

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

7C-1

BOARD APPOINTMENT SUMMARY

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Meeting Date: October 17, 2006

Submitted By: Water Utilities

Advisory Board Name: Water Utilities Advisory Board

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I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: the appointment of one (1) at-large member to the Water Utilities Advisory Board for a term of 3 years effective October 17, 2006 – October 16, 2009.

<u>Nominee</u>	<u>Nominated by</u>
Fred Rapach	Village of Royal Palm Beach Council

Summary: On May 16, 2006, the Board of County Commissioners adopted Resolution No. R2006-0867 establishing an 11th seat on the Water Utilities Department's Advisory Board to represent the new customers obtained from the acquisition of the Royal Palm Beach utility service area. Pursuant to the WUAB Resolution, the Royal Palm Beach member is to be appointed by the Village of Royal Palm Beach Village Council, and confirmed by the Board of County Commissioners. The Village of Royal Palm Village Council has nominated Fred Rapach for this position.

Background and Justification: The Water Utilities Advisory Board (WUAB) was created by the Board of County Commissioners in March 1984 to provide informed consumer advice regarding the Water Utilities Department policies, plans and programs. The WUAB reviews the Department's annual budget as well as proposed rate changes. It also makes recommendations concerning capital improvement plans, acquisitions, new technologies for improving water, wastewater and reclaimed water service, and assists in handling the Department's Administrative Hearings.

Attachments:

1. Completed Board Appointment Form
2. Resolution No. R-2006-0867
3. Letter from Village of Royal Palm Beach
4. Advisory Board Members List

Recommended By:  9/27/06
Department Director Date

Legal Sufficiency:  9/28/06
Assistant County Attorney Date

RESOLUTION NO. R-2006- 0867

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, RESCINDING RESOLUTION R-2004-0253 RELATING TO THE WATER UTILITIES ADVISORY BOARD AND RE-ESTABLISHING THE WATER UTILITIES ADVISORY BOARD TO INCLUDE A REPRESENTATIVE FROM THE VILLAGE OF ROYAL PALM BEACH.

WHEREAS, on April 27, 2006, the Board of County Commissioners acquired the Village of Royal Palm Beach Water and Wastewater Systems; and

WHEREAS, as a condition of the acquisition, the Board of County Commissioners agreed to create a position on its Water Utility Advisory Board for a Village resident who is a water and wastewater customer of the County; and

WHEREAS, the Board of County Commissioners desires to rescind the previous resolution relating to the Water Utilities Advisory Board and re-establish the Water Utilities Advisory Board to include a representative from the Village of Royal Palm Beach service area.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that

Section 1. Rescission of Previous Resolution.

Resolution R2004-0253 is hereby rescinded.

Section 2. Creation, Composition.

There is hereby created the Palm Beach County Water Utilities Advisory Board, hereinafter referred to as "Advisory Board." Said Advisory Board shall be composed of seven (7) District Members, one appointed by each of the Commissioners for a term of three years; two (2) At-Large Members appointed by the Board of County Commissioners for a term of three years; one (1) Lake Region Member collectively appointed by the Cities of Belle Glade, Pahokee and South Bay for a term of three years; and one (1) Royal Palm Beach Member, to be appointed by the Village of Royal Palm Beach Village Council for a term of three years. In the event that the Cities of Belle Glade, Pahokee, and South Bay are unable to reach consensus on which individual they would like to serve as their collective representative on the Advisory Board, then the Board of County Commissioners shall appoint a representative. All appointments must be confirmed by the Board of County Commissioners.

District and At-Large Advisory Board Members must be County residents and current customers of the Department to be eligible for appointment. The Lake Region Member shall reside in one of the municipalities which has entered into an agreement with the County to purchase bulk potable water from the Lake Region Water Treatment Plant and shall have all of the rights and obligations of the other members of the Advisory Board. The Lake Region Member shall also sit on the Advisory Board Budget Subcommittee. The Royal Palm Beach Member must be a resident of the Village of Royal Palm Beach and a current customer of the Department, and shall have all of the rights and obligations of the other members of the Advisory Board.

Preference for membership shall be accorded, but not limited to, those residents who are knowledgeable or possess expertise in the following areas: operations, engineering, law, planning, management, and accounting and finance.

No Advisory Board members shall hold any public office, appointive or elective. However, upon compliance with the applicable exemption provisions of Florida Statute, Chapter 112.313(12), up to two (2) Advisory Board members may be involved in a business relationship, directly or indirectly, with Palm Beach County Water Utilities Department. Employees of Federal, State or local agencies which have regulatory/enforcement authority over the Department's activities shall not be eligible for membership on the Advisory Board.

Section 3. Power and Duties of the Advisory Board.

The powers and duties of the Advisory Board shall include the following:

- (1) To review existing and proposed policies, plans and programs of the Palm Beach County Water Utilities Department, and to advise the Board of County Commissioners and/or the Department as to any need for modification of same;
- (2) To review and make recommendations concerning proposed capital improvement plans and programs;
- (3) To review existing or proposed rate changes, rate structures, and the annual budget of the Water Utilities Department;
- (4) To assist in communications with other on-line customers served by the Water Utilities Department;

Section 4. Vacancies, Removal from Board.

Vacancies on the Advisory Board shall be filled by appointment by the Board of County Commissioners of Palm Beach County (for At-Large Members) or District Commissioner (for District Appointments), or collectively by the Cities of Belle Glade, Pahokee, and South Bay (for the Lake Region Member) or by the Village of Royal Palm Beach Village Council (for the Royal Palm Beach Member) for the unexpired term vacated upon confirmation by the Board of County Commissioners.

The Board of County Commissioners of Palm Beach County may remove any member(s) of the Advisory Board from office upon affirmative vote of the Board of County Commissioners.

Section 5. Meetings and Procedures.

The Advisory Board shall select its own Chair and Vice Chair at an election held at the first meeting and annually thereafter. Advisory Board meetings shall be conducted in accordance with Robert's Rules of Procedure. The Advisory Board shall schedule ten (10) regular meetings in each calendar year. The Chair shall have the power to schedule special meetings or cancel regularly scheduled meetings as the workload of the Advisory Board requires.

The Advisory Board shall keep a permanent record of its proceedings, and shall file approved minutes from its meetings with the Board of County Commissioners of Palm Beach County. All meetings, records and files of the Advisory Board shall be open and available to the public.

The foregoing Resolution was offered by Commissioner Marcus , who moved its adoption. The motion was seconded by Commissioner McCarty , and upon being put to a vote, the vote was as follows:

Commissioner Tony Masilotti, Chairman
Commissioner Addie L. Greene, Vice Chairperson
Commissioner Karen T. Marcus
Commissioner Jeff Koons
Commissioner Warren H. Newell
Commissioner Mary McCarty
Commissioner Burt Aaronson

Absent
Aye
Aye

Aye
Aye
Aye
Aye

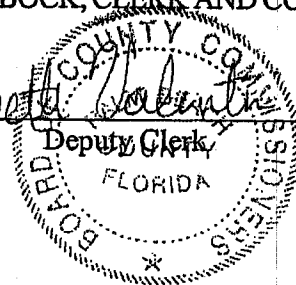
The Chairman thereupon declared the Resolution duly passed and adopted this

16th day of May, 2006.

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

SHARON R. BOCK, CLERK AND COMPTROLLER

By: Umanah



APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: [Signature]

Assistant County Attorney



Village of Royal Palm Beach, Florida

1050 Royal Palm Beach Boulevard Royal Palm Beach, Florida 33411

Telephone (561) 790-5100 Fax (561) 790-5174 E-mail: ddisanto@royalpalmbeach.com

Diane DiSanto, CMC
Village Clerk

September 13, 2006

Wendy Mundell
Palm Beach County Water Utilities Department
8100 Forest Hill Boulevard
West Palm Beach, FL 33413

Dear Ms. Mundell:

This letter is to confirm our telephone conversation today regarding the appointment of a Village resident to the Palm Beach County Utility Advisory Board. The Village Council sitting in regular session on September 6, 2006 unanimously appointed Fred Rapach, 349 Sandpiper Avenue, the Village of Royal Palm Beach representative to the Palm Beach County Utility Advisory Board. I have notified Mr. Rapach of the three year appointment and anticipate that the County Commission will confirm his appointment.

If you have questions, please do not hesitate to contact me at 790-5102.

Sincerely,

Diane DiSanto
Village Clerk

DD

**PALM BEACH COUNTY WATER UTILITIES DEPARTMENT
ADVISORY BOARD MEMBERS**

NAME	ADDRESS	PHONE #	DATE ORIGINALLY APPOINTED	TERM EXPIRES	COMMISSIONER
Lawrence Gold	9864 Lemonwood Court Boynton Beach, FL 33437 <u>arlinka@adelphia.net</u>	561-733-6675	06/04/2002	05/01/2007	At-Large
Jerry Greenstein	160 Harbor Lake Circle Greenacres, FL 33413 <u>averygg@peoplepc.com</u>	434-4712	05/14/2006	05/01/2008	Koons
Harvey Arnold	15441 Lake Gardenia Place Delray Beach, FL 33484 <u>nohanash@aol.com</u>	561-496-3226 (home) 561-665-1468 (cell) Fax: 561-496-1447	05/02/2000	05/01/2007	Marcus
Robert W. Lawson, P.E.	3723 Valley Park Way Lake Worth, FL 33467 <u>rlawson@arcadis-us.com</u>	641-3791 (home) 371-1811 (cell) 684-6686 (office) Fax: 684-1812	05/01/1997	05/01/2009	Masilotti
Chelle Konyk	8840 Cicero Drive Boynton Beach, FL 33437	unlisted	03/01/1993	05/31/2008	Newell
Seymour Lubetkin	2792 Donnelly Drive Lantana, FL 33462-6483 <u>Sylubet@yahoo.com</u>	641-6511	02/05/1985	05/01/2007	At-Large
Sheldon Farber	5165D Lake Catalina Drive Boca Raton, FL 33496 <u>selshel@yahoo.com</u>	561-443-4483 (home) 561-901-6524 (cell) 561-443-1772 (fax)	05/18/1999	05/31/2008	McCarty
Stan West	4024 Summer Chase Court Lake Worth, FL 33467 <u>west80@bellsouth.net</u>	969-3821 Fax: same #	12/16/1997	05/31/2008	Greene
Mae Yates	Kings Point - Delray Beach 157 Capri - D Delray Beach, FL 33484 <u>repunit@aol.com</u>	561-499-0323 (home) 561-241-1547 (work) Fax: same #	05/15/1984	05/31/2008	Aaronson

*Preferred contact method highlighted.