

PALM BEACH COUNTY
BOARD of COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: 12/05/2006

[X] Consent [] Regular
[] Public Hearing

Department:

Submitted By: Internal Auditor's Office

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to adopt: a Resolution amending Resolution R-2006-2138 establishing a Budget Advisory Committee by changing the terms of appointment of the members from three years to two years and by deleting the provisions requiring staggered terms of the members.

Summary: At its October 24, 2006 meeting the Board discussed concerns with the original resolution as adopted and decided to revise the provisions regarding member terms and eliminate the provision requiring staggered terms. Countywide (PFK)

Background and Justification:

Resolution R-2006-2138 was adopted by the Board October 3, 2006. As adopted the resolution provided for staggered three year terms for members. This resolution was modeled on the resolution which established the Budget Oversight Task Force. At the October 24, 2006 meeting the Board decided to revise the resolution to change the member terms to two years from three years and to eliminate the staggered term provision.

Attachments:

Resolution amending Resolution R-2006-2138
Resolution R-2006-2138

Recommended by: Joseph Beynon
Internal Auditor

11.13.06
Date

Recommended by: [Signature]
County Administrator

12/12/06
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2006	2007	2008	2009	2010
Capital Expenditures					
Operating Costs					
External Revenues					
Program Income (County)					
In-Kind Match (County)					
NET FISCAL IMPACT					
# ADDITIONAL FTE					
POSITIONS (Cumulative)					

Is Item Included In Current Budget? Yes No
 Budget Account No.: Fund Agency Org. Object Program
 Number Revenue Source

B. Recommended Sources of Funds/Summary of Fiscal Impact:

Department Fiscal Review:

III. REVIEW COMMENTS:

A. OFMB Fiscal and/or Contract Administration Comments:

There is no fiscal impact associated with this item.

Elizabeth Boesen 11/15/06
 Budget/OFMB
 JM 11/14/06 MM 11-14-06

N/A

 Contract Administration

B. Legal Sufficiency:

Paul F. [Signature] 11/17/06
 Assistant County Attorney

C. Other Department Review:

Department Director

This summary is not to be used as a basis for payment.

RESOLUTION NO. R-2006-_____

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING RESOLUTION R-2006-2138, SPECIFYING THAT APPOINTMENTS ARE FOR TWO YEAR TERMS, ELIMINATING PROVISIONS FOR STAGGERED APPOINTMENTS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Resolution R-2006-2138 was adopted with a three year term provision, and providing for staggered appointments; and

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida is desirous of revising those provisions of Resolution R-2006-2138.

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

SECTION 1. Section 2 Membership of Resolution R-2006-2138 is revised as follows:

The Committee shall be composed of seven individuals. One member shall be a Palm Beach County Commissioner who shall be selected by the County Commission. The selected member from the County Commission shall serve as the Chair of the Committee for the duration of the selected member's term of office as a County Commissioner or until replaced by another Commissioner and will be that District's representative. The remaining six members will serve for a term of ~~three (3)~~ two (2) years. One representative will be nominated by each County Commissioner, other than the Chair of the Committee, to represent their district. Members shall possess special expertise and experience in business or government. Further, the Committee may include high-ranking governmental employees from other government organizations or members of the private sector. No elected officials other than the Chair, shall be appointed to the committee. Approval of committee appointments shall require a super majority vote of the Board of County Commissioners.

~~Of the remaining six (6) members to be first appointed to the Committee, the first two (2) members appointed shall serve for three (3) years; the next two (2) members appointed shall serve for two (2) years; and the next two (2) members appointed shall serve for one (1) year. Thereafter, members shall be appointed for three year terms.~~

SECTION 2. OTHER SECTION OF RESOLUTION R-2006-2138

All other sections of Resolution R-2006-2138 remain in full force and effect.

SECTION 3. EFFECTIVE DATE

This Resolution shall take effect immediately upon its adoption.

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

District 1:	Karen T. Marcus	_____
District 2:	John F. Koons	_____
District 3:	Warren H. Newell	_____
District 4:	Mary McCarty	_____
District 5:	Burt Aaronson	_____
District 6:	Jess R. Santamaria	_____
District 7:	Addie L. Greene	_____

The Chairperson thereupon declared the resolution duly passed and adopted
this _____ day of _____ 2006.

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

Sharon R. Bock, Clerk & Comptroller

By _____

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By Paul F. J.
County Attorney

RESOLUTION NO. R-2006- 2138

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, CREATING THE PALM BEACH COUNTY BUDGET ADVISORY COMMITTEE; PROVIDING FOR MEMBERSHIP; PROVIDING FOR MEETINGS AND PROCEDURES; PROVIDING FOR VACANCIES; PROVIDING FOR DUTIES AND FUNCTIONS; PROVIDING FOR COMMITTEE ACTION ADVISORY ONLY; PROVIDING FOR STAFF SUPPORT AND FACILITIES; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, there is a recognized need to assist County government in analyzing and reviewing the fiscal impact of projects/programs funded with Countywide ad valorem taxes; and

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida is desirous of increasing the effectiveness and efficiency of County government.

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

SECTION 1. CREATION.

An Advisory Committee entitled the Palm Beach County Budget Advisory Committee is hereby created for the purpose reviewing and analyzing programs/projects funded with Countywide ad valorem tax revenues.

SECTION 2. MEMBERSHIP

The Committee shall be composed of seven individuals. One member shall be a Palm Beach County Commissioner who shall be selected by the County Commission. The selected member from the County Commission shall serve as the Chair of the Committee for the duration of the selected member's term of office as a County Commissioner or until replaced by another Commissioner and will be that District's representative. The remaining six members will serve for a term of three (3) years. One representative will be nominated by each County Commissioner, other than the Chair of the Committee, to represent their district. Members shall possess special expertise and experience in business or government. Further, the Committee may include high-ranking governmental employees from other government organizations or members of the private sector. No elected officials other than the Chair, shall be appointed to the committee. Approval of committee appointments shall require a super majority vote of the Board of County Commissioners.

Of the remaining six (6) members to be first appointed to the Committee, the first two (2) members appointed shall serve for three (3) years; the next two (2) members appointed shall serve for two (2) years; and the next two (2) members appointed shall serve for one (1) year. Thereafter, members shall be appointed for three year terms.

SECTION 3. MEETINGS AND PROCEDURES

After the initial appointment, members of the Committee shall hold an organizational meeting. At said meeting the members shall determine a time and place for regular meetings of the Committee and shall adopt such rules of procedure as it may deem necessary. Provided however, that a majority of the members of the Committee shall constitute a quorum for the transaction of business and the concurrence of a majority of the members present and voting shall be required to take any official action. All meetings of the Committee shall be open to the public and shall be subject to the requirements of Chapter 286, Florida Statutes.

SECTION 4. VACANCIES

Vacancies shall be filled in the same manner as provided in Section 2 above. An appointment to fill a vacancy shall be for the unexpired term only. Any member may serve for any number of consecutive terms. All members shall serve without compensation.

SECTION 5. DUTIES AND FUNCTIONS

The Palm Beach County Budget Advisory Committee shall have the following duties and functions as they relate to projects/programs funded by Countywide ad valorem:

- A. Assist in identifying areas of County government where the need for increased efficiency is greatest.
- B. Analyze and review the existing structure, organization, staffing, management, business practices and procedures of County government.
- C. Make recommendations for increased efficiency and assist in implementation of those recommendations.
- D. The Committee will select issues or programs to be studied from within any area impacted by or funded by county-wide property taxes. The Committee may establish Sub-Committees to analyze specific areas, document findings, submit alternatives to problems and make recommendations to the Budget Advisory Committee.

E. The Committee will make final recommendations to the County Administrator and/or the Board of County Commissioners.

SECTION 6. COMMITTEE ACTION ADVISORY ONLY

The actions, decisions and recommendations of the Committee shall not be final or binding on the Board of County Commissioners, but shall be advisory only.

SECTION 7. STAFF SUPPORT AND FACILITIES

Upon approval of the Board of County Commissioners, County government will provide legal, administrative and consultant support and facilities as needed which is hereby declared to be a County purpose.

SECTION 8. SEVERABILITY

If any section, sentence, or clause of this Resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in now way effect the validity of the remaining portions of this Resolution.

SECTION 9. EFFECTIVE DATE

This Resolution shall take effect immediately upon its adoption.

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

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

The Chairman thereupon declared the resolution duly passed and adopted this 3rd day of October 2006.

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

Sharon R. Bock, Clerk & Comptroller

By Nancy Powell



APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By Paul F. J.
County Attorney