated.** A supporting organization operated in connection with its supported organization(s) that is not functionally integrated. The organization generally must satisfy a distribution requirement and an attentiveness requirement (see instructions). **You must complete Part IV, Sections A and D, and Part V.**
 - e Check this box if the organization received a written determination from the IRS that it is a Type I, Type II, Type III functionally integrated, or Type III non-functionally integrated supporting organization.
 - f Enter the number of supported organizations
 - g Provide the following information about the supported organization(s).

(i) Name of supported organization	(ii) EIN	(iii) Type of organization (described on lines 1-10 above (see instructions))	(iv) Is the organization listed in your governing document?		(v) Amount of monetary support (see instructions)	(vi) Amount of other support (see instructions)
			Yes	No		
(A)						
(B)						
(C)						
(D)						
(E)						
Total						

Part II Support Schedule for Organizations Described in Sections 170(b)(1)(A)(iv) and 170(b)(1)(A)(vi)

(Complete only if you checked the box on line 5, 7, or 8 of Part I or if the organization failed to qualify under Part III. If the organization fails to qualify under the tests listed below, please complete Part III.)

Section A. Public Support

Calendar year (or fiscal year beginning in)	(a) 2018	(b) 2019	(c) 2020	(d) 2021	(e) 2022	(f) Total
1 Gifts, grants, contributions, and membership fees received. (Do not include any "unusual grants.")	4,931,304	5,386,307	4,928,932	5,784,506	8,173,695	29,204,744
2 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
3 The value of services or facilities furnished by a governmental unit to the organization without charge	52,500	52,500	52,500			157,500
4 Total. Add lines 1 through 3	4,983,804	5,438,807	4,981,432	5,784,506	8,173,695	29,362,244
5 The portion of total contributions by each person (other than a governmental unit or publicly supported organization) included on line 1 that exceeds 2% of the amount shown on line 11, column (f)						427,559
6 Public support. Subtract line 5 from line 4						28,934,685

Section B. Total Support

Calendar year (or fiscal year beginning in)	(a) 2018	(b) 2019	(c) 2020	(d) 2021	(e) 2022	(f) Total
7 Amounts from line 4	4,983,804	5,438,807	4,981,432	5,784,506	8,173,695	29,362,244
8 Gross income from interest, dividends, payments received on securities loans, rents, royalties, and income from similar sources	381,099	167,843	128,119	669,044	413,695	1,759,800
9 Net income from unrelated business activities, whether or not the business is regularly carried on						
10 Other income. Do not include gain or loss from the sale of capital assets (Explain in Part VI.)						
11 Total support. Add lines 7 through 10						31,122,044

12 Gross receipts from related activities, etc. (see instructions) **12** 17,294,786

13 First 5 years. If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and **stop here**

Section C. Computation of Public Support Percentage

14 Public support percentage for 2022 (line 6, column (f) divided by line 11, column (f))	14	92.97%
15 Public support percentage from 2021 Schedule A, Part II, line 14	15	92.17%
16a 33 1/3% support test—2022. If the organization did not check the box on line 13, and line 14 is 33 1/3% or more, check this box and stop here. The organization qualifies as a publicly supported organization <input checked="" type="checkbox"/>		
b 33 1/3% support test—2021. If the organization did not check a box on line 13 or 16a, and line 15 is 33 1/3% or more, check this box and stop here. The organization qualifies as a publicly supported organization <input type="checkbox"/>		
17a 10%-facts-and-circumstances test—2022. If the organization did not check a box on line 13, 16a, or 16b, and line 14 is 10% or more, and if the organization meets the facts-and-circumstances test, check this box and stop here. Explain in Part VI how the organization meets the facts-and-circumstances test. The organization qualifies as a publicly supported organization <input type="checkbox"/>		
b 10%-facts-and-circumstances test—2021. If the organization did not check a box on line 13, 16a, 16b, or 17a, and line 15 is 10% or more, and if the organization meets the facts-and-circumstances test, check this box and stop here. Explain in Part VI how the organization meets the facts-and-circumstances test. The organization qualifies as a publicly supported organization <input type="checkbox"/>		
18 Private foundation. If the organization did not check a box on line 13, 16a, 16b, 17a, or 17b, check this box and see instructions <input type="checkbox"/>		

Part III Support Schedule for Organizations Described in Section 509(a)(2)

(Complete only if you checked the box on line 10 of Part I or if the organization failed to qualify under Part II. If the organization fails to qualify under the tests listed below, please complete Part II.)

Section A. Public Support

Calendar year (or fiscal year beginning in)	(a) 2018	(b) 2019	(c) 2020	(d) 2021	(e) 2022	(f) Total
1 Gifts, grants, contributions, and membership fees received. (Do not include any "unusual grants.")						
2 Gross receipts from admissions, merchandise sold or services performed, or facilities furnished in any activity that is related to the organization's tax-exempt purpose						
3 Gross receipts from activities that are not an unrelated trade or business under section 513						
4 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
5 The value of services or facilities furnished by a governmental unit to the organization without charge						
6 Total. Add lines 1 through 5						
7a Amounts included on lines 1, 2, and 3 received from disqualified persons						
b Amounts included on lines 2 and 3 received from other than disqualified persons that exceed the greater of \$5,000 or 1% of the amount on line 13 for the year						
c Add lines 7a and 7b						
8 Public support. (Subtract line 7c from line 6.)						

Section B. Total Support

Calendar year (or fiscal year beginning in)	(a) 2018	(b) 2019	(c) 2020	(d) 2021	(e) 2022	(f) Total
9 Amounts from line 6						
10a Gross income from interest, dividends, payments received on securities loans, rents, royalties, and income from similar sources						
b Unrelated business taxable income (less section 511 taxes) from businesses acquired after June 30, 1975						
c Add lines 10a and 10b						
11 Net income from unrelated business activities not included on line 10b, whether or not the business is regularly carried on						
12 Other income. Do not include gain or loss from the sale of capital assets (Explain in Part VI.)						
13 Total support. (Add lines 9, 10c, 11, and 12.)						

14 First 5 years. If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and **stop here**

Section C. Computation of Public Support Percentage

15 Public support percentage for 2022 (line 8, column (f), divided by line 13, column (f))	15	%
16 Public support percentage from 2021 Schedule A, Part III, line 15	16	%

Section D. Computation of Investment Income Percentage

17 Investment income percentage for 2022 (line 10c, column (f), divided by line 13, column (f))	17	%
18 Investment income percentage from 2021 Schedule A, Part III, line 17	18	%

19a 33 1/3% support tests—2022. If the organization did not check the box on line 14, and line 15 is more than 33 1/3%, and line 17 is not more than 33 1/3%, check this box and **stop here**. The organization qualifies as a publicly supported organization

b 33 1/3% support tests—2021. If the organization did not check a box on line 14 or line 19a, and line 16 is more than 33 1/3%, and line 18 is not more than 33 1/3%, check this box and **stop here**. The organization qualifies as a publicly supported organization

20 Private foundation. If the organization did not check a box on line 14, 19a, or 19b, check this box and see instructions

Part IV Supporting Organizations

(Complete only if you checked a box on line 12 on Part I. If you checked box 12a, Part I, complete Sections A and B. If you checked box 12b, Part I, complete Sections A and C. If you checked box 12c, Part I, complete Sections A, D, and E. If you checked box 12d, Part I, complete Sections A and D, and complete Part V.)

Section A. All Supporting Organizations

	Yes	No
1 Are all of the organization's supported organizations listed by name in the organization's governing documents? <i>If "No," describe in Part VI how the supported organizations are designated. If designated by class or purpose, describe the designation. If historic and continuing relationship, explain.</i>		
2 Did the organization have any supported organization that does not have an IRS determination of status under section 509(a)(1) or (2)? <i>If "Yes," explain in Part VI how the organization determined that the supported organization was described in section 509(a)(1) or (2).</i>		
3a Did the organization have a supported organization described in section 501(c)(4), (5), or (6)? <i>If "Yes," answer lines 3b and 3c below.</i>		
b Did the organization confirm that each supported organization qualified under section 501(c)(4), (5), or (6) and satisfied the public support tests under section 509(a)(2)? <i>If "Yes," describe in Part VI when and how the organization made the determination.</i>		
c Did the organization ensure that all support to such organizations was used exclusively for section 170(c)(2)(B) purposes? <i>If "Yes," explain in Part VI what controls the organization put in place to ensure such use.</i>		
4a Was any supported organization not organized in the United States ("foreign supported organization")? <i>If "Yes," and if you checked box 12a or 12b in Part I, answer lines 4b and 4c below.</i>		
b Did the organization have ultimate control and discretion in deciding whether to make grants to the foreign supported organization? <i>If "Yes," describe in Part VI how the organization had such control and discretion despite being controlled or supervised by or in connection with its supported organizations.</i>		
c Did the organization support any foreign supported organization that does not have an IRS determination under sections 501(c)(3) and 509(a)(1) or (2)? <i>If "Yes," explain in Part VI what controls the organization used to ensure that all support to the foreign supported organization was used exclusively for section 170(c)(2)(B) purposes.</i>		
5a Did the organization add, substitute, or remove any supported organizations during the tax year? <i>If "Yes," answer lines 5b and 5c below (if applicable). Also, provide detail in Part VI, including (i) the names and EIN numbers of the supported organizations added, substituted, or removed; (ii) the reasons for each such action; (iii) the authority under the organization's organizing document authorizing such action; and (iv) how the action was accomplished (such as by amendment to the organizing document).</i>		
b Type I or Type II only. Was any added or substituted supported organization part of a class already designated in the organization's organizing document?		
c Substitutions only. Was the substitution the result of an event beyond the organization's control?		
6 Did the organization provide support (whether in the form of grants or the provision of services or facilities) to anyone other than (i) its supported organizations, (ii) individuals that are part of the charitable class benefited by one or more of its supported organizations, or (iii) other supporting organizations that also support or benefit one or more of the filing organization's supported organizations? <i>If "Yes," provide detail in Part VI.</i>		
7 Did the organization provide a grant, loan, compensation, or other similar payment to a substantial contributor (as defined in section 4958(c)(3)(C)), a family member of a substantial contributor, or a 35% controlled entity with regard to a substantial contributor? <i>If "Yes," complete Part I of Schedule L (Form 990).</i>		
8 Did the organization make a loan to a disqualified person (as defined in section 4958) not described on line 7? <i>If "Yes," complete Part I of Schedule L (Form 990).</i>		
9a Was the organization controlled directly or indirectly at any time during the tax year by one or more disqualified persons, as defined in section 4946 (other than foundation managers and organizations described in section 509(a)(1) or (2))? <i>If "Yes," provide detail in Part VI.</i>		
b Did one or more disqualified persons (as defined on line 9a) hold a controlling interest in any entity in which the supporting organization had an interest? <i>If "Yes," provide detail in Part VI.</i>		
c Did a disqualified person (as defined on line 9a) have an ownership interest in, or derive any personal benefit from, assets in which the supporting organization also had an interest? <i>If "Yes," provide detail in Part VI.</i>		
10a Was the organization subject to the excess business holdings rules of section 4943 because of section 4943(f) (regarding certain Type II supporting organizations, and all Type III non-functionally integrated supporting organizations)? <i>If "Yes," answer line 10b below.</i>		
b Did the organization have any excess business holdings in the tax year? <i>(Use Schedule C, Form 4720, to determine whether the organization had excess business holdings.)</i>		

Part IV Supporting Organizations (continued)

	Yes	No
11 Has the organization accepted a gift or contribution from any of the following persons?		
a A person who directly or indirectly controls, either alone or together with persons described on lines 11b and 11c below, the governing body of a supported organization?		
b A family member of a person described on line 11a above?		
c A 35% controlled entity of a person described on line 11a or 11b above? <i>If "Yes" to line 11a, 11b, or 11c, provide detail in Part VI.</i>		
11a		
11b		
11c		

Section B. Type I Supporting Organizations

	Yes	No
1 Did the governing body, members of the governing body, officers acting in their official capacity, or membership of one or more supported organizations have the power to regularly appoint or elect at least a majority of the organization's officers, directors, or trustees at all times during the tax year? <i>If "No," describe in Part VI how the supported organization(s) effectively operated, supervised, or controlled the organization's activities. If the organization had more than one supported organization, describe how the powers to appoint and/or remove officers, directors, or trustees were allocated among the supported organizations and what conditions or restrictions, if any, applied to such powers during the tax year.</i>		
2 Did the organization operate for the benefit of any supported organization other than the supported organization(s) that operated, supervised, or controlled the supporting organization? <i>If "Yes," explain in Part VI how providing such benefit carried out the purposes of the supported organization(s) that operated, supervised, or controlled the supporting organization.</i>		
1		
2		

Section C. Type II Supporting Organizations

	Yes	No
1 Were a majority of the organization's directors or trustees during the tax year also a majority of the directors or trustees of each of the organization's supported organization(s)? <i>If "No," describe in Part VI how control or management of the supporting organization was vested in the same persons that controlled or managed the supported organization(s).</i>		
1		

Section D. All Type III Supporting Organizations

	Yes	No
1 Did the organization provide to each of its supported organizations, by the last day of the fifth month of the organization's tax year, (i) a written notice describing the type and amount of support provided during the prior tax year, (ii) a copy of the Form 990 that was most recently filed as of the date of notification, and (iii) copies of the organization's governing documents in effect on the date of notification, to the extent not previously provided?		
2 Were any of the organization's officers, directors, or trustees either (i) appointed or elected by the supported organization(s) or (ii) serving on the governing body of a supported organization? <i>If "No," explain in Part VI how the organization maintained a close and continuous working relationship with the supported organization(s).</i>		
3 By reason of the relationship described on line 2, above, did the organization's supported organizations have a significant voice in the organization's investment policies and in directing the use of the organization's income or assets at all times during the tax year? <i>If "Yes," describe in Part VI the role the organization's supported organizations played in this regard.</i>		
1		
2		
3		

Section E. Type III Functionally Integrated Supporting Organizations

1 Check the box next to the method that the organization used to satisfy the Integral Part Test during the year (see instructions).		
a <input type="checkbox"/> The organization satisfied the Activities Test. Complete line 2 below.		
b <input type="checkbox"/> The organization is the parent of each of its supported organizations. Complete line 3 below.		
c <input type="checkbox"/> The organization supported a governmental entity. Describe in Part VI how you supported a governmental entity (see instructions).		
2 Activities Test. Answer lines 2a and 2b below.		
a Did substantially all of the organization's activities during the tax year directly further the exempt purposes of the supported organization(s) to which the organization was responsive? <i>If "Yes," then in Part VI identify those supported organizations and explain how these activities directly furthered their exempt purposes, how the organization was responsive to those supported organizations, and how the organization determined that these activities constituted substantially all of its activities.</i>	Yes	No
b Did the activities described on line 2a, above, constitute activities that, but for the organization's involvement, one or more of the organization's supported organization(s) would have been engaged in? <i>If "Yes," explain in Part VI the reasons for the organization's position that its supported organization(s) would have engaged in these activities but for the organization's involvement.</i>		
3 Parent of Supported Organizations. Answer lines 3a and 3b below.		
a Did the organization have the power to regularly appoint or elect a majority of the officers, directors, or trustees of each of the supported organizations? <i>If "Yes" or "No," provide details in Part VI.</i>		
b Did the organization exercise a substantial degree of direction over the policies, programs, and activities of each of its supported organizations? <i>If "Yes," describe in Part VI the role played by the organization in this regard.</i>		
2a		
2b		
3a		
3b		

Part V Type III Non-Functionally Integrated 509(a)(3) Supporting Organizations

- 1 Check here if the organization satisfied the Integral Part Test as a qualifying trust on Nov. 20, 1970 (*explain in Part VI*). **See instructions.** All other Type III non-functionally integrated supporting organizations must complete Sections A through E.

Section A – Adjusted Net Income		(A) Prior Year	(B) Current Year (optional)
1	Net short-term capital gain	1	
2	Recoveries of prior-year distributions	2	
3	Other gross income (see instructions)	3	
4	Add lines 1 through 3.	4	
5	Depreciation and depletion	5	
6	Portion of operating expenses paid or incurred for production or collection of gross income or for management, conservation, or maintenance of property held for production of income (see instructions)	6	
7	Other expenses (see instructions)	7	
8	Adjusted Net Income (subtract lines 5, 6, and 7 from line 4)	8	
Section B – Minimum Asset Amount		(A) Prior Year	(B) Current Year (optional)
1	Aggregate fair market value of all non-exempt-use assets (see instructions for short tax year or assets held for part of year):		
a	Average monthly value of securities	1a	
b	Average monthly cash balances	1b	
c	Fair market value of other non-exempt-use assets	1c	
d	Total (add lines 1a, 1b, and 1c)	1d	
e	Discount claimed for blockage or other factors (<i>explain in detail in Part VI</i>):		
2	Acquisition indebtedness applicable to non-exempt-use assets	2	
3	Subtract line 2 from line 1d.	3	
4	Cash deemed held for exempt use. Enter 0.015 of line 3 (for greater amount, see instructions).	4	
5	Net value of non-exempt-use assets (subtract line 4 from line 3)	5	
6	Multiply line 5 by 0.035.	6	
7	Recoveries of prior-year distributions	7	
8	Minimum Asset Amount (add line 7 to line 6)	8	
Section C – Distributable Amount			Current Year
1	Adjusted net income for prior year (from Section A, line 8, column A)	1	
2	Enter 0.85 of line 1.	2	
3	Minimum asset amount for prior year (from Section B, line 8, column A)	3	
4	Enter greater of line 2 or line 3.	4	
5	Income tax imposed in prior year	5	
6	Distributable Amount. Subtract line 5 from line 4, unless subject to emergency temporary reduction (see instructions).	6	
7	<input type="checkbox"/> Check here if the current year is the organization's first as a non-functionally integrated Type III supporting organization (see instructions).		

Part V Type III Non-Functionally Integrated 509(a)(3) Supporting Organizations (continued)

Section D – Distributions	Current Year
1 Amounts paid to supported organizations to accomplish exempt purposes	1
2 Amounts paid to perform activity that directly furthers exempt purposes of supported organizations, in excess of income from activity	2
3 Administrative expenses paid to accomplish exempt purposes of supported organizations	3
4 Amounts paid to acquire exempt-use assets	4
5 Qualified set-aside amounts (prior IRS approval required—provide details in Part VI)	5
6 Other distributions (describe in Part VI). See instructions.	6
7 Total annual distributions. Add lines 1 through 6.	7
8 Distributions to attentive supported organizations to which the organization is responsive (provide details in Part VI). See instructions.	8
9 Distributable amount for 2022 from Section C, line 6	9
10 Line 8 amount divided by line 9 amount	10

Section E – Distribution Allocations (see instructions)	(i) Excess Distributions	(ii) Underdistributions Pre-2022	(iii) Distributable Amount for 2022
1 Distributable amount for 2022 from Section C, line 6			
2 Underdistributions, if any, for years prior to 2022 (reasonable cause required—explain in Part VI). See instructions.			
3 Excess distributions carryover, if any, to 2022			
a From 2017			
b From 2018			
c From 2019			
d From 2020			
e From 2021			
f Total of lines 3a through 3e			
g Applied to underdistributions of prior years			
h Applied to 2022 distributable amount			
i Carryover from 2017 not applied (see instructions)			
j Remainder. Subtract lines 3g, 3h, and 3i from line 3f.			
4 Distributions for 2022 from Section D, line 7: \$			
a Applied to underdistributions of prior years			
b Applied to 2022 distributable amount			
c Remainder. Subtract lines 4a and 4b from line 4.			
5 Remaining underdistributions for years prior to 2022, if any. Subtract lines 3g and 4a from line 2. For result greater than zero, explain in Part VI. See instructions.			
6 Remaining underdistributions for 2022. Subtract lines 3h and 4b from line 1. For result greater than zero, explain in Part VI. See instructions.			
7 Excess distributions carryover to 2023. Add lines 3j and 4c.			
8 Breakdown of line 7:			
a Excess from 2018			
b Excess from 2019			
c Excess from 2020			
d Excess from 2021			
e Excess from 2022			

Schedule B (Form 990)

Schedule of Contributors

OMB No. 1545-0047

Department of the Treasury Internal Revenue Service

Attach to Form 990 or Form 990-PF. Go to www.irs.gov/Form990 for the latest information.

2022

Name of the organization: Broward Performing Arts Foundation, Inc. Employer identification number: 59-2657043

Organization type (check one):

- Filers of: Section: Form 990 or 990-EZ [X] 501(c)(3) (enter number) organization [] 4947(a)(1) nonexempt charitable trust not treated as a private foundation [] 527 political organization Form 990-PF [] 501(c)(3) exempt private foundation [] 4947(a)(1) nonexempt charitable trust treated as a private foundation [] 501(c)(3) taxable private foundation

Check if your organization is covered by the General Rule or a Special Rule.

Note: Only a section 501(c)(7), (8), or (10) organization can check boxes for both the General Rule and a Special Rule. See instructions.

General Rule

- [] For an organization filing Form 990, 990-EZ, or 990-PF that received, during the year, contributions totaling \$5,000 or more (in money or property) from any one contributor. Complete Parts I and II. See instructions for determining a contributor's total contributions.

Special Rules

- [X] For an organization described in section 501(c)(3) filing Form 990 or 990-EZ that met the 33 1/3% support test of the regulations under sections 509(a)(1) and 170(b)(1)(A)(vi), that checked Schedule A (Form 990), Part II, line 13, 16a, or 16b, and that received from any one contributor, during the year, total contributions of the greater of (1) \$5,000; or (2) 2% of the amount on (i) Form 990, Part VIII, line 1h; or (ii) Form 990-EZ, line 1. Complete Parts I and II. [] For an organization described in section 501(c)(7), (8), or (10) filing Form 990 or 990-EZ that received from any one contributor, during the year, total contributions of more than \$1,000 exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals. Complete Parts I (entering "N/A" in column (b) instead of the contributor name and address), II, and III. [] For an organization described in section 501(c)(7), (8), or (10) filing Form 990 or 990-EZ that received from any one contributor, during the year, contributions exclusively for religious, charitable, etc., purposes, but no such contributions totaled more than \$1,000. If this box is checked, enter here the total contributions that were received during the year for an exclusively religious, charitable, etc., purpose. Don't complete any of the parts unless the General Rule applies to this organization because it received nonexclusively religious, charitable, etc., contributions totaling \$5,000 or more during the year \$

Caution: An organization that isn't covered by the General Rule and/or the Special Rules doesn't file Schedule B (Form 990), but it must answer "No" on Part IV, line 2, of its Form 990; or check the box on line H of its Form 990-EZ or on its Form 990-PF, Part I, line 2, to certify that it doesn't meet the filing requirements of Schedule B (Form 990).

Name of organization

Broward Performing Arts Foundation,

Employer identification number

59-2657043

Part I Contributors (see instructions). Use duplicate copies of Part I if additional space is needed.

(a) No.	(b) Name, address, and ZIP + 4	(c) Total contributions	(d) Type of contribution
1	Performing Arts Center Authority 201 SW 5th Avenue Fort Lauderdale FL 33312	\$ 2,161,052	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input checked="" type="checkbox"/> (Complete Part II for noncash contributions.)
2	Linda Haller 2100 South Ocean Lane, Unit 1511 Fort Lauderdale FL 33316	\$ 250,000	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
.....	\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
.....	\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
.....	\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)
.....	\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II for noncash contributions.)

Name of organization

Broward Performing Arts Foundation,

Employer identification number

59-2657043

Part II Noncash Property (see instructions). Use duplicate copies of Part II if additional space is needed.

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (See instructions.)	(d) Date received
1	Performance Tickets	\$ 39,787	
1	Printing	\$ 8,992	
1	Postage	\$ 6,738	
1	Dues & Subscriptions	\$ 12,031	
1	Cultivation & PR	\$ 116,048	
1	Spec. Event Supplies	\$ 650,312	

Name of organization

Broward Performing Arts Foundation,

Employer identification number

59-2657043

Part II Noncash Property (see instructions). Use duplicate copies of Part II if additional space is needed.

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (See instructions.)	(d) Date received
1	Technology	\$ 13,235	
1	Food & Catering	\$ 259,102	
1	Miscellaneous & Other	\$ 10,179	
		\$	
		\$	
		\$	
		\$	
		\$	
		\$	
		\$	

SCHEDULE D (Form 990)

Department of the Treasury Internal Revenue Service

Supplemental Financial Statements

Complete if the organization answered "Yes" on Form 990, Part IV, line 6, 7, 8, 9, 10, 11a, 11b, 11c, 11d, 11e, 11f, 12a, or 12b. Attach to Form 990.

Go to www.irs.gov/Form990 for instructions and the latest information.

OMB No. 1545-0047

2022

Open to Public Inspection

Name of the organization

Broward Performing Arts Foundation, Inc.

Employer identification number

59-2657043

Part I Organizations Maintaining Donor Advised Funds or Other Similar Funds or Accounts.

Complete if the organization answered "Yes" on Form 990, Part IV, line 6.

Table with 3 columns: Question, (a) Donor advised funds, (b) Funds and other accounts. Includes questions 1-6 regarding donor advised funds.

Part II Conservation Easements.

Complete if the organization answered "Yes" on Form 990, Part IV, line 7.

Table with 3 columns: Question, (a) Donor advised funds, (b) Funds and other accounts. Includes questions 1-8 regarding conservation easements.

Part III Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets.

Complete if the organization answered "Yes" on Form 990, Part IV, line 8.

Table with 3 columns: Question, (a) Donor advised funds, (b) Funds and other accounts. Includes questions 1a-1b regarding collections of art and historical treasures.

Part III Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets (continued)

3 Using the organization's acquisition, accession, and other records, check any of the following that make significant use of its collection items (check all that apply):

- a** Public exhibition
- b** Scholarly research
- c** Preservation for future generations
- d** Loan or exchange program
- e** Other

4 Provide a description of the organization's collections and explain how they further the organization's exempt purpose in Part XIII.

5 During the year, did the organization solicit or receive donations of art, historical treasures, or other similar assets to be sold to raise funds rather than to be maintained as part of the organization's collection? Yes No

Part IV Escrow and Custodial Arrangements.

Complete if the organization answered "Yes" on Form 990, Part IV, line 9, or reported an amount on Form 990, Part X, line 21.

1a Is the organization an agent, trustee, custodian or other intermediary for contributions or other assets not included on Form 990, Part X? Yes No

b If "Yes," explain the arrangement in Part XIII and complete the following table:

- c** Beginning balance
- d** Additions during the year
- e** Distributions during the year
- f** Ending balance

	Amount
1c	
1d	
1e	
1f	

2a Did the organization include an amount on Form 990, Part X, line 21, for escrow or custodial account liability? Yes No

b If "Yes," explain the arrangement in Part XIII. Check here if the explanation has been provided on Part XIII

Part V Endowment Funds.

Complete if the organization answered "Yes" on Form 990, Part IV, line 10.

	(a) Current year	(b) Prior year	(c) Two years back	(d) Three years back	(e) Four years back
1a Beginning of year balance	12,134,177	15,101,225	12,689,667	11,885,912	11,820,455
b Contributions	390,088	285,000	387,000	171,057	60,000
c Net investment earnings, gains, and losses	1,682,993	-2,716,048	2,512,508	1,097,284	453,144
d Grants or scholarships					
e Other expenditures for facilities and programs	-550,975	-536,000	-487,950	-464,586	-447,687
f Administrative expenses					
g End of year balance	13,656,283	12,134,177	15,101,225	12,689,667	11,885,912

2 Provide the estimated percentage of the current year end balance (line 1g, column (a)) held as:

- a** Board designated or quasi-endowment 14.21 %
- b** Permanent endowment 76.40 %
- c** Term endowment 9.39 %

The percentages on lines 2a, 2b, and 2c should equal 100%.

3a Are there endowment funds not in the possession of the organization that are held and administered for the organization by:

- (i)** Unrelated organizations
- (ii)** Related organizations

	Yes	No
3a(i)	X	
3a(ii)		X
3b		

b If "Yes" on line 3a(ii), are the related organizations listed as required on Schedule R?

4 Describe in Part XIII the intended uses of the organization's endowment funds.

Part VI Land, Buildings, and Equipment.

Complete if the organization answered "Yes" on Form 990, Part IV, line 11a. See Form 990, Part X, line 10.

Description of property	(a) Cost or other basis (investment)	(b) Cost or other basis (other)	(c) Accumulated depreciation	(d) Book value
1a Land				
b Buildings				
c Leasehold improvements				
d Equipment				
e Other				

Total. Add lines 1a through 1e. (Column (d) must equal Form 990, Part X, column (B), line 10c.)

Part VII Investments – Other Securities.

Complete if the organization answered "Yes" on Form 990, Part IV, line 11b. See Form 990, Part X, line 12.

(a) Description of security or category (including name of security)	(b) Book value	(c) Method of valuation: Cost or end-of-year market value
(1) Financial derivatives		
(2) Closely held equity interests		
(3) Other		
(A)		
(B)		
(C)		
(D)		
(E)		
(F)		
(G)		
(H)		
Total. (Column (b) must equal Form 990, Part X, col. (B) line 12.)		

Part VIII Investments – Program Related.

Complete if the organization answered "Yes" on Form 990, Part IV, line 11c. See Form 990, Part X, line 13.

(a) Description of investment	(b) Book value	(c) Method of valuation: Cost or end-of-year market value
(1)		
(2)		
(3)		
(4)		
(5)		
(6)		
(7)		
(8)		
(9)		
Total. (Column (b) must equal Form 990, Part X, col. (B) line 13.)		

Part IX Other Assets.

Complete if the organization answered "Yes" on Form 990, Part IV, line 11d. See Form 990, Part X, line 15.

(a) Description	(b) Book value
(1)	
(2)	
(3)	
(4)	
(5)	
(6)	
(7)	
(8)	
(9)	
Total. (Column (b) must equal Form 990, Part X, col. (B) line 15.)	

Part X Other Liabilities.

Complete if the organization answered "Yes" on Form 990, Part IV, line 11e or 11f. See Form 990, Part X, line 25.

1. (a) Description of liability	(b) Book value
(1) Federal income taxes	
(2) Agency Payable	4,270,939
(3)	
(4)	
(5)	
(6)	
(7)	
(8)	
(9)	
Total. (Column (b) must equal Form 990, Part X, col. (B) line 25.)	4,270,939

2. Liability for uncertain tax positions. In Part XIII, provide the text of the footnote to the organization's financial statements that reports the organization's liability for uncertain tax positions under FASB ASC 740. Check here if the text of the footnote has been provided in Part XIII

**SCHEDULE G
(Form 990)**

Supplemental Information Regarding Fundraising or Gaming Activities

OMB No. 1545-0047

Complete if the organization answered "Yes" on Form 990, Part IV, line 17, 18, or 19, or if the organization entered more than \$15,000 on Form 990-EZ, line 6a.

2022

Department of the Treasury
Internal Revenue Service

▶ **Attach to Form 990 or Form 990-EZ.**

Open to Public Inspection

▶ **Go to www.irs.gov/Form990 for instructions and the latest information.**

Name of the organization

**Broward Performing Arts Foundation,
Inc.**

Employer identification number

59-2657043

Part I Fundraising Activities. Complete if the organization answered "Yes" on Form 990, Part IV, line 17. Form 990-EZ filers are not required to complete this part.

1 Indicate whether the organization raised funds through any of the following activities. Check all that apply.

- a** Mail solicitations
- b** Internet and email solicitations
- c** Phone solicitations
- d** In-person solicitations
- e** Solicitation of non-government grants
- f** Solicitation of government grants
- g** Special fundraising events

2a Did the organization have a written or oral agreement with any individual (including officers, directors, trustees, or key employees listed in Form 990, Part VII) or entity in connection with professional fundraising services? **Yes** **No**

b If "Yes," list the 10 highest paid individuals or entities (fundraisers) pursuant to agreements under which the fundraiser is to be compensated at least \$5,000 by the organization.

	(i) Name and address of individual or entity (fundraiser)	(ii) Activity	(iii) Did fundraiser have custody or control of contributions?		(iv) Gross receipts from activity	(v) Amount paid to (or retained by) fundraiser listed in col. (i)	(vi) Amount paid to (or retained by) organization
			Yes	No			
1							
2							
3							
4							
5							
6							
7							
8							
9							
10							
Total							

3 List all states in which the organization is registered or licensed to solicit contributions or has been notified it is exempt from registration or licensing.

.....

.....

.....

.....

Part II Fundraising Events. Complete if the organization answered "Yes" on Form 990, Part IV, line 18, or reported more than \$15,000 of fundraising event contributions and gross income on Form 990-EZ, lines 1 and 6b. List events with gross receipts greater than \$5,000.

		(a) Event #1	(b) Event #2	(c) Other events	(d) Total events
		<u>Special Event</u> (event type)	_____ (event type)	<u>None</u> (total number)	(add col. (a) through col. (c))
Revenue	1	Gross receipts	923,250		923,250
	2	Less: Contributions	542,555		542,555
	3	Gross income (line 1 minus line 2)	380,695		380,695
Direct Expenses	4	Cash prizes			
	5	Noncash prizes			
	6	Rent/facility costs			
	7	Food and beverages			
	8	Entertainment			
	9	Other direct expenses	380,695		380,695
	10	Direct expense summary. Add lines 4 through 9 in column (d)			
11	Net income summary. Subtract line 10 from line 3, column (d)				

Part III Gaming. Complete if the organization answered "Yes" on Form 990, Part IV, line 19, or reported more than \$15,000 on Form 990-EZ, line 6a.

		(a) Bingo	(b) Pull tabs/instant bingo/progressive bingo	(c) Other gaming	(d) Total gaming (add col. (a) through col. (c))
Revenue	1	Gross revenue			
Direct Expenses	2	Cash prizes			
	3	Noncash prizes			
	4	Rent/facility costs			
	5	Other direct expenses			
	6	Volunteer labor	<input type="checkbox"/> Yes _____ % <input type="checkbox"/> No	<input type="checkbox"/> Yes _____ % <input type="checkbox"/> No	<input type="checkbox"/> Yes _____ % <input type="checkbox"/> No
7	Direct expense summary. Add lines 2 through 5 in column (d)				
8	Net gaming income summary. Subtract line 7 from line 1, column (d)				

9 Enter the state(s) in which the organization conducts gaming activities: _____
 a Is the organization licensed to conduct gaming activities in each of these states? Yes No

b If "No," explain: _____

10a Were any of the organization's gaming licenses revoked, suspended, or terminated during the tax year? Yes No

b If "Yes," explain: _____

**SCHEDULE I
(Form 990)**

Department of the Treasury
Internal Revenue Service

**Grants and Other Assistance to Organizations,
Governments, and Individuals in the United States**
Complete if the organization answered "Yes" on Form 990, Part IV, line 21 or 22.
Attach to Form 990.

Go to www.irs.gov/Form990 for the latest information.

OMB No. 1545-0047

2022

**Open to Public
Inspection**

Name of the organization **Broward Performing Arts Foundation,
Inc.**

Employer identification number
59-2657043

Part I General Information on Grants and Assistance

- 1** Does the organization maintain records to substantiate the amount of the grants or assistance, the grantees' eligibility for the grants or assistance, and the selection criteria used to award the grants or assistance? Yes No
- 2** Describe in Part IV the organization's procedures for monitoring the use of grant funds in the United States.

Part II Grants and Other Assistance to Domestic Organizations and Domestic Governments. Complete if the organization answered "Yes" on Form 990, Part IV, line 21, for any recipient that received more than \$5,000. Part II can be duplicated if additional space is needed.

1	(a) Name and address of organization or government	(b) EIN	(c) IRC section (if applicable)	(d) Amount of cash grant	(e) Amount of noncash assistance	(f) Method of valuation (book, FMV, appraisal, other)	(g) Description of noncash assistance	(h) Purpose of grant or assistance
(1)	Performing Arts Center Authority 201 SW 5th Ave Fort Lauderdale FL 33312	59-2445804		4,053,246				General Support
(2)	Performing Arts Center Authority 201 SW 5th Ave Fort Lauderdale FL 33312	59-2445804		22,289				Programming
(3)	Performing Arts Center Authority 201 SW 5th Ave Fort Lauderdale FL 33312	59-2445804		153,596				Education
(4)	Performing Arts Center Authority 201 SW 5th Ave Fort Lauderdale FL 33312	59-2445804		15,496				Gardens Care & Maint
(5)	Performing Arts Center Authority 201 SW 5th Ave Fort Lauderdale FL 33312	59-2445804		6,901				Theater Maint/Improv
(6)								
(7)								
(8)								
(9)								

- 2** Enter total number of section 501(c)(3) and government organizations listed in the line 1 table ▶ 1
- 3** Enter total number of other organizations listed in the line 1 table ▶

SCHEDULE J
(Form 990)

Department of the Treasury
Internal Revenue Service
Name of the organization

**Broward Performing Arts Foundation,
Inc.**

Compensation Information

**For certain Officers, Directors, Trustees, Key Employees, and Highest
Compensated Employees**
Complete if the organization answered "Yes" on Form 990, Part IV, line 23.
Attach to Form 990.
Go to www.irs.gov/Form990 for instructions and the latest information.

OMB No. 1545-0047

2022

**Open to Public
Inspection**

Employer identification number

59-2657043

Part I Questions Regarding Compensation

1a Check the appropriate box(es) if the organization provided any of the following to or for a person listed on Form 990, Part VII, Section A, line 1a. Complete Part III to provide any relevant information regarding these items.

- | | |
|--|--|
| <input type="checkbox"/> First-class or charter travel | <input type="checkbox"/> Housing allowance or residence for personal use |
| <input type="checkbox"/> Travel for companions | <input type="checkbox"/> Payments for business use of personal residence |
| <input type="checkbox"/> Tax indemnification and gross-up payments | <input type="checkbox"/> Health or social club dues or initiation fees |
| <input type="checkbox"/> Discretionary spending account | <input type="checkbox"/> Personal services (such as maid, chauffeur, chef) |

b If any of the boxes on line 1a are checked, did the organization follow a written policy regarding payment or reimbursement or provision of all of the expenses described above? If "No," complete Part III to explain

2 Did the organization require substantiation prior to reimbursing or allowing expenses incurred by all directors, trustees, and officers, including the CEO/Executive Director, regarding the items checked on line 1a?

3 Indicate which, if any, of the following the organization used to establish the compensation of the organization's CEO/Executive Director. Check all that apply. Do not check any boxes for methods used by a related organization to establish compensation of the CEO/Executive Director, but explain in Part III.

- | | |
|---|---|
| <input type="checkbox"/> Compensation committee | <input type="checkbox"/> Written employment contract |
| <input checked="" type="checkbox"/> Independent compensation consultant | <input checked="" type="checkbox"/> Compensation survey or study |
| <input checked="" type="checkbox"/> Form 990 of other organizations | <input checked="" type="checkbox"/> Approval by the board or compensation committee |

4 During the year, did any person listed on Form 990, Part VII, Section A, line 1a, with respect to the filing organization or a related organization:

- a** Receive a severance payment or change-of-control payment?
- b** Participate in or receive payment from a supplemental nonqualified retirement plan?
- c** Participate in or receive payment from an equity-based compensation arrangement?
- If "Yes" to any of lines 4a–c, list the persons and provide the applicable amounts for each item in Part III.

Only section 501(c)(3), 501(c)(4), and 501(c)(29) organizations must complete lines 5–9.

5 For persons listed on Form 990, Part VII, Section A, line 1a, did the organization pay or accrue any compensation contingent on the revenues of:

- a** The organization?
- b** Any related organization?
- If "Yes" on line 5a or 5b, describe in Part III.

6 For persons listed on Form 990, Part VII, Section A, line 1a, did the organization pay or accrue any compensation contingent on the net earnings of:

- a** The organization?
- b** Any related organization?
- If "Yes" on line 6a or 6b, describe in Part III.

7 For persons listed on Form 990, Part VII, Section A, line 1a, did the organization provide any nonfixed payments not described on lines 5 and 6? If "Yes," describe in Part III

8 Were any amounts reported on Form 990, Part VII, paid or accrued pursuant to a contract that was subject to the initial contract exception described in Regulations section 53.4958-4(a)(3)? If "Yes," describe in Part III

9 If "Yes" on line 8, did the organization also follow the rebuttable presumption procedure described in Regulations section 53.4958-6(c)?

	Yes	No
1b		
2		
4a		X
4b		X
4c		X
5a		X
5b		X
6a		X
6b		X
7		X
8		X
9		

Part II Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees. Use duplicate copies if additional space is needed.

For each individual whose compensation must be reported on Schedule J, report compensation from the organization on row (i) and from related organizations, described in the instructions, on row (ii). Do not list any individuals that aren't listed on Form 990, Part VII.

Note: The sum of columns (B)(i)–(iii) for each listed individual must equal the total amount of Form 990, Part VII, Section A, line 1a, applicable column (D) and (E) amounts for that individual.

(A) Name and Title	(B) Breakdown of W-2 and/or 1099-MISC and/or 1099-NEC compensation			(C) Retirement and other deferred compensation	(D) Nontaxable benefits	(E) Total of columns (B)(i)–(D)	(F) Compensation in column (B) reported as deferred on prior Form 990
	(i) Base compensation	(ii) Bonus & incentive compensation	(iii) Other reportable compensation				
1 Lisa Kitei President	(i) 254,820	(ii) 0	(iii) 0	15,401	0	270,221	0
	(ii) 0	(ii) 0	(iii) 0	0	0	0	0
2	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				
3	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				
4	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				
5	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				
6	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				
7	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				
8	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				
9	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				
10	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				
11	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				
12	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				
13	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				
14	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				
15	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				
16	(i)	(ii)	(iii)				
	(ii)	(ii)	(iii)				

**SCHEDULE M
(Form 990)**

Department of the Treasury
Internal Revenue Service

Name of the organization

Noncash Contributions

Complete if the organizations answered "Yes" on Form 990, Part IV, lines 29 or 30.

Attach to Form 990.

Go to www.irs.gov/Form990 for instructions and the latest information.

OMB No. 1545-0047

2022

**Open To Public
Inspection**

Inc.

Employer identification number

59-2657043

Part I Types of Property

	(a) Check if applicable	(b) Number of contributions or items contributed	(c) Noncash contribution amounts reported on Form 990, Part VIII, line 1g	(d) Method of determining noncash contribution amounts
1 Art — Works of art				
2 Art — Historical treasures				
3 Art — Fractional interests				
4 Books and publications				
5 Clothing and household goods				
6 Cars and other vehicles				
7 Boats and planes				
8 Intellectual property				
9 Securities — Publicly traded				
10 Securities — Closely held stock				
11 Securities — Partnership, LLC, or trust interests				
12 Securities — Miscellaneous				
13 Qualified conservation contribution — Historic structures				
14 Qualified conservation contribution — Other				
15 Real estate — Residential				
16 Real estate — Commercial				
17 Real estate — Other				
18 Collectibles				
19 Food inventory	X	1	259,102	Fair Market Value
20 Drugs and medical supplies				
21 Taxidermy				
22 Historical artifacts				
23 Scientific specimens				
24 Archeological artifacts				
25 Other (Spec. Event Supplies)	X	1	650,312	Fair Market Value
26 Other (Cultivation&PR)	X	1	116,048	Fair Market Value
27 Other (Misc. & Other)	X	1	90,962	Fair Market Value
28 Other ()				

29 Number of Forms 8283 received by the organization during the tax year for contributions for which the organization completed Form 8283, Part V, Donee Acknowledgement **29**

	Yes	No
30a During the year, did the organization receive by contribution any property reported in Part I, lines 1 through 28, that it must hold for at least 3 years from the date of the initial contribution, and which isn't required to be used for exempt purposes for the entire holding period?		X
b If "Yes," describe the arrangement in Part II.		
31 Does the organization have a gift acceptance policy that requires the review of any nonstandard contributions?		X
32a Does the organization hire or use third parties or related organizations to solicit, process, or sell noncash contributions?		X
b If "Yes," describe in Part II.		
33 If the organization didn't report an amount in column (c) for a type of property for which column (a) is checked, describe in Part II.		

**SCHEDULE O
(Form 990)**

Department of the Treasury
Internal Revenue Service

Supplemental Information to Form 990 or 990-EZ

Complete to provide information for responses to specific questions on
Form 990 or 990-EZ or to provide any additional information.

Attach to Form 990 or Form 990-EZ.
Go to www.irs.gov/Form990 for the latest information.

OMB No. 1545-0047

2022

**Open to Public
Inspection**

Name of the organization	Broward Performing Arts Foundation, Inc.	Employer identification number	59-2657043
--------------------------	---	--------------------------------	------------

Form 990 - Organization's Mission or Most Significant Activities

The Broward Performing Arts Foundation supported a wide variety of high-quality artistic and cultural programming, including concerts, theater, dance, comedy and more, at the Broward Center for the Performing Arts and The Parker. More than just performances, the Foundation had a far-reaching impact on the community through its support of the Center's educational programs that served more than 100,000 students and outreach activities that aimed to make the arts more accessible for South Florida's diverse audiences.

Form 990 - Organization's Mission

The Broward Performing Arts Foundation, Inc.'s mission is to sustain, develop and secure the future of the performing arts in Broward County, Florida, primarily by providing support for the programming, educational activities, operations and capital development of the Broward Center for the Performing Arts.

Form 990, Part III, Line 4a - First Accomplishment

The Broward Performing Arts Foundation supports high-quality artistic and cultural programming, including musical performances spanning a wide range of genres, theater, dance, comedy and more, at the Broward Center for the Performing Arts and its affiliated venues, The Parker, Rose and Alfred Miniaci Performing Arts Center and Aventura Arts and Cultural Center. In addition to supporting programming, the Foundation raises capital funds to sustain the venues and recently completed two capital campaigns: the \$60-

Name of the organization

Employer identification number

Broward Performing Arts Foundation,

59-2657043

million ENCORE! Capital Campaign to expand, renovate and revitalize the Broward Center and the \$30-million Campaign for the Parker to restore Parker Playhouse. The Foundation also maintains an endowment fund designed to provide a reliable source of income in perpetuity to support mission-driven activities.

The Broward Performing Arts Foundation supports a wide variety of educational programming at the Broward Center, which constitutes the largest free arts-in-education program in the country and has served more than 3.5 million students to date. Through the Student Enrichment through the Arts (SEAS) program, more than 100,000 public school students each year attend educational and cultural performances at the Broward Center and its affiliated venues free of charge and participate in corresponding curriculum-based activities that help extend the learning experience beyond the theater seats. The Reading Readiness Through the Theater program brings more than 3,000 at-risk pre-K students and their parents each year to see live literature-based performances together at Broward Center venues. A leader in arts accessibility, the Center has also been recognized for the impact of its "sensory-inclusive" theatrical performances aimed at increasing access to and engagement with the arts for individuals with developmental disabilities. In fiscal year 2022, the Center also turned its attention to how the arts can help address issues of racial equity by launching Arts for Action: Black Voices, an ongoing series of performances and events that aim to elevate Black artists and bring diverse segments of the community together for social change.

Form 990, Part VI, Line 11b - Organization's Process to Review Form 990

Name of the organization

Employer identification number

Broward Performing Arts Foundation,

59-2657043

An electronic version of Form 990 is sent to the Executive Committee of the Board of Directors for their review prior to submission, approved at their committee meeting and subsequently sent electronically to all Board members.

Form 990, Part VI, Line 12c - Enforcement of Conflicts Policy

Officers, directors, trustees and key employees annually review and sign the organization's conflict of interest policy. Material organizational purchases are reviewed for potential conflict of interest as part of the purchasing procedures.

Form 990, Part VI, Line 15a - Compensation Process for Top Official

The Vice President of Development of the Performing Arts Center Authority (Authority) serves as the President of the Foundation. The compensation for this position is determined and paid by the Authority based on compensation guidelines for the Authority, which include regional and national compensation benchmarking to similar positions at major performing arts centers throughout the United States.

Form 990, Part VI, Line 19 - Governing Documents Disclosure Explanation

Governing Documents are made available upon request.



FY2025 Operating Budget
(Projected as of 5/3/24)

REVENUE	
Earned Revenue (Ticket sales, contracted services, F&B)	\$ 46,539,009.00
Corporate Support	\$ 1,143,550.00
Foundation Support	\$ 4,118,500.00
Individuals	\$ 1,301,385.00
Government grants/contracts	\$ 1,485,555.00
TOTAL REVENUE	\$ 54,587,999.00
EXPENSES	
Salaries/Benefits	\$ 14,658,907.00
Performance Programming	\$ 24,515,440.00
Education	\$ 688,590.00
Food & Beverage	\$ 2,628,714.00
In-Kind/Donated	\$ 1,331,385.00
General & Administrative	\$ 9,610,344.00
Fundraising Expenses	\$ 782,426.00
TOTAL EXPENSES	\$ 54,215,806.00



**Student Enrichment through the Arts (SEAS)
FY2025 Projected Budget**

Expenses	Amount
Direct Education Staff Time	\$35,000.00
Professional Artist Fees	\$85,000.00
Technical/Production (Stage Labor, Sound, Lighting)	\$30,000.00
Teaching Artists (SEAS Plus workshops)	\$3,000.00
Design & Printing (Study Guides, SEAS Brochure)	\$3,000.00
Bus Transportation (Donated by School Board)	In-Kind
Administrative Costs (approx. 10%)	\$15,000.00
Total Expenses:	\$171,000.00

Exhibit “B” Payment Schedule

A. AWARD DISBURSEMENTS

The awards disbursement process will begin in October, 1 and end in September, 30 for the fiscal year that this contract is approved.

B. PAYMENT SCHEDULE

The total amount awarded for the BROWARD PERFORMING ARTS FOUNDATION, INC. for Student Enrichment through the Arts (SEAS) for the current fiscal year is: Fifteen Thousand Dollars (\$15,000.00).

There will be four (4) payout/s during the period (depending on the amount awarded to each organization):

1. The first (1st) will equal twenty-five percent (25%) of the total allocation or Three Thousand Seven Hundred and Fifty Dollars (\$3,750.00); be issued in advance. For any funds advanced the RECIPIENT agrees to provide the CITY with an itemization of how funds advanced were spent, along with invoices and proof of payment. Such an accounting must be provided to the CITY in the quarterly narrative and financial report as indicated in Exhibit “A” Recipients Requirements, Contractual Responsibilities and Program Description. Failure to comply with this requirement may result in the denial of the future requests for payments.
2. The second (2nd) will equal twenty-five percent (25%) of the total allocation or Three Thousand Seven Hundred and Fifty Dollars (\$3,750.00); will be issued upon receipt AND approval of the second quarterly narrative and financial report (including any additional requested documents);
3. The third (3rd) payout will equal twenty-five percent (25%) of the total allocation or Three Thousand Seven Hundred and Fifty Dollars (\$3,750.00); will be issued upon receipt AND approval of the third quarterly narrative and financial report (including any additional requested documents);
4. The fourth (4th) payout will be the final twenty-five percent (25%) of the total allocation or Three Thousand Seven Hundred and Fifty Dollars (\$3,750.00) and will be issued in upon receipt AND approval of the final quarterly narrative and financial report (including any additional requested documents).

All payments and reporting requirements apply for each project which is a part of the awarded contract. Payments and reports shall be handled separately for each project.

EXHIBIT C

INSURANCE REQUIREMENTS: NON PROFIT ORGANIZATION

ORGANIZATION shall not commence services under the terms of this Agreement until certification or proof of insurance detailing terms and provisions has been received and approved in writing by the CITY's Risk Manager. If you have questions regarding the insurance requirements hereunder, please contact the City's Purchasing Department at (954) 786-4098. If the contract has already been awarded, please direct any queries and proof of the requisite insurance coverage to City staff responsible for oversight of the subject project/contract.

ORGANIZATION is responsible to deliver to the CITY for timely review and written approval/disapproval Certificates of Insurance which evidence that all insurance required hereunder is in full force and effect and which name on a primary basis, the CITY as an additional insured on all such coverage. Such policy or policies shall be issued by United States Treasury approved companies authorized to do business in the State of Florida. The policies shall be written on forms acceptable to the City's Risk Manager, meet a minimum financial A.M. Best and Company rating of no less than Excellent, and be part of the Florida Insurance Guarantee Association Act. No changes are to be made to these specifications without prior written approval of the City's Risk Manager.

Throughout the term of this Agreement, CITY, by and through its Risk Manager, reserve the right to review, modify, reject or accept any insurance policies required by this Agreement, including limits, coverages or endorsements. CITY reserves the right, but not the obligation, to review and reject any insurer providing coverage because of poor financial condition or failure to operate legally.

Failure to maintain the required insurance shall be considered an event of default. The requirements herein, as well as CITY's review or acceptance of insurance maintained by ORGANIZATION, are not intended to and shall not in any way limit or qualify the liabilities and obligations assumed by ORGANIZATION under this Agreement.

Throughout the term of this Agreement, ORGANIZATION and all subcontractors or other agents hereunder, shall, at their sole expense, maintain in full force and effect, the following insurance coverages and limits described herein, including endorsements.

A. Worker's Compensation Insurance covering all employees and providing benefits as required by Florida Statute, Chapter 440, regardless of the size of the company (number of employees) or the state in which the work is to be performed or of the state in which the ORGANIZATION is obligated to pay compensation to employees engaged in the performance of the work. ORGANIZATION further agrees to be responsible for employment, control and conduct of its employees and for any injury sustained by such employees in the course of their employment.

B. Liability Insurance.

(1) Naming the City of Pompano Beach as an additional insured as City's interests may appear, on General Liability Insurance only, relative to claims which arise from

ORGANIZATION'S negligent acts or omissions in connection with Contractor's performance under this Agreement.

(2) Such Liability insurance shall include the following checked types of insurance and indicated minimum policy limits.

Type of Insurance	Limits of Liability	
GENERAL LIABILITY:	Minimum \$1,000,000 Per Occurrence and \$2,000,000 Per Aggregate	
* Policy to be written on a claims incurred basis		
XX comprehensive form	bodily injury and property damage	
XX premises - operations	bodily injury and property damage	
— explosion & collapse hazard		
— underground hazard		
XX products/completed operations hazard	bodily injury and property damage combined	
XX contractual insurance	bodily injury and property damage combined	
XX broad form property damage	bodily injury and property damage combined	
XX independent contractors	personal injury	
XX personal injury		
XX sexual abuse/molestation	Minimum \$1,000,000 Per Occurrence and Aggregate	
— liquor legal liability	Minimum \$1,000,000 Per Occurrence and Aggregate	

AUTOMOBILE LIABILITY:	Minimum \$10,000/\$20,000/\$10,000	
XX comprehensive form		
XX owned		
XX hired		
XX non-owned		

REAL & PERSONAL PROPERTY		
— comprehensive form	Agent must show proof they have this coverage.	

EXCESS LIABILITY	Per Occurrence	Aggregate
— other than umbrella	bodily injury and property damage combined	\$1,000,000 \$1,000,000

PROFESSIONAL LIABILITY	Per Occurrence	Aggregate
—	* Policy to be written on a claims made basis	\$1,000,000 \$1,000,000

(3) If Professional Liability insurance is required, Contractor agrees the indemnification and hold harmless provisions of Section 12 of the Agreement shall survive the termination or expiration of the Agreement for a period of three (3) years unless terminated sooner by the applicable statute of limitations.

C. Employer's Liability. ORGANIZATION and all subcontractors shall, for the benefit of their employees, provide, carry, maintain and pay for Employer's Liability Insurance in the minimum amount of One Hundred Thousand Dollars (\$100,000.00) per employee, Five Hundred Thousand Dollars (\$500,000) per aggregate.

D. Policies. Whenever, under the provisions of this Agreement, insurance is required of the ORGANIZATION, the ORGANIZATION shall promptly provide the following:

- (1) Certificates of Insurance evidencing the required coverage;
- (2) Names and addresses of companies providing coverage;
- (3) Effective and expiration dates of policies; and
- (4) A provision in all policies affording CITY thirty (30) days written notice by a carrier of any cancellation or material change in any policy.

E. Insurance Cancellation or Modification. Should any of the required insurance policies be canceled before the expiration date, or modified or substantially modified, the issuing company shall provide thirty (30) days written notice to the CITY.

F. Waiver of Subrogation. ORGANIZATION hereby waives any and all right of subrogation against the CITY, its officers, employees and agents for each required policy. When required by the insurer, or should a policy condition not permit an insured to enter into a pre-loss agreement to waive subrogation without an endorsement, then ORGANIZATION shall notify the insurer and request the policy be endorsed with a Waiver of Transfer of Rights of Recovery Against Others, or its equivalent. This Waiver of Subrogation requirement shall not apply to any policy which includes a condition to the policy not specifically prohibiting such an endorsement, or voids coverage should ORGANIZATION enter into such an agreement on a pre-loss basis.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

7/30/2024

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Arthur J. Gallagher Risk Management Services, LLC 9155 South Dadeland Boulevard, Suite 1112 Miami FL 33156	CONTACT NAME: PHONE (A/C. No. Ext): 305-592-6080		FAX (A/C. No): 305-592-4049
	E-MAIL ADDRESS: 		
		INSURER(S) AFFORDING COVERAGE	NAIC #
		INSURER A : Florida Insurance Alliance	
		INSURER B :	
		INSURER C :	
		INSURER D :	
		INSURER E :	
		INSURER F :	

COVERAGES **CERTIFICATE NUMBER:** 2029849068 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			1001231052	4/14/2024	10/1/2024	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ Included MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ Included GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ Included \$
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY			1001231052	4/14/2024	10/1/2024	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
A	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$			1001231052	4/14/2024	10/1/2024	EACH OCCURRENCE \$ 4,000,000 AGGREGATE \$ 4,000,000 \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y/N <input checked="" type="checkbox"/> N/A (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below						<input type="checkbox"/> PER STATUTE <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

APPROVED *Daniel Beecher*
 By Daniel Beecher at 11:13 am, Aug 15, 2024

CERTIFICATE HOLDER**CANCELLATION**


City of Pompano Beach
 100 West Atlantic Blvd.
 Pompano Beach, FL 33060

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Andrea Mayne

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**BROWARD
CENTER**
— *for the* —
PERFORMING ARTS

APPROVED *Daniel Beecher*
By Daniel Beecher at 11:19 am, Aug 15, 2024

August 8, 2024

Re: Proof of Workers Compensation Coverage

To Whom It May Concern:

To the extent permitted by law, the Performing Arts Center Authority (d/b/a Broward Center for the Performing Arts) is self-insured for workers' compensation coverage through the Broward County Board of County Commissioners (Board) self-insurance program. This coverage is currently in place through September 30, 2024, and will continue in place for the period October 1, 2024 through September 30, 2025.

The workers' compensation program operates in compliance with and under the auspices of Florida Statutes, Chapter 440. This is a fully funded self-insured and self-administered program, and the Board has elected to purchase excess coverage.

Sincerely,

**Catherine
A. Carter**

Digitally signed by Catherine A
Carter:
DN: cn=Catherine A. Carter
ou=Executive,
email=ccarter@browardcenter.org
Date: 2024.08.08 08:46:38 -04'00'

Catherine Carter
Chief Financial Officer
Performing Arts Center Authority

**PERFORMING ARTS CENTER AUTHORITY
BASIC FINANCIAL STATEMENTS
SEPTEMBER 30, 2023**

PERFORMING ARTS CENTER AUTHORITY

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SEPTEMBER 30, 2023

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INDEPENDENT AUDITORS' REPORT



INDEPENDENT AUDITORS' REPORT

To the Board of Directors of the
Performing Arts Center Authority
Fort Lauderdale, Florida

Report on the Audit of the Financial Statements

Opinions

We have audited the accompanying financial statements of the business-type activities of the Performing Arts Center Authority (the "Authority") as of and for the fiscal year ended September 30, 2023, and the related notes to the financial statements, which collectively comprise the Authority's basic financial statements as listed in the table of contents.

In our opinion, based on our audit and the reports of other auditors, the financial statements referred to above present fairly, in all material respects, the respective financial position of the business-type activities and the discretely presented component unit of the Authority, as of September 30, 2023, and the respective changes in financial position, and, where applicable, cash flows thereof for the fiscal year then ended in accordance with accounting principles generally accepted in the United States of America.

We did not audit the financial statements of the Broward Performing Arts Foundation, Inc., a discretely presented component unit. Those statements were audited by other auditors whose report has been furnished to us, and in our opinion, insofar as it relates to the amounts included for Broward Performing Arts Foundation, Inc., a discretely presented component unit, is based solely on the report of the other auditors.

Basis for Opinions

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Our responsibilities under those standards are further described in the Auditors' Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the Authority and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Emphasis of a Matter

Tri-Party Grant Agreement

As per Article 6.4 of the Tri-Party Grant Agreement (the "Agreement") entered into by Broward County, the City of Fort Lauderdale, and the Authority, the Agreement requires an opinion whether the funds received by the Authority were expended in accordance with the original terms of the Agreement. Note 17 includes required disclosures regarding funding received and amounts expended. Our opinion is not modified with respect to this matter.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America, and for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about the Authority's ability to continue as a going concern for twelve months beyond the financial statement date, including any currently known information that may raise substantial doubt shortly thereafter.

Auditors' Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditors' report that includes our opinions. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with generally accepted auditing standards and *Government Auditing Standards* will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements

are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with generally accepted auditing standards and *Government Auditing Standards*, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the Authority's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about the Authority's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control-related matters that we identified during the audit.

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis be presented to supplement the basic financial statements. Such information is the responsibility of management and, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Other Reporting Required by Government Auditing Standards

In accordance with *Government Auditing Standards*, we have also issued our report dated February 2, 2024, on our consideration of the Authority's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is solely to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the Authority's internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the Authority's internal control over financial reporting and compliance.

Caballero Fierman Llerena & Garcia, LLP

Caballero Fierman Llerena & Garcia, LLP
Hollywood, Florida
February 2, 2024

MANAGEMENT'S DISCUSSION AND ANALYSIS

PERFORMING ARTS CENTER AUTHORITY

Management's Discussion and Analysis
For the Fiscal Year Ended September 30, 2023

The audited financial statements for the Performing Arts Center Authority (the "Authority"), d/b/a Broward Center for the Performing Arts (the "Center"), for its fiscal year ended September 30, 2023 is presented in the format and content required by the Governmental Accounting Standards Board.

As in previous years, the Authority presents its financial statements and results for the fiscal year ending September 30, 2023 on a full accrual basis and as a single enterprise fund. The financial statements also include its discretely presented component unit. Furthermore, the "Statements of Net Position", the "Statements of Revenues, Expenses and Changes in Net Position", and the "Statements of Cash Flows" are described below and presented after this Management's Discussion and Analysis.

The statement of net position provides information on the assets available to the Authority, as of the end of the fiscal year, to support future operations of the Authority and the liabilities owed by the Authority that have to be reduced or paid off by the liquidity of current or future assets. This statement also identifies the accumulated position of unrestricted and restricted capital contributions and the impact of net operating results and non-operating transactions that have transpired since the inception of the Authority. The statement of revenues, expenses, and changes in net position display the results from the normal operations of the activities managed by the Authority and the fiscal year's impact on the net position in the Authority's statement of net position. The statement of cash flows contains the positive and negative changes in the Authority's cash balance resulting from all the financing and operational activities of the Authority during the current fiscal year. The combination of these three statements provides the reader with a comprehensive overview of the Authority's operational results for this fiscal year and of its capabilities to support the future operations and management of the Authority and its venues.

Current Year Highlights:

Sales and attendance were better than expected this past year for the live event industry and for the Performing Arts Center Authority. The U.S. economy was strong driving demand and higher prices, and Florida led the nation in a rapid post-pandemic recovery. There was also an unprecedented supply of touring artists and strong titles. At the Broward Center, sales for Broadway and self-presentations exceeded the budget by an impressive 14%. Slow Burn Theater delivered its most successful year in its seven-year history, marking a significant milestone. Additionally, there was a high demand for concerts, comedy, and children's program. Fundraising and sponsorship efforts surpassed expectations, exceeding the budget by 25%. There were challenges, however. South Florida grappled with the highest inflation in the nation – reaching 9% for two consecutive years impacting costs, wage pressure, and posing hiring challenges. Despite these hurdles, a steadfast focus on cost management led to an operating surplus, resulting in the Authority's second-best financial results of all time.

The Authority, in its 32nd year of operations, hosted or presented 888 performances and events which were attended by more than 603,000 attendees at the Broward Center for the Performing Arts (Center) and its affiliated venues, the Parker Playhouse (The Parker), the Rose and Alfred Miniaci Performing Arts Center, and the Aventura Arts and Culture Center. Attendance returned to typical operating year levels, pre-pandemic. The Center's Broadway series returned with a season of eight titles and 109 performances, including *Six*, *Hamilton*, *Riverdance: 25th Anniversary Show*, *Tina – The Tina Turner Musical*, *Chicago the Musical*, *To Kill a Mockingbird*, *Meangirls* and *Beetlejuice*. Audiences enjoyed many sold-out performances across diverse genres from concerts to comedy and family fare. Popular titles in the Center's 2,658-seat Au-Rene Theater included performances such as *David Foster & Katherine McPhee*, *John Mellencamp*, *James Taylor*, *Jerry Seinfeld*, *Bonnie Raitt*, *Gipsy Kings*, *Tyler Henry*, *Temps & Tops*, *Nathalie Merchant*, *Shane Gillis*, *Beres Hammond*, and *Jackson Browne*, *Bluey's Big Play* among others.

The Center's Rose Miniaci Arts Education Center continues to be the cornerstone for the Center's arts education programs reaching more than 83,000 students of all ages during the year. Our students ranged from the youngest participants in mommy and me classes, to the Student Enrichment in the Arts (SEAS) program with the Broward County Public School students, to adult acting and singing classes. The Authority's Summer Theater Camp – the ultimate performing arts camp experience – continued to sell to capacity, with rave reviews from parents and students.

The Center continues to be in the forefront of creating patron experiences that are as easy, rewarding, comfortable and satisfying as possible through its accessibility initiatives. The Center provides audio description, assisted listening devices, open captioning, sign language interpretation, braille/large print librettos, and wheelchairs at no cost to our patrons. Additionally, the Center continues its work relating to sensory-inclusive performances, which create a performing arts experience in a comfortable, relaxed, judgment-free zone that is welcoming to all families with those who have developmental disabilities and sensory sensitivities. During the year seven sensory-inclusive performances were offered for performances of *Disney's Mary Poppins*, *The Nutcracker*, *Brazilian Voices*, *Willy Wonka*, *Its Okay to be Different*, and *Disney's Finding Nemo*.

PERFORMING ARTS CENTER AUTHORITY

Management's Discussion and Analysis
For the Fiscal Year Ended September 30, 2023

The Center's 584-seat Amataro Theater presented 294 performances with more than 101,000 attendees, including 72 performances by the Authority's arts partner, the Slow Burn Theatre Company, with the titles *Little Shop of Horrors*, *Footloose*, *Honeymoon in Vegas*, *Disney's Mary Poppins*, and *Disney's Newsies*.

The historic 1,147-seat Parker Playhouse, re-branded *The Parker*, presented 165 performances and close to 110,000 attendees. The Parker's sold-out titles included *Joe Satriani*, *Marshall Tucker Band*, *One Night of Queen*, *Fab Four*, *Doo Wop Project*, *Chris Botti*, *Christone Kingfish*, *The Guess Who*, *Gino Vannelli*, *Tribute to Abba* and more.

The Authority realized an operating gain of \$3,803,042 before depreciation of \$5,145,476 and before non-operating revenue (expense) of \$3,806,720, which is an increase of \$3,898,783 over the prior year. This increase was the result of returning to full operations and programming, post-Covid. There was an increase in non-operating revenue (net of non-operating expense) of \$130,500. This increase was the result of lower non-operating expenses and increased Interest revenue. The operating gain and increase in non-operating revenue resulted in the positive change in net position of \$2,464,286 for the year.

The Authority continued to provide certain management services for the Broward Performing Arts Foundation, Inc. (the "Foundation"), a discretely presented component unit of the Authority. These services, which were implemented during fiscal year 2009, included fundraising and development services staffed through the Authority's development department, finance and accounting services, human resource services, general legal services, technology services, marketing services, and public relations services.

Management's Discussion and Analysis continues on following page.

PERFORMING ARTS CENTER AUTHORITY

Management's Discussion and Analysis
For the Fiscal Year Ended September 30, 2023

<u>Assets</u>	2023	2022	\$ Change	% Change
Current assets	\$ 27,778,427	\$ 26,751,023	\$ 1,027,404	3.8%
Capital assets, net	74,012,631	77,833,045	(3,820,414)	-4.9%
Other non-current assets	464,049	524,640	(60,591)	-11.5%
Total Assets	102,255,107	105,108,708	(2,853,601)	-2.7%
 <u>Liabilities</u>				
Current liabilities	11,693,213	13,813,100	(2,119,887)	-15.3%
Long-term liabilities	7,039,449	10,237,449	(3,198,000)	-31.2%
Total Liabilities	18,732,662	24,050,549	(5,317,887)	-22.1%
 <u>Net Position</u>				
Net investment in capital assets	64,879,182	65,046,595	(167,413)	-0.3%
Restricted for construction	1,200,889	1,413,286	(212,397)	-15.0%
Unrestricted	17,442,374	14,598,278	2,844,096	19.5%
Total Net Position	\$ 83,522,445	\$ 81,058,159	\$ 2,464,286	3.0%
 <u>Revenues</u>				
Programming revenues	\$ 39,680,810	\$ 23,993,978	\$ 15,686,832	65.4%
Services revenues	14,187,846	9,314,971	4,872,875	52.3%
Other revenues	3,318,457	2,484,143	834,314	33.6%
Governmental	1,512,440	1,858,232	(345,792)	-18.6%
Contributions	4,285,632	3,751,310	534,322	14.2%
In-kind/donated services	1,184,021	972,660	211,361	21.7%
Total Revenues	64,169,206	42,375,294	21,793,912	51.4%
 <u>Operating Expenses</u>				
Salaries & benefit expenses	13,138,114	11,292,274	1,845,840	16.3%
Programming expenses	32,498,419	19,609,184	12,889,235	65.7%
Food & beverage	3,022,492	1,986,783	1,035,709	52.1%
General & administrative	10,523,118	8,610,143	1,912,975	22.2%
In-kind/donated services	1,184,021	972,651	211,370	21.7%
Total Operating Expenses	60,366,164	42,471,035	17,895,129	42.1%
Operating Income/(Loss) before Depreciation and Non-Operating Revenues	3,803,042	(95,741)	3,898,783	-4072.2%
Depreciation Expense	5,145,476	5,145,571	(95)	0.0%
Operating Income/(Loss) before Non-Operating Revenues	(1,342,434)	(5,241,312)	3,898,878	74.4%
Capital contribution	3,174,004	4,108,299	(934,295)	-22.7%
Non capitalizable project expenses	(78,235)	(214,357)	136,122	-63.5%
Capital project interest expenses	(325,282)	(447,670)	122,388	-27.3%
Capital project interest income	131	400	(269)	-67.3%
Other non-operating revenues	1,036,102	229,548	806,554	351.4%
Total Non-Operating Revenues/(Expenses)	3,806,720	3,676,220	130,500	3.5%
Change in Net Position	2,464,286	(1,565,092)	4,029,378	-257.5%
Beginning Net Position	81,058,159	82,623,251	(1,565,092)	-1.9%
Ending Net Position	\$ 83,522,445	\$ 81,058,159	\$ 2,464,286	3.0%

PERFORMING ARTS CENTER AUTHORITY

Management's Discussion and Analysis
For the Fiscal Year Ended September 30, 2023

Analysis of Financial Position and Operations:

Total assets were \$102,255,107 in fiscal year 2023, a decrease of \$2,853,601 from \$105,108,708 in fiscal year 2022. This reflects an increase of \$1,027,404 in current assets, a decrease of \$3,820,414 in capital assets and a decrease of \$60,591 in non-current assets. The increase in current assets is primarily a result of an increase in investments of \$2,336,102 offset by a decrease in cash and cash equivalents of \$1,995,535. In addition, accounts receivables increased by \$611,967, prepaid assets decreased by \$55,948, due from other governments increased by \$145,015 and inventory decreased by \$14,197. Included in cash and cash equivalents of \$4,422,165 are restricted cash and cash equivalents of \$1,200,889. The decrease of \$3,820,414 in capital assets is primarily related to the depreciation of the Parker Playhouse renovations and other capital projects. The decrease in non-current assets is due to depreciation of \$60,591 in the parking garage.

Total liabilities in fiscal year 2023 were \$18,732,662, a decrease of \$5,317,887 from \$24,050,549 in fiscal year 2022. This decrease is comprised of a decrease in current liabilities of \$2,119,887 and a decrease in long-term liabilities of \$3,198,000. The decrease in current liabilities reflects a decrease in accounts payable and accrued expenses of \$171,535, a decrease in unearned revenue of \$1,543,476, an increase in due to promoters of \$50,124 and a decrease in short-term note payable of \$455,000. The decrease in long-term liabilities is primarily due to a re-classification of the short-term portion from the Construction Loan Series 2013A by \$300,000, and the Capital Improvement Revenue Note, Series 2019 by \$1,794,000, which will become due in fiscal year 2024. Additionally, Loan Series 2013B was fully paid in the amount of \$1,104,000.

Total net position in fiscal year 2023 is \$83,522,445, an increase of \$2,464,286 from fiscal year 2022. The net investment in capital assets is \$64,879,182 in fiscal year 2023 and decreased by \$167,413 from \$65,046,595 in fiscal year 2022. Net position restricted for construction is \$1,200,889 and decreased by \$212,397 from fiscal year 2022. Unrestricted net position is \$17,442,374 and increased by \$2,844,096 from fiscal year 2022. The operating income before depreciation is \$3,803,042 in fiscal year 2023, an increase of \$3,898,783 from fiscal year 2022. The operating loss before non-operating revenues (expenses) in fiscal year 2023 is \$1,342,434, reflecting a positive change by \$3,898,783 from an operating loss before non-operating revenues (expenses) of \$5,241,312 in fiscal year 2022.

Analysis of the Authority's Operational Activities – General Assessment:

During fiscal year 2023 the Authority hosted or presented 888 performances and events which were attended by more than 603,000 patrons at the Center and its affiliated venues, Parker Playhouse, the Rose and Alfred Miniaci Performing Arts Center and the Aventura Arts and Culture Center. This attendance volume returned to the levels of a typical operating year, pre-pandemic. The Authority's own series consisted of 285 performances with more than 199,000 attendees. Over the past twenty-nine years, 3.8 million Broward County school students have enjoyed free drama, dance, music, visual art and more, due to an innovative partnership between the Authority and the School Board of Broward County, Florida. One of the unique programs under the partnership, the Student Enrichment in Art & Science (SEAS) program, combines cultural exposure with a learning le as students watch performances that relate to what they are learning in their classrooms. The SEAS program is nationally recognized as a collaborative program between the School Board and the Broward Center for the Performing Arts. During fiscal year 2023, over 83,000 students, teachers and parents participated in the Authority's educational programs. The Authority continued its theater management contracts with the City of Aventura and Nova Southeastern University which provided revenues of \$643,486 and \$158,204 respectively.

PERFORMING ARTS CENTER AUTHORITY

Management's Discussion and Analysis
For the Fiscal Year Ended September 30, 2023

Analysis of the Authority's Operational Activities - Specific Assessments:

Programming Revenues:

Programming revenues in fiscal year 2023 are \$39,680,810, an increase of \$15,686,832 from fiscal year 2022, due to fiscal year 2023 welcoming back full-capacity operations post pandemic. This increase is made up mainly by increases in ticket sales by \$14,463,127, in rental revenue by \$200,539, in stage labor reimbursements by \$71,805 and in ticket surcharge by \$959,233. In addition, equipment rental increased by \$23,530, production services increased by \$14,811, house fees decreased by \$24,600 and co-pro fees decreased by \$21,613.

Services Revenues:

Total services revenues in fiscal year 2023 are \$14,187,846, which represents an increase of \$4,872,875 from fiscal year 2022, due to fiscal year 2023 returning to full-capacity operations post pandemic. This increase is comprised by increases in retail services by \$2,891,191, in ticketing services by \$1,516,191 and in parking services by \$465,493. Total retail services revenues are \$7,346,720 in fiscal year 2023 and the increase by \$2,891,191 is primarily due to increases in concessions revenue, Club Level/Intermezzo revenues, re-opening of Bistro restaurant and merchandise commissions increases by \$2,082,670, \$225,340 \$595,291, and \$103,283 respectively. Catering Services decreased by \$115,393. Ticketing services revenues are \$5,487,156 in fiscal year 2023 and increased by \$1,516,191 from fiscal year 2022 mainly due to increases in processing fees of \$1,401,867, driven by higher ticket prices, credit card commissions by \$61,179, box office fees by \$37,131 and in ticketing fees & incentives by \$16,014. Parking services revenue of \$1,353,970 in fiscal year 2023 increased by \$465,493 from \$888,477 in fiscal year 2022.

Other Revenues:

Other revenues in fiscal year 2023 are \$3,318,457, an increase of \$834,313 from fiscal year 2022. This increase is mostly due to an increase in sponsorship revenues by \$463,488, in advertising by \$7,719 and subscription membership revenue by \$12,403. In addition, revenues generated by the Rose Miniaci Education Center increased by \$187,012 from fiscal year 2022 and insurance recovery increased by \$8,883.

Governmental:

Governmental revenue in fiscal year 2023 is \$1,542,440, which reflects a decrease of \$345,791 from \$1,888,232 in fiscal year 2022. The decrease is primarily due to the non-recurring Covid-19 Relief granted in fiscal year 2022.

Contributions:

Contributions are \$4,285,632 in fiscal year 2023 and increased by \$534,322 from the previous year. This increase is the result of an increase in individual contributions from 2022.

Salaries and Benefit Expenses:

Salaries & benefit expenses of \$13,138,114 in fiscal year 2023 increased by \$1,845,840 from fiscal year 2022. The Authority continued its restaffing phase for most of the fiscal year 2023 with a goal of 100% of pre-pandemic staffing levels to support full-capacity operations. This resulted in an increase in salaries & benefits of which the largest increases were contributed by the following departments: administration increased by \$749,217, concessions and retail services by \$413,880, ticketing services by \$240,015, education by \$214,302, facilities and security by \$152,017, production by \$57,692 marketing and programming by \$18,716 and front of house by \$25,828.

Programming Expenses:

Programming expenses of \$32,498,419 increased by \$12,889,143 from fiscal year 2022, due to fiscal year 2023 returning to full program scheduling post pandemic resulting in increased costs in artist fees, event services, stage labor and marketing fees. Artist and event fees increased by \$12,646,728, marketing related show expense by \$135,129 and stage labor salaries and wages increased by \$107,286.

PERFORMING ARTS CENTER AUTHORITY

Management's Discussion and Analysis
For the Fiscal Year Ended September 30, 2023

Food & Beverage Expenses:

Food & beverage expenses are \$3,022,492 in fiscal year 2023, which represents an increase of \$1,035,801 from fiscal year 2022. This increase is directly related to the increase in food and beverage volume over the prior year.

General & Administrative Expenses:

General & administrative expenses are \$10,523,118 in fiscal year 2023 and have increased by \$1,912,976 from fiscal year 2022. This is primarily due to an increase in ticketing service of \$608,809 of which Ticketmaster fees increased by \$431,364 and credit card fees increased by \$177,445. Travel, Training & Employee Support, returning to post pandemic activity increased by \$185,024. Services related to the increase in attendance and performances have also translated to increases in security by \$132,220. In addition, facility expenses increased by \$506,477, professional services increased by \$259,905 and fundraising expenses increased by \$184,285.

Operating Income:

The operating loss before non-operating revenues for fiscal year 2023 is \$1,342,434, a positive increase of \$3,898,878 from an operating loss of \$5,241,312 in fiscal year 2022. Included in the operating loss in fiscal year 2023 is a charge to depreciation expense of \$5,145,476.

Non-Operating Revenue/Expenses:

Total non-operating revenue (net) in fiscal year 2023 was \$3,806,720, an increase of \$130,500 from fiscal year 2022. Total capital contributions in fiscal year 2023 are \$3,174,004 of which \$2,275,000 are for the Parker Playhouse Encore capital campaign, this reflects a \$410,295 increase from fiscal year 2022. Capital contributions for the Encore capital campaign was \$899,004 in fiscal year 2023, reflecting a decrease of \$524,000 from FY 2022. Non-capitalizable project expenses for the Parker Playhouse Encore capital campaign are \$78,235 in fiscal year 2023 and decreased by \$136,122 from the prior year. Capital project interest expense is \$325,151 in fiscal year 2023 and decreased by \$122,119 from fiscal year 2022. Income earned on funds invested in the Local Government Surplus Funds Trust Fund increased in fiscal year 2023 by \$887,497 from fiscal year 2022.

Management Discussion and Analysis continues on the following page

PERFORMING ARTS CENTER AUTHORITY

Management's Discussion and Analysis
For the Fiscal Year Ended September 30, 2023

**Broward Performing Arts Foundation, Inc. - Component Unit
Condensed Financial Information**

Component Unit

<u>Assets</u>	<u>2023</u>	<u>2022</u>	<u>\$ Change</u>	<u>% Change</u>
Current assets	\$ 18,330,587	\$ 16,349,651	\$ 1,980,936	12.1%
Non-current assets	6,325,553	5,917,974	407,579	6.9%
Total Assets	24,656,140	22,267,625	2,388,515	10.7%
<u>Liabilities</u>				
Current liabilities	877,824	2,274,665	(1,396,841)	-61.4%
Long-term liabilities	4,133,436	4,136,510	(3,074)	-0.1%
Total Liabilities	5,011,260	6,411,175	(1,399,915)	-21.8%
<u>Net Position</u>				
Unrestricted	2,412,273	1,581,154	831,119	52.6%
Restricted - nonexpendable	17,232,607	14,275,296	2,957,311	20.7%
Total Net Position	19,644,880	15,856,450	3,788,430	23.9%
<u>Revenues</u>				
Operating support and revenues	\$ 8,181,910	\$ 5,792,018	\$ 2,389,892	41.3%
Total Operating Support and Revenues	8,181,910	5,792,018	2,389,892	41.3%
<u>Expenses</u>				
Operating expenses	6,091,581	5,298,434	793,147	15.0%
Total Operating Expenses	6,091,581	5,298,434	793,147	15.0%
Operating Income/(Loss)	2,090,329	493,584	1,596,745	323.5%
Non-Operating Investment Income/ (Loss)	1,698,101	(2,715,883)	4,413,984	162.5%
Change in Net Position	3,788,430	(2,222,299)	6,010,729	-270.5%
Beginning Net Position	15,856,450	18,078,749	(2,222,299)	-12.3%
Ending Net Position	\$ 19,644,880	\$ 15,856,450	\$ 3,788,430	23.9%

PERFORMING ARTS CENTER AUTHORITY

Management's Discussion and Analysis
For the Fiscal Year Ended September 30, 2023

Broward Performing Arts Foundation, Inc. – Component Unit

COMPONENT UNIT-Financial Analysis

The Broward Performing Arts Foundation, Inc. (the "Foundation") was added as a discretely presented component unit for fiscal year 2009 as it met the requirements for reporting under Governmental Accounting Standards Board (GASB) pronouncements. The Foundation is a not-for-profit corporation organized under §501(c)(3) of the Internal Revenue Code of 1986, as amended, to receive and maintain funds for promoting, sponsoring, and developing the performing arts, including support of the Performing Arts Center Authority, or for other charitable, religious, scientific, or educational purposes. The Foundation follows the Financial Accounting Standards Board (FASB) statements for not-for-profit organizations. As such, certain revenue recognition criteria and presentation features are different from GASB recognition criteria and presentation features. Audited financial statements for the Foundation can be obtained by contacting the Foundation's administrative offices.

Analysis of Financial Position and Operations:

Analysis of the Component Unit's Financial Condition:

Total assets were \$24,656,140 in fiscal year 2023, an increase of \$2,388,515 from \$22,267,625 in fiscal year 2022. This reflects an increase of \$1,980,936 in current assets and an increase of \$407,579 in non-current assets. The increase in current assets is primarily due to an increase in investments by \$2,035,066, increases in cash and cash equivalents and restricted cash and cash equivalents of \$23,523 and \$67,012 respectively. In addition, restricted receivables decreased by \$14,275 and pledges receivables decreased by \$130,390. The increase in non-current assets is due to the increase in pledges receivables from the Parker Playhouse Encore capital campaign.

Total liabilities in fiscal year 2023 were \$5,011,260, a decrease of \$1,399,915 from \$6,411,175 in fiscal year 2022. This decrease is mainly due to Parker capital campaign agency payable to the Authority during fiscal year 2023.

Total net position in fiscal year 2023 is \$19,644,880, an increase of \$3,788,430 from \$15,856,450 in fiscal year 2022. This increase is the result of a increase in assets of \$2,388,515 and a decrease in liabilities of \$1,399,915.

Analysis of Component Unit's Operational Activity – General Assessment:

The Foundation continues its annual fundraising campaigns including membership, sponsorship, grant and special event programs and continuing its sponsorship of certain presentations/events that are managed by the Authority and presented at the Authority's venues or venues managed by the Authority (reference Page 3, Primary Government's Current Year's Highlights).

Analysis of Component Unit's Operational Activity – Specific Assessments:

Operating Support and Revenues:

Total operating support and revenues of \$8,181,910 in fiscal year 2023 increased by \$2,389,892 from \$5,792,018 in fiscal year 2022. The increase is primarily due to the increases in other revenues, contributions and in-kind/donated services of \$180,377, \$1,872,944 and \$336,571, respectively.

Operating Expenses:

Total operating expenses of \$6,091,581 in fiscal year 2023 increased by \$793,147 from \$5,298,434 in fiscal year 2022. This increase is primarily due to an increase in show programming expenses by \$401,645, in-kind/donated services expenses by \$336,571 and general & administrative expenses by \$54,931.

PERFORMING ARTS CENTER AUTHORITY
Management's Discussion and Analysis
For the Fiscal Year Ended September 30, 2023

COMPONENT UNIT-Financial Analysis

Analysis of Component Unit's Operational Activity – Specific Assessments (Continued)

Operating Surplus/Deficit after Investment Income:

The operating income before non-operating investment income of \$2,090,329 in fiscal year 2023 represents a change of \$1,596,745 from an operating income of \$493,584 in fiscal year 2022. The non-operating investment income is \$1,698,101 in fiscal year 2023 representing a change of \$4,413,984 from an investment loss of \$2,715,883 in fiscal year 2022. As a result, the operating surplus after investment income is \$3,788,430 in fiscal year 2023, increased by \$6,010,729 from an operating deficit of \$2,222,299 in fiscal year 2022.

Capital Assets, Net:

Capital assets, net of accumulated depreciation, were \$74,012,631 in fiscal year 2023, a decrease of \$3,820,414 from fiscal year 2022. The decrease in capital assets is related to the full year depreciation of the Parker Playhouse expansion and renovations from the prior year. For additional information please see note 7 to the notes of the financial statements.

The Foundation has no Capital Assets.

Long-Term Liabilities:

Long-term liabilities for fiscal year 2023 are comprised of \$1,400,000 from a Capital Improvement Revenue Note, Series 2013A that was secured in fiscal year 2013 from SunTrust Bank, and \$7,733,449 from a Capital Improvement Revenue Note, Series 2019 that was secured in fiscal year 2020. The Authority also executed in 2014 a Capital Improvement Revenue Note, Series B, of which the Authority paid off the remaining principal balance. The long-term liabilities of the Capital Improvement Revenue Note, Series 2013A, Series 2013B and the Capital Improvement Revenue Note, Series 2019 were reduced by \$300,000, \$1,630,000 and \$1,723,000 respectively in fiscal year 2023. For additional information please see note 10 to the notes of the financial statements.

The Foundation's Long-Term Liabilities of \$3,393,115 is comprised of the agency payable due to the Authority as a result of the Encore! capital campaign.

Requests for Information:

The Authority's financial statements are designed to present users with a general overview of the Authority's finances and to demonstrate the Authority's accountability. If you have questions about the report or need additional financial information, please contact the Finance Department, at 201 SW 5th Avenue, Ft. Lauderdale, FL 33312

The Foundation's financial statements are designed to present users with a general overview of the Foundation's finances and to demonstrate the Foundation's accountability. If you have questions about the report or need additional financial information, please contact the Broward Performing Arts Foundation, Inc. at 201 SW 5th Avenue, Ft. Lauderdale, FL 33312.

BASIC FINANCIAL STATEMENTS

PERFORMING ARTS CENTER AUTHORITY
Statements of Net Position
September 30, 2023

	Primary Government	Component Unit
ASSETS		
Current Assets:		
Cash and cash equivalents	\$ 3,221,276	\$ 1,771,305
Investments	20,125,252	14,169,343
Receivables, net	1,602,525	-
Restricted receivables, net	-	332,392
Pledges receivables, net	-	1,793,310
Due from other governments	865,168	-
Prepaid assets and deposits	610,353	-
Inventories	152,964	-
Restricted cash and cash equivalents	1,200,889	264,237
Total Current Assets	27,778,427	18,330,587
Non-Current Assets:		
Capital assets, net of accumulated depreciation	74,012,631	-
Investment in parking garage, net	464,049	-
Pledges receivables, net	-	6,325,553
Total Non-Current Assets	74,476,680	6,325,553
Total Assets	\$ 102,255,107	\$ 24,656,140
 LIABILITIES		
Current Liabilities:		
Accounts payable and accrued expenses	\$ 2,816,114	\$ 326,371
Unearned revenue	5,453,433	413,950
Due to promoters	1,329,666	-
Agency payable	-	877,824
Short-term note payable	2,094,000	-
Total Current Liabilities	11,693,213	1,618,145
Non-Current Liabilities:		
Agency payable	-	3,393,115
Note payable - capital loan	7,039,449	-
Total Non-Current Liabilities	7,039,449	3,393,115
Total Liabilities	18,732,662	5,011,260
 NET POSITION		
Net investment in capital assets	64,879,182	-
Restricted for construction	1,200,889	-
Restricted - non-expendable	-	17,232,607
Unrestricted	17,442,374	2,412,273
Total Net Position	\$ 83,522,445	\$ 19,644,880

The accompanying notes are an integral part of the basic financial statements.

PERFORMING ARTS CENTER AUTHORITY
Statements of Revenues, Expenses and Changes in Net Position
For the Fiscal Year Ended September 30, 2023

	<u>Primary Government</u>	<u>Component Unit</u>
REVENUES		
Operating Revenues:		
Programming revenues	\$ 39,680,810	\$ -
Services revenues	14,187,846	-
Other revenues	3,318,457	1,664,388
Governmental	1,512,440	-
Contributions	4,285,632	4,348,255
In-kind/donated services	1,184,021	2,169,267
Total Operating Revenues	<u>64,169,206</u>	<u>8,181,910</u>
EXPENSES		
Operating Expenses:		
Salaries & benefits expenses	13,138,114	-
Programming expenses	32,498,419	3,647,215
Food & beverage	3,022,492	-
General & administrative	10,523,118	275,099
In-kind/donated services	1,184,021	2,169,267
Total Operating Expenses	<u>60,366,164</u>	<u>6,091,581</u>
Operating Income/(Loss) before Depreciation and Non-Operating Revenues/(Expenses)	<u>3,803,042</u>	<u>2,090,329</u>
Depreciation Expense	<u>5,145,476</u>	<u>-</u>
Operating Income/(Loss) Before Non-Operating Revenues/(Expenses)	<u>(1,342,434)</u>	<u>2,090,329</u>
Non-Operating Revenues/(Expenses)		
Capital contribution	3,174,004	-
Non capitalizable project expenses	(78,235)	-
Capital project interest expenses	(325,282)	-
Capital project interest income	131	-
Investment gain	1,036,102	1,698,101
Gain from insurance claims	-	-
Total Non-Operating Revenues/(Expenses)	<u>3,806,720</u>	<u>1,698,101</u>
CHANGE IN NET POSITION	2,464,286	3,788,430
Beginning Net Position	<u>81,058,159</u>	<u>15,856,450</u>
Ending Net Position	<u>\$ 83,522,445</u>	<u>\$ 19,644,880</u>

The accompanying notes are an integral part of the basic financial statements.

Performing Arts Center Authority
Statements of Cash Flows
For the Fiscal Year Ended September 30, 2023

	<u>Primary Government</u>	<u>Component Unit</u>
CASH FLOWS FROM OPERATING ACTIVITIES:		
Cash received from customers	\$ 53,756,190	\$ 815,913
Cash received from parking garage	1,353,970	-
Cash received from governmental contributions	1,377,426	-
Cash received from community contributions	4,275,632	4,341,255
Cash payments to vendors for goods and services	(46,223,997)	-
Cash payments to employees for services	(13,087,902)	(4,306,427)
Net Cash Provided by (Used in) Operating Activities	1,451,319	850,741
CASH FLOWS FROM CAPITAL AND RELATED FINANCING ACTIVITIES:		
Capital contribution	3,174,004	-
Principal paid on capital debt	(3,653,000)	-
Interest paid	(325,282)	-
Capital asset insurance proceeds	-	-
Capital expenses	(1,342,576)	-
Net Cash Provided by (used in) Capital and Related Financing Activities	(2,146,854)	-
CASH FLOWS FROM INVESTING ACTIVITIES:		
Purchase of investments	(2,336,102)	(2,035,066)
Sales of investments	-	-
Investment income	1,036,102	1,274,860
Net Cash Provided by (used in) Investing Activities	(1,300,000)	(760,206)
Net Increase (Decrease) in Cash and Cash Equivalents	(1,995,535)	90,535
Cash and Cash Equivalents, Beginning of Year	6,417,700	1,945,007
Cash and Cash Equivalents, End of Year	4,422,165	\$ 2,035,542
Reconciliation of Cash and Cash Equivalents		
Restricted cash and cash equivalents	1,200,889	264,237
Unrestricted cash and cash equivalents	3,221,276	1,771,305
Total Cash and Cash Equivalents	\$ 4,422,165	\$ 2,035,542
Reconciliation of Operating Income/(Loss) to		
Net Cash Provided by (Used in) Operating Activities:		
Operating Income/(Loss)	\$ (1,342,434)	\$ 2,513,570
Adjustments to reconcile operating income/(loss) to net cash provided by (used in) operating activities:		
Depreciation	5,145,476	-
Changes in assets and liabilities:		
Receivables, net	(756,982)	(262,914)
Inventories	14,198	-
Prepays and deposits	55,948	-
Accounts payable and accrued liabilities	(171,536)	(14,202)
Due to promoters	50,124	(1,342,707)
Unearned revenue	(1,543,476)	(43,006)
Net Cash (Used in) Operating Activities	\$ 1,451,319	\$ 850,741

The accompanying notes are an integral part of the basic financial statements.

NOTES TO BASIC FINANCIAL STATEMENTS

PERFORMING ARTS CENTER AUTHORITY
NOTES TO BASIC FINANCIAL STATEMENTS
SEPTEMBER 30, 2023

(1) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

REPORTING ENTITY

The Performing Arts Center Authority (the "Authority") is an independent special district governmental unit established in 1984 by a special act of the Florida Legislature (Chapter 84-396, as amended and codified in Chapter 2005-335) to promote, construct and operate facilities for holding cultural, tourism, or promotional events, civic, recreational, or similar events or activities. The Authority's board consists of thirteen members. The Board of County Commissioners of Broward County appoints five members, two members are appointed by the City Commission of Fort Lauderdale, the Board of Directors of the Downtown Development Authority of the City of Fort Lauderdale and the School Board of Broward County each appoint one member, and four members are appointed by the Broward Performing Arts Foundation. The Authority's activities are primarily conducted through the Broward Center for the Performing Arts.

The Broward Center for the Performing Arts (the "Center") is located in Fort Lauderdale on the New River, anchoring the west-end of the Fort Lauderdale Arts and Entertainment District. The Center, which opened in February 1991, includes a 2,658 seat main theater, a 584 seat small theater, 200 seat multi-purpose facility, a 200 seat banquet facility, an arts education center with a 150 seat theater and a 65 seat bistro. Because the Center is designed to host a diversity of entertainment and special events, the Center is an important cultural resource for the community.

Financial Reporting Entity

The financial statements were prepared in accordance with Governmental Accounting Standards Board (GASB) pronouncements, which establish standards for defining and reporting on the financial reporting entity. The financial reporting entity consists of the primary government, organizations for which the primary government is financially accountable and other organizations for which the nature and significance of their relationship with the primary government are such that exclusion would cause the reporting entity's financial statements to be misleading or incomplete. Under the provisions of this Statement, the Authority is considered to be a primary government, since it is a special purpose government that has a separate governing body, is legally separate and is fiscally independent of other state or local governments. The Authority is financially accountable for a discretely presented component Unit if it appoints a voting majority of the organization's governing board and it is able to impose its will on that organization or there is a potential for the organization to provide specific financial benefits to, or impose specific financial burdens on, the Authority. Blended presented component Units, although legally separate, are, in substance, part of the Authority's operations. Each discretely presented component unit is reported in a separate column in the Authority's financial statements to emphasize that it is legally separate from the Authority. At September 30, 2023, the Authority had one discretely presented component unit.

The accompanying financial statements present the activities of the Authority (the primary government) and its discretely presented component unit, the Broward Performing Arts Foundation, Inc. (the "Foundation").

Discretely Presented Component Unit

The Foundation is a legally separate, tax-exempt organization. It acts primarily as a fund-raising organization that receives gifts and bequests, administers those resources, and disburses payments to or on behalf of the Authority for support of Authority's programs as well as other charitable, religious, scientific, or educational purposes. Although the Authority does not control the timing or amount of receipts from the Foundation, the Foundation's restricted resources can primarily be used by the Authority and for the benefit of the Authority. Also, five of the thirty-two members of the Foundation's Board of Directors are also members of the Authority's Board of Directors. Consequently, the Foundation is considered a component unit of the Authority and is discretely presented in the Authority's financial statements.

The Foundation follows the Financial Accounting Standards Board (FASB) statements for not-for-profit organizations. As such, certain revenue recognition criteria and presentation features are different from GASB recognition criteria and presentation features. Audited financial statements for the Foundation can be obtained by contacting the Foundation's administrative offices.

GOVERNMENT-WIDE AND FUND FINANCIAL STATEMENTS

The government-wide financial statements report information about the reporting government as a whole excluding fiduciary activities. The statements distinguish between governmental and business-type activities. Governmental activities generally are financed through taxes, intergovernmental revenues, and other non-exchange revenues. Business-type activities significantly rely on fees and charges for support.

PERFORMING ARTS CENTER AUTHORITY

NOTES TO BASIC FINANCIAL STATEMENTS

SEPTEMBER 30, 2023

(1) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

GOVERNMENT-WIDE AND FUND FINANCIAL STATEMENTS (Continued)

Funds are organized into three major categories: governmental, proprietary and fiduciary. Each fund is accounted for by providing a separate set of self-balancing accounts that constitute its assets, liabilities, fund equity, revenues and expenditure/expenses.

For financial reporting purposes, the Authority reports all of its operations as a single business activity in a single enterprise fund. Therefore, the government-wide and the fund financial statements are the same.

Enterprise funds are proprietary funds. Proprietary funds distinguish operating revenues and expenses from non-operating items. Operating revenues and expenses generally result from providing services and producing and delivering goods in connection with a proprietary fund's principal ongoing operations. The principal operating revenues of the Authority's enterprise fund are theater revenues, programming revenues, surcharge revenues, parking garage equity income, in-kind donations, catering revenues, other income, and various other governmental grants. Operating expenses include salaries and benefits, programming expenses, catering expenses, contractual services, depreciation, utilities and other general and administrative expenses. All revenues not meeting this definition are reported as non-operating revenues and expenses.

Grants from other governments other than operating grants are recognized as restricted contributions when the terms and conditions under the grant agreement have been met by the Authority. Grants from other governments, which are designated for operating purposes, are recognized as revenue in the period in which they are earned. Contributions from private donors are recognized as receivables and revenues when all eligibility requirements are met, including time restrictions, provided that the promise to give is verifiable and the resources are measurable and probable of collection. Endowments to be maintained in perpetuity have a permanent time restriction on the use of principal. Therefore, endowments are recognized as revenue when received.

Revenues from theater rentals and ticket surcharges are recognized when the performances occur. The revenue for cash received from self-presentation ticket sales and sponsorship income for future performances is included in unearned revenue until earned. Accordingly, expenses incurred for the succeeding fiscal period's shows are reported as prepaid until the performance occurs. Programming revenue does not include the related merchandise revenue, catering fees and parking revenue. Sponsorship income is included in other revenue.

When both restricted and unrestricted resources are available for use, it is the Authority's policy to use restricted resources first, then unrestricted resources, as they are needed.

MEASUREMENT FOCUS, BASIS OF ACCOUNTING, AND FINANCIAL STATEMENT PRESENTATION

The proprietary fund utilizes an economic resources measurement focus. The accounting objectives of this measurement focus are the determination of operating income, changes in net position (or cost recovery), financial position, and cash flows. All assets and liabilities (whether current or noncurrent) associated with their activities are reported. Proprietary fund equity is classified as net position. The basis of accounting used is similar to businesses in the private sector; thus, these funds are maintained on the accrual basis of accounting. Revenues are recognized when earned and expenses are recorded in the period incurred.

The financial statements of the Authority have been prepared in accordance with generally accepted accounting principles (GAAP) as applied to governmental units. The Governmental Accounting Standards Board (GASB) is the standard setting body for governmental accounting and financial reporting. The financial statements of the Authority follow the guidance of GASB Statement No. 62, *Codification of Accounting and Financial Reporting Guidance Contained in Pre-November 30, 1989 FASB and AICPA Pronouncements*. The Authority also has the option of following subsequent FASB pronouncements subject to this same limitation. The Authority has elected not to follow subsequent FASB guidance.

PERFORMING ARTS CENTER AUTHORITY

NOTES TO BASIC FINANCIAL STATEMENTS

SEPTEMBER 30, 2023

(1) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

ASSETS, DEFERRED OUTFLOWS OF RESOURCES, LIABILITIES, DEFERRED INFLOWS OF RESOURCES, AND NET POSITION

I. Deposits and investments

Cash and cash equivalents are considered to be cash on hand, demand deposits, money market funds, and short-term investments with original maturities of three months or less from the date of acquisition.

Investments for the Authority as well as its component unit are reported at fair value. The Authority's investment in the State Board of Administration Investment Pool is in the Local Government Surplus Funds Trust Fund Investment Pool ("Florida PRIME"). Florida PRIME is considered a SEC 2A-7-like fund, thus reported at its fair value of its position in the pool, which is the same as its value of the pool shares.

In accordance with GASB Statement No. 79, *Certain External Investment Pools and Pool Participants*, the Authority investment in the Florida PRIME meets the definition of a qualifying investment pool that measures for financial reporting purposes all of its investments at amortized cost and should disclose the presence of any limitations or restrictions on withdrawals. As of September 30, 2023, there were no redemption fees or maximum transaction amounts, or any other requirements that serve to limit a participant's daily access to 100 percent of their account value.

II. Receivables

All trade and governmental receivables are shown net of an allowance for uncollectible accounts. Uncollectible accounts receivable allowances are based on historical trends.

III. Inventory and prepaid items

Cost is determined using the specific identification method.

Certain payments to vendors reflect costs applicable to future accounting periods and are recorded as prepaid items.

IV. Capital assets

Capital assets, which include land, buildings, improvements, and equipment, are reported in the fund financial statements. Capital assets are defined by the Authority as assets with an initial, individual cost of more than \$10,000 and an estimated useful life in excess of one year. Such assets are recorded at historical costs or estimated historical cost if purchased or constructed. Donated capital assets are recorded at estimated fair market value at the date of donation.

The costs of normal repairs and maintenance that do not add to the value of the asset or materially extend assets lives are not capitalized.

Major outlays for capital assets and improvements are capitalized as projects are constructed. Interest during the construction phase of capital assets is included as part of the capitalized value of the assets constructed.

Depreciable capital assets are depreciated on the straight-line method over their estimated useful lives as follows:

	<u>Years</u>
Furniture and Equipment	3-15
Building improvements	15-20
Buildings	40

Upon disposition of a depreciable asset, the related costs and accumulated depreciation are removed from the accounts and gains and losses on dispositions are reflected in operations.

PERFORMING ARTS CENTER AUTHORITY
NOTES TO BASIC FINANCIAL STATEMENTS
SEPTEMBER 30, 2023

(1) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

ASSETS, DEFERRED OUTFLOWS OF RESOURCES, LIABILITIES, DEFERRED INFLOWS OF RESOURCES, AND NET POSITION (Continued)

V. Income Taxes

The Authority is a tax-exempt independent special district governmental unit.

The Foundation is a tax-exempt corporation under Section 501(c)(3) of the Internal Revenue Code and is only subject to taxation on unrelated business income. The Foundation had no unrelated business income, therefore, no provision for income taxes has been made in the accompanying financial statements. The Foundation has not incurred any interest or penalties on its income tax returns.

The Foundation adopted the recognition requirements for uncertain income tax positions as required by generally accepted accounting principles, with no cumulative effect adjustment required. Income tax benefits are recognized for income tax positions taken or expected to be taken in a tax return, only when it is determined that the income tax position will more-likely-than-not be sustained upon examination by taxing authorities. The Foundation has analyzed tax positions taken for filing with the Internal Revenue Service and all state jurisdictions where it operates. The Foundation believes that income tax filing positions will be sustained upon examination and does not anticipate any adjustments that would result in a material adverse effect on the Foundation's financial condition, results of operations and cash flows. Accordingly, the Foundation has not recorded any reserves, or related accruals for interest and penalties for uncertain income tax positions at September 30, 2023.

The Foundation is subject to routine audits by taxing jurisdictions; however, there are currently no audits for any tax periods in progress. The Foundation believes it is no longer subject to income tax examinations for years prior to 2015.

The Foundation's policy is to classify income tax related interest and penalties in interest expense and other expenses respectively.

VI. Third Party Advanced Ticket Sales

Due to promoters represents the Authority's liability to promoters for their advance ticket sales for future performances.

VII. Unearned Revenue

Cash receipts and deposits, excluding advanced ticket sales, collected prior to the completion or recognition of a sale.

VIII. Net Position

Net position as of September 30, 2023, is classified into three components:

Net investment in capital assets, net of accumulated depreciation and reduced by any outstanding balances of bonds, mortgages, notes or other borrowings that are attributable to the acquisition, construction, and improvements of those assets.

Restricted net position: This category consists of net position restricted in their use by (1) external groups such as grantors, creditors or laws and regulations of other governments; or (2) law, through constitutional provisions or enabling legislation.

Unrestricted net position: This category includes all of the remaining net position that do not meet the definition of the other two categories

IX. Net Position Flow Assumption

Sometimes the Authority will fund outlays for a particular purpose from both restricted and unrestricted resources. In order to calculate the amounts to report as restricted – net position and unrestricted, a flow assumption must be made about the order in which the resources are considered to be applied. It is the Authority's policy to consider restricted – net position to have been depleted before unrestricted – net position is applied.

X. Budgets

Budgets are prepared on an annual basis for each program/activity and are used as a management tool throughout the accounting cycle. Budgets are not, however, legally adopted nor legally required for financial statement presentation.

PERFORMING ARTS CENTER AUTHORITY
NOTES TO BASIC FINANCIAL STATEMENTS
SEPTEMBER 30, 2023

(1) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

ASSETS, DEFERRED OUTFLOWS OF RESOURCES, LIABILITIES, DEFERRED INFLOWS OF RESOURCES, AND NET POSITION (Continued)

XI. Use of estimates

The preparation of financial statements and related disclosures are prepared in conformity with accounting principles generally accepted in the United States of America. Management is required to make estimates and assumptions that affect the reported amounts of assets and liabilities, the disclosure of contingent assets and liabilities at the date of the financial statements and revenue and expenses during the period reported. These estimates include assessing the collectability of receivables, the use and recoverability of inventory, and the useful lives and impairment of tangible assets. Estimates and assumptions are reviewed periodically and the effects of revisions are reflected in the financial statement in the period they are determined to be necessary. Although these estimates are based on management's knowledge of current events and actions it may undertake in the future, they may ultimately differ from actual results.

(2) DEPOSITS AND INVESTMENTS

(a) Deposits – Primary Government

At September 30, 2023, the carrying amount of the Authority's cash was \$4,422,165 of which \$3,221,276 was unrestricted operating cash, none of it interest bearing and \$1,200,889 was restricted cash to be used for the Encore capital campaign debt service and for the Parker Playhouse capital campaign debt service.

The Authority's exposure to credit risk is as follows:

Custodial credit risk. In the case of deposits, this is the risk that in the event of a bank failure, the Authority's deposits may not be returned to it. The Authority does not have a policy for custodial credit risk. The book value of the Authority's deposits on the balance sheet date was \$4,422,165. The bank balance of the Authority's deposits as of September 30, 2023 was \$4,343,719 which includes \$24,387 of petty and operating cash. \$1,200,889 of the bank balance was restricted for the Encore capital campaign and the Parker Playhouse capital campaign.

In addition to insurance provided by the Federal Depository Insurance Corporation, all deposits are held in banking institutions approved by the State Treasurer of the State of Florida to hold public funds. Under Florida Statutes Chapter 280, Florida Security for Public Deposits Act, the State Treasurer requires all Florida qualified public depositories to deposit with the Treasurer or banking institution eligible collateral. In the event of a failure of a qualified public depository, the remaining public depositories would be responsible for covering any resulting losses. Accordingly, all amounts reported as deposits are insured or collateralized with securities held by the entity or its agent in the entity's name. The full \$4,422,165 reported in the statement of net position was collateralized by the financial institutions.

(b) Investments – Primary Government

The Authority adopted a written investment policy consistent with the requirements set forth in State Statute 218-415. Allowable investments include direct obligations of the U.S. Treasury, the Local Government Surplus Funds Trust Fund, Securities and Exchange Commission registered money market funds with the highest credit quality ratings, Interest bearing time deposits or savings accounts in qualified public depositories.

As of September 30, 2023, the Authority had the following investments:

<u>Investment Type</u>	<u>Fair Value</u>	<u>Weighted Average Maturity (Days)</u>	<u>Weighted Average Life (Days)</u>
Florida PRIME	\$ 20,125,252	35	75
Portfolio weighted average maturity	<u>\$ 20,125,252</u>		

PERFORMING ARTS CENTER AUTHORITY

NOTES TO BASIC FINANCIAL STATEMENTS

SEPTEMBER 30, 2023

(2) DEPOSITS AND INVESTMENTS (Continued)

Interest Rate Risk – The risk that changes in interest rates will adversely affect the fair value of an investment.

Credit Risk – The risk that an issuer or other counterparty to an investment will not fulfill its obligations.

The LGIP is rated by Standard and Poors and has a rating at September 30, 2023 of AAAM.

Concentration of Credit Risk – There are no limits on the amount that may be invested in money market funds or with the SBA.

Custodial credit risk – For an investment, this is the risk that, in the event of the failure of the counterparty, the Authority will not be able to recover the value of its investment. The Authority's investments in money market funds and the State Board of Administration (SBA) Florida PRIME (which has the characteristics of a Money Market Fund) are not required to be categorized as these investments are not evidenced by securities that exist in physical or book entry form. Additionally, these investments are not entirely collateralized nor insured by the State of Florida.

The Authority does not participate in any securities lending transactions nor has it used, held or written derivative financial instruments.

(c) Investments – Component Unit

Fair Value Measurements – The Accounting Standards establish a framework for measuring fair value and provide a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. The hierarchy gives the highest priority to unadjusted quoted prices in active markets for identical assets or liabilities (level 1 measurement) and the lowest priority to unobservable inputs (level 3 measurements). The three levels of the fair value hierarchy under ASC 820 are described below:

Level 1 Inputs to the valuation methodology are unadjusted quoted prices for identical assets or liabilities in active markets that the Foundation has the ability to access.

Level 2 Inputs to the valuation methodology include:

- Quoted prices for similar assets or liabilities in active markets;
- Quoted prices for identical or similar assets or liabilities in inactive markets;
- Inputs other than quoted prices that are observable for the asset or liability
- Inputs that are derived principally from or corroborated by observable market data by correlation or other means.

If the asset or liability has a specified (contractual) term, the Level 2 input must be observable for substantially the full term of the asset or liability.

Level 3 Inputs to the valuation methodology are unobservable and significant to the fair value measurement.

The asset's or liability's fair value measurement level within the fair value hierarchy is based on the lowest level of any input that is significant to the fair value measurement. Valuation techniques used need to maximize the use of observable inputs and minimize the use of unobservable inputs.

Following is a description of the valuation methodologies used for assets and liabilities measured at fair value on a recurring basis:

Equity and Fixed Income Securities: Valued at the closing price reported on an active market which the individual securities are traded.

Mutual Funds: Valued at the net asset value of shares held by the Foundation at year end as reported on the active market on which the mutual funds are traded.

Pledges Receivable: Valued at the estimated present value of expected future cash inflows using a 5% discount rate.

Contribution Receivable from the Remainder Trust: Valued at the present value of the future cash flows based on the life expectancy table for a unitrust dual life remainder.

PERFORMING ARTS CENTER AUTHORITY
 NOTES TO BASIC FINANCIAL STATEMENTS
 SEPTEMBER 30, 2023

(2) DEPOSITS AND INVESTMENTS (Continued)

The methods described above may produce a fair value calculation that may not be indicative of net realizable value or reflective of future fair values. Furthermore, while the Foundation believes its valuation methods are appropriate and consistent with other market participants, the use of different methodologies or assumptions to determine the fair value of certain financial instruments could result in a different fair value measurement at the reporting date.

The following table sets forth by level, within the fair value hierarchy, the Foundation's assets at fair value as of September 30, 2023:

	Total	Level 1	Level 2	Level 3
Assets:				
Investments				
Equities Securities	\$ 3,022,607	\$ 3,022,607	\$ -	\$ -
Fixed Income Securities	1,454,020	1,454,020	-	-
Mutual Funds – Equities	6,509,280	6,509,280	-	-
Mutual Funds - Fixed Income	3,183,436	3,183,436	-	-
Total Investments	14,169,343	14,169,343	-	-
Pledges Receivables	8,118,863	-	-	8,118,863
Contribution Receivable from				
Remainder Trust	332,392	-	-	332,392
Total Assets at Fair Value	\$ 22,620,598	\$ 14,169,343	\$ -	\$ 8,451,255

Level 3 Gains and Losses

The table below sets forth a summary of changes in the fair value of the Foundation's Level 3 assets for the year ended September 30, 2023:

	Pledges Receivable	Contribution Receivable from Remainder Trust
Balance, beginning of year	\$ 7,841,674	\$ 346,667
New pledges	3,434,500	-
Receipts	(3,241,247)	-
Write-offs	(9,545)	-
Change in present value discount	93,481	(14,275)
Balance, end of year	\$ 8,118,863	\$ 332,392

Concentrations of Credit and Investment Risks - Financial instruments that potentially subject the Foundation to significant concentrations of credit risk consist principally of cash equivalents, investments, pledges receivable. At September 30, 2023, the Foundation had \$14,169,343 invested with a major financial institution acting as the investment manager. Mutual funds, equities, and fixed income securities comprised 90% of these investments with the remaining 10% invested in money market funds. Due to the diversity and composition of its investments, management feels it is not exposed to any significant credit risk on these accounts.

PERFORMING ARTS CENTER AUTHORITY

NOTES TO BASIC FINANCIAL STATEMENTS

SEPTEMBER 30, 2023

(3) ENDOWMENT - Component Unit

The Foundation's endowment consists of several endowment funds established for a variety of purposes including both donor-restricted endowment funds and funds designated by the Board of Directors to function as endowments.

Net assets associated with endowments, including funds designated by the Board of Trustees to function as endowments, are classified and reported based on the existence or absence of donor-imposed restrictions. Endowment funds without donor restriction represent the Board-designated endowment.

Interpretation of Relevant Law

The Board of Directors of the Foundation has interpreted the Florida Uniform Prudent Management of Institutional Funds Act (FUPMIFA) as requiring the preservation of the fair value of the original gift as of the gift date of the donor-restricted endowment funds absent explicit donor stipulations to the contrary. As a result of this interpretation, the Foundation classifies as net assets with donor restrictions (a) the original value of the gifts donated to the permanent endowment, (b) the original value of subsequent gifts to the permanent endowment, and (c) accumulations to the permanent endowment made in accordance with the direction of the applicable donor gift instrument at the time the accumulation is added to the fund.

The remaining portion of the donor-restricted endowment fund that is not classified in net assets restricted in perpetuity is classified as net assets restricted by purpose of time until those amounts are appropriated for expenditure by the Foundation in a manner consistent with the standard of prudence prescribed by FUPMIFA. In accordance with FUPMIFA, the Foundation considers the following factors in making a determination to appropriate or accumulate donor-restricted endowment funds: (1) the duration and preservation of the various funds, (2) the purposes of the donor-restricted endowment funds, (3) general economic conditions, (4) the possible effect of inflation and deflation, (5) the expected total return from income and the appreciation of investments, (6) other resources of the Foundation and (7) the Foundation's investment policies.

Funds with Deficiencies

From time to time the fair value of assets associated with the individual donor restricted endowment funds may fall below level that the donor under FUPMIFA requires the Foundation to retain as a fund of perpetual duration. These deficiencies can result from unfavorable market fluctuations that occur shortly after the investment of new permanently restricted contributions and continued appropriation for certain programs deemed prudent by the Board of Directors. There were no funds with deficiencies at September 30, 2023 and 2022.

Endowment Investment and Spending Policies

The Foundation has adopted investment and spending policies, approved by its Board of Directors, for endowment assets that attempt to provide a predictable stream of funding to programs supported by its endowment while seeking to maintain the purchasing power of these endowment assets over the long-term. The Foundation's spending and investment policies work together to achieve this objective. The investment policy establishes an achievable return objective through diversification of asset classes. The current long-term return ideal objective is to exceed market performance as defined by a market index composed of the Standard & Poor's 500, Barclays Capital Aggregate Bond Index and Treasury Bills weighted by the portfolio asset-mix. The target objective is inflation as measured by the Consumer Price Index. Actual returns in any given year may vary from these amounts. To satisfy this long-term rate-of-return objectives, the Foundation relies on a total return strategy in which investment returns are achieved through both capital appreciation (realized and unrealized) and current yield (interest and dividends). The Foundation targets a diversified asset allocation that places an emphasis on debt and equity-based investments to achieve its long-term return objectives within prudent risk parameters.

The spending policy calculates the amount of money annually distributed from the Foundation's various endowed funds, for programs and administration. The current spending policy allows for a distribution of 4% of the moving average market value of the endowment portfolio computed using the previous 12 quarters. Distributions cannot exceed the earnings of the endowment without Board approval. Income earned in excess of the spending rate may be reinvested in endowment principal. This is consistent with the Foundation's objective to maintain the purchasing power of endowment assets as well as to provide additional real growth through investment return.

Endowment net asset composition by type of fund as of September 30, 2023 is as follows:

PERFORMING ARTS CENTER AUTHORITY

NOTES TO BASIC FINANCIAL STATEMENTS

SEPTEMBER 30, 2023

(3) ENDOWMENT - Component Unit (Continued)

	<u>Net Assets Without Donor Restrictions</u>	<u>Net Assets With Donor Restrictions</u>	<u>Total Net Endowment Assets</u>
Board Designated Endowment Funds	\$ 1,940,071	\$ -	\$ 1,940,071
Donor-Restricted Endowment Funds	-	11,716,212	11,716,212
Total Funds	\$ 1,940,071	\$ 11,716,212	\$ 13,656,283

(4) RECEIVABLES

Receivables at year-end for the Authority, including the applicable allowance for uncollectible accounts, were as follows:

	<u>Totals</u>
Accounts – Foundation	\$ 330,197
Accounts – Other	1,280,291
Other governments	865,168
Less: Allowance for Uncollectible	<u>(7,963)</u>
Net total receivables	<u>\$2,467,693</u>

(5) PLEDGES RECEIVABLE- Component Unit

At September 30, 2023, pledges receivable consisted of:

Pledges	\$ 9,953,845
Less: Allowance for Doubtful Accounts	(142,000)
Less: Discounts to Net Present Value	<u>(1,692,982)</u>
Total, Net of Discount	<u>\$ 8,118,863</u>

Pledges receivable at September 30, 2023, were scheduled to be collected as follows:

Year Ending September 30:

2024	\$ 1,819,263
2025	1,956,582
2026	1,667,250
2027	1,717,750
2028	747,250
Thereafter	<u>2,045,750</u>
	<u>\$ 9,953,845</u>

Multi-year pledges due after September 30, 2023 have been discounted to their net present value using a discount rate of 5%.

(6) INVESTMENT IN PARKING GARAGE

The Authority has an agreement with the City of Fort Lauderdale (the "City") and the Downtown Development Authority (the "DDA") for the operation of a 950-space parking garage adjacent to the Center in the Art and Science District of the City. The Authority contributed approximately 44% of the cost of constructing the parking garage and has recorded their equity interest in the garage using the equity method of accounting. The Authority's equity position is 43% or \$465,244.

PERFORMING ARTS CENTER AUTHORITY

NOTES TO BASIC FINANCIAL STATEMENTS

SEPTEMBER 30, 2023

(6) INVESTMENT IN PARKING GARAGE (Continued)

The Authority accounts for their investment in the parking garage as a joint venture. The City acts as an operating agent and has exclusive responsibility for operation and maintenance of the parking garage. The agreement calls for the City to accumulate revenues and expenses monthly and bill each participant its portion of expenses not offset by revenues. Accordingly, the City collects all revenues, pays all operating expenses associated with the garage, and determines the allocation of each to the participants on a monthly basis. Revenue collected and variable expenses incurred during daytime and weekday hours are allocated to the City and the DDA at the rates of 16% and 84%, respectively. Revenues collected and variable expenses incurred during all other hours of operation are allocated to the City and the Authority at the rates of 16% and 84%, respectively. The Authority's share of the joint venture's revenues net of expenses was \$1,260,050 in fiscal year 2023.

In addition, as discussed in Note 17, the City entered into an inter-local agreement that provides cash contributions to the Authority of up to \$300,000 of the City's share of net parking revenue. The Authority and the DDA are each responsible for 42% of fixed operating costs with the remaining 16% paid by the City. The Authority's equity interest in the joint venture was \$465,244.

(7) CAPITAL ASSETS

Capital Assets as of September 30, 2023 consist of the following:

	<u>Balance</u> <u>October 1,</u> <u>2022</u>	<u>Additions</u>	<u>Retirements</u>	<u>Transfers</u>	<u>Other (Reclasses)</u>	<u>Balance</u> <u>September 30,</u> <u>2023</u>
Capital assets not being depreciated:						
Land	\$ 9,605,671	\$ -	\$ -	\$ 61,300	\$ -	\$ 9,666,971
Construction in progress	<u>939,137</u>	<u>1,854,376</u>	<u>-</u>	<u>(496,078)</u>	<u>(589,904)</u>	\$ 1,707,531
Total capital assets not being depreciated	<u>10,544,808</u>	<u>1,854,376</u>	<u>-</u>	<u>(434,778)</u>	<u>(589,904)</u>	<u>11,374,502</u>
Capital assets being depreciated:						
Building and building improvements	118,362,384	-	-	39,084	-	118,401,468
Equipment	<u>16,214,329</u>	<u>-</u>	<u>-</u>	<u>395,694</u>	<u>-</u>	<u>16,610,023</u>
Total capital assets being depreciated	<u>134,576,713</u>	<u>-</u>	<u>-</u>	<u>434,778</u>	<u>-</u>	<u>135,011,491</u>
Less accumulated depreciation	<u>(67,288,476)</u>	<u>(5,084,885)</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>(72,373,361)</u>
Total capital assets being depreciated, net	<u>67,288,237</u>	<u>(5,084,885)</u>	<u>-</u>	<u>434,778</u>	<u>-</u>	<u>62,638,130</u>
Capital assets, net	<u>\$ 77,833,045</u>	<u>\$ (3,230,509)</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ (589,904)</u>	<u>74,012,631</u>

(8) RESTRICTED NET ASSETS (Expendable) – Component Unit

At September 30, 2023, restricted net assets were available for the following purposes:

Rumbaugh Gardens	\$ 206,738
Leiser Room Renovations	281,270
Education Programs	847,167
Programming	388,015
Other	44,820
For Future Periods	5,030,954
Perpetual in Nature	<u>10,433,643</u>
	<u>\$ 17,232,607</u>

PERFORMING ARTS CENTER AUTHORITY
 NOTES TO BASIC FINANCIAL STATEMENTS
 SEPTEMBER 30, 2023

(9) BEQUESTS- Component Unit

As of September 30, 2023, the Foundation had signed bequests with an estimated current value of \$2,030,000 which are not considered support until such time as the donor's gift is declared valid by the probate court. The composition of bequests at September 30, 2023 was as follows:

Education	\$ 100,000
Unrestricted	1,750,000
Permanently Restricted for Outreach and Children's Programs	180,000
	\$ 2,030,000

(10) LONG-TERM DEBT

Line of Credit

The Authority issued a \$2,500,000 Note purchased by a local bank on November 6, 2008. The purpose of the Note was to fund a Revolving Line of Credit for working capital and emergency needs. The repayment of the Note is open-ended with an initial interest rate of 7.22%. As of September 30, 2023, there was no balance outstanding on the line of credit. The Note was subsequently renewed and amended on December 3, 2020 in a reduced amount of \$1,500,000 with an interest rate of SOFR (Secured Overnight Financing Rate) + 1.90%. At no time shall the interest rate be less than 2.65% or greater than 24.00%.

Construction Loan

On February 28, 2014, the Authority executed a Capital Improvement Revenue Note, Series 2013A for a principal amount of \$9,700,000 with STI Institutional & Government, Inc. for the Encore capital campaign. The Series 2013A Note has an interest rate of 3.59% and the maturity date is January 15, 2027. \$300,000 was paid toward principal in fiscal year 2023. Future principal payments and interest to maturity are summarized below:

	Principal	Interest	Total
2024	300,000	48,000	348,000
2025	300,000	36,000	336,000
2026	300,000	24,000	324,000
2027	500,000	6,000	506,000
Total	\$ 1,400,000	\$ 114,000	\$ 1,514,000

The Authority executed on February 28, 2014 a Capital Improvement Revenue Note, Series 2013B for a maximum principal amount of \$16,300,000 with STI Institutional & Government, Inc. The total principal amount of \$9,060,412 was drawn against this Series 2013B Note and was used for the Encore capital campaign. The Series 2013B Note had a maturity date of November 30, 2025 at a variable interest rate of 6.11% (1-month LIBOR plus 2.16%). On January 23, 2023, the Authority paid off the remaining balance of the Series 2013B Note, including principal and interest.

Capital Improvement Loan

On December 19, 2019, the Authority executed a Capital Improvement Revenue Note, Series 2019 for a maximum principal amount of \$13,000,000 with STI Institutional & Government, Inc. for the Parker Playhouse Renovations and Improvements. The Series 2019 Note has an interest rate of 2.84% and the maturity date is December 19, 2029. In fiscal year 2023, \$1,723,000 was paid in principal.

PERFORMING ARTS CENTER AUTHORITY
 NOTES TO BASIC FINANCIAL STATEMENTS
 SEPTEMBER 30, 2023

(10) LONG-TERM DEBT (Continued)

	Principal	Interest	Total
2024	1,794,000	197,413	1,991,413
2025	1,532,000	149,231	1,681,231
2026	1,490,000	105,678	1,595,678
2027	1,489,000	62,463	1,551,463
2028	1,428,449	30,473	1,458,922
2029	-	2,417	2,417
Total	\$ 7,733,449	\$ 547,675	\$ 8,281,124

Long term debt activity for the fiscal year ended September 30, 2023 was as follows:

	<u>Beginning</u> 10/1/2022	<u>Additions</u>	<u>Reductions</u>	<u>Ending</u> 9/30/2023	<u>One Year</u>
Construction Loan Series 2013A	\$ 1,700,000		\$ 300,000	\$ 1,400,000	\$ 300,000
Capital Improvement Loan Series 2019	9,456,449		1,723,000	7,733,449	1,794,000
Construction Loan Series 2013B	1,630,000		1,630,000	-	
Total	\$ 12,786,449	\$ -	\$ 3,653,000	\$ 9,133,449	\$ 2,094,000

(11) DEFINED CONTRIBUTION PENSION PLAN

The defined contribution plan was created by the Authority, effective October 1, 2001, to provide benefits in lieu of those provided by the Federal Social Security System ("Social Security"). This plan provides benefits to all full-time employees and certain part-time employees hired prior to February 1999. Under a defined contribution plan, the benefits a participant will receive depend solely on the amount contributed to the participant's account and the returns earned on the investments of those contributions.

Mission Square Retirement manages the defined contribution plan. As established by the Authority, the Authority contributes six percent of full-time employees' gross earnings and each employee contributes six percent of earnings. All employees are immediately vested. In accordance with these requirements, the Authority contributed \$580,540 in fiscal year 2023. During the current year, employees contributed \$580,540. As of September 30, 2023, the number of active employee plan participants was 115.

(12) DEFERRED COMPENSATION PLANS

The Authority has established a deferred compensation plan in accordance with Internal Revenue Code Section 457. This plan provides full-time employees the opportunity to defer a portion of their salary until future years.

Under a defined contribution plan, the benefits a participant will receive depend solely on the amount contributed to the participant's account and the returns earned on the investments of those contributions. The deferred compensation is not available to employees until termination, retirement, death or an unforeseeable emergency within the definition allowed by the applicable Internal Revenue Code.

The Authority's plan assets are held in a retirement trust for the exclusive benefit of employees and beneficiaries and invested by Mission Square Retirement, a registered investment advisor, on behalf of the participants except for certain guaranteed investment contracts invested under a non-active deferred compensation plan.

PERFORMING ARTS CENTER AUTHORITY

NOTES TO BASIC FINANCIAL STATEMENTS

SEPTEMBER 30, 2023

(13) RELATED PARTY TRANSACTIONS

During fiscal year 2023 the Authority recognized \$4,251,528 in support and contributions from the Foundation for support of the Authority's programs and operations, and \$1,699,000 in support of capital projects.

During the year the Foundation's operating expenses including, but not limited to personnel, marketing, advertising, printing and supplies in the amount of \$2,169,267 were provided by and paid for the Authority.

(14) COMMITMENTS & CONTINGENCIES

Grants

Amounts received or receivable from grant agencies are subject to audit and adjustment by grantor agencies principally the federal government. Any disallowed claims, including amounts already collected, may constitute a liability of the applicable funds. The amount, if any, of expenditures that may be disallowed by the grantor cannot be determined at this time, although the Authority expects such amounts, if any, to be immaterial.

Litigation

Various suits and claims arising in the ordinary course of operations are pending against the Authority. While the ultimate effect of such litigation cannot be ascertained at this time, in the opinion of legal counsel, the Authority has sufficient insurance coverage to cover any claims and/or liabilities, which may arise from such action. The effect of such losses would not materially affect the financial position of the Authority or the results of its operations.

Construction Commitments

The Authority entered into architectural and engineering agreements during the previous fiscal year for the renovation of the Parker Playhouse. As of September 30, 2023, the total amount of the agreement was \$2,766,335; as of September 30, 2022, \$2,731,316 of the total agreement was earned. During fiscal year 2019, the Authority entered into a managing general contractor agreement for the renovation of Parker Playhouse. The total amount of the agreement, including amendments and change orders, as of September 30, 2023 was \$17,196,428; as of September 30, 2022, \$16,944,182 of the total amount was earned. All unexpended commitments will be financed from operating funds and capital contributions.

Naming Agreement

The Authority entered into a twenty-year naming agreement with a corporation during fiscal year 2011. The naming agreement provides the Authority \$2,500,000 for marketing and publicity benefits to the corporation from the naming opportunity at the Center. The expansion and/or renovation of the Center are material conditions of the naming agreement, as such planned renovations and expansions directly impact the actual and anticipated marketing and publicity benefits to be received by the corporation. Although the contributions from the corporation to the Authority for the naming rights are due and payable to the Authority during the first five years of the twenty year agreement and are to be used for planned renovations and expansions of the Broward Center, the agreement also includes a vesting schedule for the contributions from the corporation in the case of an early termination pursuant to the agreement prior to the completion of the term. The Authority considers the likelihood of an early termination to be negligible.

(15) RISK MANAGEMENT

The Authority maintains various commercial property, casualty and general liability insurance policies to cover its potential property claims and potential liability to employees, patrons and other third parties. No material third-party losses were incurred during the year.

Section 768.28 of the Florida Statutes limits the Authority's risk exposure for general liability. As of September 30, 2023 the deductible for commercial property coverage was \$25,000. Effective January 14, 2024, the Authority renewed its commercial property insurance with a deductible of \$25,000.

Windstorm coverage (wind/hail/flood), when available, is expensive and subject to low limits and high deductibles. Upon the cancellation of the Authority's windstorm coverage by its carrier subsequent to Hurricane Wilma in 2005, the Authority unsuccessfully pursued alternatives including quotes from secondary markets and participation in property/windstorm risk pools of state, county and local governments. Additionally, the Authority engaged a national risk management/insurance consultant to provide a risk-benefit analysis of the limited windstorm insurance options available to the Authority. Annually, the Authority continues to seek cost beneficial windstorm coverage options through its risk brokers and advisors. The Authority's Board of Directors made the decision to continue to not procure windstorm insurance effective with the commercial property policy renewal on January 14, 2024. The Authority continues to pursue cost-beneficial windstorm insurance.

PERFORMING ARTS CENTER AUTHORITY

NOTES TO BASIC FINANCIAL STATEMENTS

SEPTEMBER 30, 2023

(16) DONATED SERVICES

Donated services consist of the estimated value of contributed services. The amount of donated services includes support provided by Authority volunteers related to ushers during performances and other activities. Donated services also include in-kind support provided by Fort Lauderdale City Commission for landscaping services. Management estimates that \$1,184,021 of cumulative donated support was received during the fiscal year ended September 30, 2023.

During the fiscal year, the Authority provided operating support for the benefit of the Foundation. The contributed services and materials included, but were not limited to, personnel, marketing, advertising, printing and supplies, and were valued at \$2,169,267.

(17) TRI-PARTY GRANT AGREEMENT

For fiscal year 2023, Broward County, the City and the Authority entered into an inter-local agreement. Broward County agreed to contribute \$17,785 for an annual audit. The County also provided the Authority with an operating grant of \$950,000 in 2023. The City agreed to make cash contributions from the net amount of the Arts and Science Parking Garage revenues not to exceed \$300,000; \$17,785 for an annual audit; and \$30,000 of in-kind services as its contribution towards landscape maintenance. Contributions under the Tri-Party Grant Agreement have been recorded as operating grant revenues since they are used to cover operating costs of the Authority.

(18) CONCENTRATION

For the fiscal year ended September 30, 2023, 12% of all performances, 34% of all attendance and 35% of total operating revenues came from the PTG-FL/Broadway Across America contract. The financial contribution of this programming makes it possible to provide the needed support for operating costs and support to local presenting organizations.

COMPLIANCE SECTION



CABALLERO FIERMAN
LLERENA + GARCIA LLP
accountants | advisors

**INDEPENDENT AUDITORS' REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE
AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH
GOVERNMENT AUDITING STANDARDS**

To the Board of Directors of the
Performing Arts Center Authority
Fort Lauderdale, Florida

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of the business-type activities of the Performing Arts Center Authority (the "Authority"), as of and for the fiscal year ended September 30, 2023, and the related notes to the financial statements, which collectively comprise the Authority's basic financial statements, and have issued our report thereon dated February 2, 2024. Our report includes a reference to other auditors who audited the financial statements of Broward Performing Arts Foundation, Inc. a discretely presented component unit, as described in our report on the Authority's financial statements. These financial statements of the discretely presented component unit were audited by other auditors and were not audited under *Government Auditing Standards*.

Report on Internal Control over Financial Reporting

In planning and performing our audit of the financial statements, we considered the Authority's internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Authority's internal control. Accordingly, we do not express an opinion on the effectiveness of the Authority's internal control.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements, on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the Authority's financial statements will not be prevented, or detected and corrected, on a timely basis. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or, significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses or significant deficiencies may exist that were not identified.

Report on Compliance and Other Matters

As part of obtaining reasonable assurance about whether the Authority's financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the financial statements. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

Purpose of This Report

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the Authority's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the Authority's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

Caballero Fierman Llerena & Garcia, LLP

Caballero Fierman Llerena & Garcia, LLP
Hollywood, Florida
February 2, 2024



CABALLERO FIERMAN
LLERENA + GARCIA LLP
accountants | advisors

**MANAGEMENT LETTER IN ACCORDANCE WITH THE RULES
OF THE AUDITOR GENERAL OF THE STATE OF FLORIDA**

To the Board of Directors of the
Performing Arts Center Authority
Fort Lauderdale, Florida

Report on the Financial Statements

We have audited the financial statements of the Performing Arts Center Authority (the "Authority") as of and for the fiscal year ended September 30, 2023, and have issued our report thereon dated February 2, 2024. We did not audit the financial statements of the Broward Performing Arts Foundation, Inc., a discretely presented component unit.

Auditors' Responsibility

We conducted our audit in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States and Chapter 10.550, Rules of the Florida Auditor General. The financial statements of the discretely presented component unit were audited by other auditors and were not audited under *Government Auditing Standards*.

Other Reporting Requirements

We have issued our Independent Auditors' Report on Internal Control over Financial Reporting and Compliance and Other Matters Based on an Audit of the Financial Statements Performed in Accordance with *Government Auditing Standards*; and Independent Accountants' Report on an examination conducted in accordance with AICPA *Professional Standards*, AT-C Section 315, regarding compliance requirements in accordance with Chapter 10.550 Rules of the Auditor General. Disclosures in the reports and schedule, which are dated February 2, 2024, should be considered in conjunction with this management letter.

Prior Audit Findings

Section 10.554(1)(i)1., Rules of the Auditor General, requires that we determine whether or not corrective actions have been taken to address findings and recommendations made in the preceding financial audit report. There were no findings or recommendations made in the preceding financial audit report.

Official Title and Legal Authority

Section 10.554(1)(i)4., Rules of the Auditor General, requires that the name or official title and legal authority for the primary government and each component unit of the reporting entity be disclosed in this management letter, unless disclosed in the notes to the financial statements. The Performing Arts Center Authority is an independent special district governmental unit established in 1984 by a special act of the Florida Legislature (Chapter 84-396). The Authority reports one discretely presented component unit which is disclosed in the notes to the financial statements.

Financial Condition and Management

Sections 10.554(1)(i)5.a. and 10.556(7), Rules of the Auditor General, require us to apply appropriate procedures and communicate the results of our determination as to whether or not the Authority has met one or more of the conditions described in Section 218.503(1), Florida Statutes, and to identify the specific condition(s) met. In connection with our audit, we determined that the Authority did not meet any of the conditions described in Section 218.503(1), Florida Statutes.

Financial Condition and Management (Continued)

Pursuant to Sections 10.554(1)(i)5.b. and 10.556(8), Rules of the Auditor General, we applied financial condition assessment procedures for the Authority. It is management's responsibility to monitor the Authority's financial condition, and our financial condition assessment was based in part on representations made by management and the review of financial information provided by same. The financial condition assessment was performed as of the fiscal year end.

Section 10.554(1)(i)2., Rules of the Auditor General, requires that we communicate any recommendations to improve financial management. In connection with our audit, we did not have any such recommendations.

Special Districts

As required by Section 218.39(3)(c), Florida Statutes, and Section 10.554(1)(i)6, Rules of the Auditor General, the Authority reported:

- a. The total number of Authority employees compensated in the last pay period of the Authority's fiscal year as 233.
- b. The total number of independent contractors to whom nonemployee compensation was paid in the last month of the Authority's fiscal year as 126.
- c. All compensation earned by or awarded to employees, whether paid or accrued, regardless of contingency as \$1,351,589 (includes bonus of \$397,833).
- d. All compensation earned by or awarded to nonemployee independent contractors, whether paid or accrued, regardless of contingency as \$4,909,504.
- e. Each construction project with a total cost of at least \$65,000 approved by the Authority that is scheduled to begin on or after October 1 of the fiscal year being reported, together with the total expenditures for such project as none.
- f. A budget variance based on the budget adopted under Section 189.016(4), Florida Statutes, before the beginning of the fiscal year being reported if the Authority amends a final adopted budget under Section 189.016(6), Florida Statutes, as presented in Appendix A following this report.

Additional Matters

Section 10.554(1)(i)3., Rules of the Auditor General, requires us to communicate noncompliance with provisions of contracts or grant agreements, or abuse, that have occurred, or are likely to have occurred, that have an effect on the financial statements that is less than material but warrants the attention of those charged with governance. In connection with our audit, we did not note any such findings.

Purpose of this Letter

Our management letter is intended solely for the information and use of the Legislative Auditing Committee, members of the Florida Senate and the Florida House of Representatives, the Florida Auditor General, Federal and other granting agencies, the Board of Directors and applicable management of the Authority and is not intended to be and should not be used by anyone other than these specified parties.

Caballero Fierman Llerena & Garcia, LLP

Caballero Fierman Llerena & Garcia, LLP
Hollywood, Florida
February 2, 2024

PERFORMING ARTS CENTER AUTHORITY
Appendix A
Budget Variance Report
For the Fiscal Year Ended September 30, 2023

	<u>Enterprise Fund</u>			
<u>Revenue</u>	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual</u>	<u>Variance</u>
Other Local Grants	1,431,388	1,431,388	1,542,441	111,053
Other Cultural/Recreational Charges	45,209,354	45,209,354	52,767,346	7,557,992
Interest	126,000	126,000	1,036,102	910,102
Rents and Royalties	3,969,431	3,969,431	4,419,767	450,336
Contributions/Donations from Private Sources	4,249,817	4,249,817	5,439,653	1,189,836
Capital Contribution - Other Public Sources	875,004	875,004	899,004	24,000
Capital Contribution - Private	2,213,625	2,213,625	2,275,000	61,375
Gain from Insurance Claim	-	-	-	-
Total Revenues	58,074,619	58,074,619	68,379,313	10,304,694
<u>Expenses</u>				
Financial and Administrative	13,146,131	13,146,131	13,138,114	(8,017)
Cultural Services	46,510,401	46,510,401	52,373,527	5,863,126
Proprietary Non-Operating Interest Expense	288,208	288,208	403,386	115,178
Total Expenses	59,944,740	59,944,740	65,915,027	5,970,287
Change in Net Position	(1,870,121)	(1,870,121)	2,464,286	4,334,407



**INDEPENDENT ACCOUNTANTS' REPORT ON COMPLIANCE
PURSUANT TO SECTION 218.415 FLORIDA STATUTES**

To the Board of Directors of the
Performing Arts Center Authority
Fort Lauderdale, Florida

We have examined the Performing Arts Center Authority's (the Authority) compliance with the requirements of Section 218.415 Florida Statutes during the period of October 1, 2022 through September 30, 2023. Management of the Authority is responsible for the Authority's compliance with those requirements. Our responsibility is to express an opinion on the Authority's compliance based on our examination.

Our examination was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. Those standards require that we plan and perform the examination to obtain reasonable assurance about whether the Authority complied, in all material respects, with the specified requirements referenced above. An examination involves performing procedures to obtain evidence about whether the Authority complied with the specified requirements. The nature, timing, and extent of the procedures selected depend on our judgment, including an assessment of the risks of material noncompliance, whether due to fraud or error. We believe that the evidence we obtained is sufficient and appropriate to provide a reasonable basis for our opinion.

Our examination does not provide a legal determination on the Authority's compliance with specified requirements. In our opinion, the Authority complied, in all material respects, with the requirements of Section 218.415 Florida Statutes during the period of October 1, 2022 through September 30, 2023.

This report is intended solely for the information and use of management, the Board of Directors, others within the Authority and the Auditor General of the State of Florida and is not intended to be and should not be used by anyone other than these specified parties.

Caballero Fierman Llerena & Garcia, LLP

Caballero Fierman Llerena & Garcia, LLP
Hollywood, Florida
February 2, 2024