

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARD APPOINTMENT SUMMARY**

Meeting Date: August 21, 2007
Department: Palm Tran
Advisory Board: Palm Tran Service Board

Motion and Title: Staff recommends motion to approve:

A) Reappointment of one (1) At-Large member from the following category to the Palm Tran Service Board

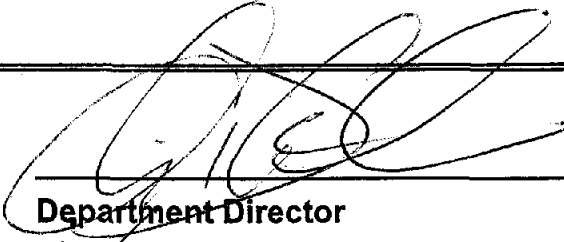
<u>Nominee</u>	<u>Category & Seat Number</u>	<u>Term to Expire</u>	<u>Nominated By</u>
Maurice Jacobson	Municipal Representative Seat No. 4	7/9/09	The League of Cities

Summary: A. The Palm Tran Service Board is composed of eleven (11) at-large members. The League of Cities on June 27, 2007, appointed Maurice Jacobson to satisfy the requirement of seat #4, Municipal Representative. Countywide (DR)

Background and Justification: The Palm Tran Service Board was established December 18, 2001 (R2001-2241) as amended April 2, 2002 (R2002-0485), and is currently comprised of eleven (11) at-large voting members from eleven (11) categories appointed by the Palm Beach County Board of County Commissioners.

- Attachments:**
1. Board Appointment Information Form
 2. Resolution R2001-2241
 3. Resolution R2002-0485
 4. Current list of members

Recommended By:


Department Director

7-13-07

Date

Approved By:


Assistant County Administrator

7/17/07

Date



**Palm Beach County
LEAGUE of CITIES, Inc.**

June 27, 2007

Mr. Chuck Cohen
Executive Director
Palm Tran
3201 Electronics Way
West Palm Beach, FL 33407

RE: Appointment to the Palm Tran Advisory Board

Dear Mr. Cohen:

At its June 27th meeting, the Palm Beach County League of Cities' board of directors and general membership reappointed South Palm Beach Mayor Maurice Jacobson to the Palm Tran Advisory Board.

If you have any questions, please contact our office at 355-4484.

Sincerely,

Kristen Puhalainen
Director of Member Services

cc: Mayor Maurice Jacobson, South Palm Beach

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2002	20__	20__	20__	20__
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	-0-	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included In Current Budget? Yes _____ No _____
 Budget Account No.: Fund _____ Agency _____ Org. _____ Object _____
 Reporting Category _____

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

C. Departmental Fiscal Review: _____

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

No Fiscal Impact.

Elizabeth Brown 12/10/01
 OFMB (92-12/10/01) Contract Dev. and Control N/A

B. Legal Sufficiency:

[Signature] 12/12/01
 Assistant County Attorney

C. Other Department Review:

 Department Director

RESOLUTION NO. R-2001-2241

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, REPEALING RESOLUTION NO. R. 2000-1221; ESTABLISHING THE PALM TRANSERVICES BOARD; PROVIDING A PURPOSE; PROVIDING FOR MEMBERSHIP; DELEGATING TO THE SERVICE BOARD THE AUTHORITY TO APPROVE ADJUSTMENTS TO PALM TRAN'S FIXED ROUTE SERVICE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners desires to repeal Resolution No. R2000-1221 and to adopt, in its stead, a resolution creating the Palm Tran Services Board whose functions shall be advisory in nature except as expressly stated herein; and

WHEREAS, the Board of County Commissioners wishes to delegate its authority to approve Palm Tran fixed route transportation service adjustments to the Palm Tran Service Board created hereunder; and

WHEREAS, the Palm Tran Service Board is expressly authorized and required, on behalf of the Board of County Commissioners, to solicit and consider public comment and to conduct all public meetings and hearings required to be held prior to the implementation of any adjustments to Palm Tran's fixed route public transportation services in accordance with the grant of authority set forth herein; and

WHEREAS, the Palm Tran Service Board is established to provide an ongoing mechanism for the participation of individuals, with and without disabilities, in the continued development, implementation and assessment of all Palm Tran services; and

WHEREAS, the Palm Tran Service Board shall establish a standing committee consisting of individuals with disabilities and other interested citizens which shall function as a forum for individuals with disabilities to participate in the continued development and assessment of public transit services to individuals with disabilities in furtherance of the requirements of Subpart F of 49 C.F.R. Part 37.

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

1. Repeal - Resolution No. R2000-1221 of the Board of County Commissioners of Palm Beach County, Florida is hereby repealed.
2. Creation and Name - The Board of County Commissioners of Palm Beach County, Florida does hereby create a board to be known as the "Palm Tran Service Board" (PTSB) whose function shall be advisory in nature, except for the exercise of the authority granted to it in paragraph 3 below.
3. Delegation - The Board of County Commissioners does hereby expressly delegate to the

PTSB the authority vested in the Board of County Commissioners to conduct all public meetings and public hearings required to be held prior to the implementation of any adjustment to Palm Tran's fixed route public transportation services, and having solicited and considered all public comments received related to a proposed service adjustment, to approve the implementation thereof. All route and schedule adjustments must be funded in Palm Tran's annual budget approved by the Board of County Commissioners. Except as expressly set forth herein, all other authority vested in the Board of County Commissioners is retained by the Board of County Commissioners, including, but not limited to the approval of Palm Tran's capital and operating budgets, the establishment of all fares, the employment of all staff, the filing of all grant applications, and the approval of all contracts and purchases.

4. Purpose - The PTSB shall act as an advisory board to the Board of County Commissioners regarding Palm Tran's fixed route and paratransit programs and services, and in its performance of the duties set forth in paragraph 5, except when exercising the authority expressly delegated to it by the Board of County Commissioners described in paragraph 3 above and paragraphs 5.a. and b. below. The PTSB shall provide an ongoing mechanism for the participation of individuals, with and without disabilities, in the continued development, implementation and assessment of all Palm Tran services

5. Duties - The duties of the PTSB are limited to the following:

- a. To hold all public hearings for fixed route service adjustments in those instances where twenty-five percent (25%) or more of the route miles are affected by a proposed change. Public hearings must be noticed at least ten (10) days in advance in a newspaper of general circulation in Palm Beach County. In those instances where a proposed fixed route adjustment impacts less than twenty-five (25%) of the route miles of a route, those changes shall be approved at a public meeting after public comments, but without a formal public hearing.
- b. To consider all public comments received regarding proposed route adjustment and to approve or reject proposed changes to fixed routes and schedules after concluding its public hearing or public comment process.
- c. To hold regular meetings and special meetings as convened by the Chair of the PTSB or requested by the Executive Director of Palm Tran.

- d. To create subcommittees as needed. The Chair of the PTSB shall appoint all subcommittee members and the chairs of all subcommittees. All subcommittee chairs shall be members of the PTSB. Any citizen may be appointed to serve on a subcommittee. Subcommittees shall elect a vice-chair from among the members of the subcommittee.
 - e. To create a standing subcommittee on paratransit whose members shall be appointed by the Chair of the PTSB. This standing subcommittee shall hold meetings at least six (6) times per calendar year.
 - f. To provide summary minutes of each of its meetings to the Board of County Commissioners.
 - g. To make at least one (1) presentation to the Board of County Commissioners each year and to make additional presentations if requested by the Board of County Commissioners or the County Administrator.
 - h. To review and make recommendations to the Board of County Commissioners concerning community transit projects within Palm Beach County, upon the request of the Board of County Commissioners, the County Administrator, or the Executive Director of Palm Tran.
 - i. To review and make recommendation to the Board of County Commissioners regarding the Regional Transportation Organization (RTO), the Tri-County Commuter Rail Authority (Tri-Rail) and regarding Transportation Management Associations, and Transportation Concurrency Exception Areas, upon the request of the Board of County Commissioners, the County Administrator, or the Executive Director of Palm Tran.
 - j. To act as a mechanism for the participation of individuals, with and without disabilities, in the continued development, implementation and assessment of all Palm Tran services.
 - k. The PTSB shall approve or disapprove the recommendations for fixed route service adjustments made by the Palm Tran Executive Director, or his designee. The PTSB shall not change the Palm Tran Executive Director's recommendations without the consent of the Palm Tran Executive Director or his designee.
6. Composition - The PTSB shall be composed of eleven (11) voting members who shall be

residents of Palm Beach County. Each County Commissioner shall appoint one (1) member who shall represent that Commissioner's district and serve at the pleasure of the appointing County Commissioner. The Board of County Commissioners shall appoint four (4) additional members who shall serve at-large and serve at the pleasure of the Board of County Commissioners.

7. Terms-

- a. The terms of all PTSB members shall be for two (2) years, and there shall be no limit upon the number of terms any member may serve.
- b. In order to achieve a staggering of terms, the initial terms held by the members representing Districts 1, 3, 5, and 7 and two (2) of the at-large members shall be for two (2) years. The initial terms held by the members representing Districts 2, 4, and 6 and two (2) of the at-large members shall be for one (1) year.
- c. Any member may be removed, for any reason whatsoever, with or without cause, by the County Commissioner who appointed that member and the Board of County Commissioners may remove, for any reason whatsoever, with or without cause, any at-large member of the PTSB.
- d. Notwithstanding anything contained herein, a member's appointment shall terminate and the member shall be automatically removed, with or without the action of the appointing authority, for lack of attendance. Lack of attendance is defined as a failure to attend three (3) consecutive meetings or three (3) meetings within a one (1) year period regardless of the reason for absences.
- e. To the extent deemed possible by each County Commissioner and the Board of County Commissioners, the criteria set forth below will be used in the selection and appointment of members to serve on the PTSB. It is the goal of the Board of County Commissioners to have one (1) representative of each of the following seven (7) categories appointed to the PTSB:
 - 1) Transportation experience
 - 2) Disability advocate
 - 3) Environmental advocate
 - 4) Municipal representative
 - 5) Business community representative
 - 6) Representative with multi-cultural experience

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING RESOLUTION NO. R. 2001-2241; CHANGING THE METHOD OF APPOINTING MEMBERS; EXTENDING THE SUNSET DATE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners desires to amend Resolution No. R2001-2241 which created the Palm Tran Services Board; and

WHEREAS, the Board of County Commissioners wishes to amend the manner in which members are appointed to the Palm Tran Services Board so that all members will serve at-large and at the pleasure of the Board of County Commissioners; and

WHEREAS, the Board of County Commissioners desires to extend the sunset date for the Palm Tran Services Board to September 30, 2003.

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

1. Sections 6, 7 and 13 of Resolution No. R2001-2241 are amended, in their entirety, as follows:

Section 6. **Composition** - The PTSB shall be composed of eleven (11) voting members who shall be residents of Palm Beach County. ~~Each County Commissioner shall appoint one (1) member who shall represent that Commissioner's district and serve at the pleasure of the appointing County Commissioner.~~ The Board of County Commissioners shall appoint ~~four (4) additional~~ each members who shall serve at-large and serve at the pleasure of the Board of County Commissioners.

Section 7. **Terms** -

- a. The terms of all PTSB members shall be for two (2) years, and there shall be no limit upon the number of terms any member may serve.
- b. In order to achieve a staggering of terms, the initial terms held by the members appointed to serve as representatives from the categories described in Section 7. e. 1), 3), 5), 7), 9) and 11) ~~representing Districts 1, 3, 5, and 7~~ and two (2) of the at-large members shall be for two (2) years. The initial terms held by the members representing ~~Districts 2, 4, and 6~~ and two (2) of the ~~at-large~~ members appointed to serve as representatives from the categories described in Section 7. e. 2), 4), 6), 8) and 10) shall be for one (1) year.

c. Any member may be removed, for any reason whatsoever, with or without cause, by the ~~County Commissioner who appointed that member and the Board of County Commissioners may remove, for any reason whatsoever, with or without cause, any at-large member of the PTSB.~~

d. Notwithstanding anything contained herein, a member's appointment shall terminate and the member shall be automatically removed, with or without the action of the Board of County Commissioners, ~~appointing authority~~, for lack of attendance. Lack of attendance is defined as a failure to attend three (3) consecutive meetings or three (3) meetings within a one (1) year period regardless of the reason for absences.

e. To the extent deemed possible by ~~each County Commissioner and the Board of County Commissioners~~, the criteria set forth below will be used in the selection and appointment of members to serve on the PTSB. It is the goal of the Board of County Commissioners to have one (1) representative from of each of the following ~~eleven (11) seven (7)~~ categories appointed to the PTSB:

- 1) Transportation experience
- 2) Disability advocate
- 3) Environmental advocate
- 4) Municipal representative
- 5) Business community representative
- 6) Representative with multi-cultural experience
- 7) Senior citizen
- 8) a certified paratransit user
- 9) a regular fixed route bus passenger
- 10) a fixed route bus operator
- 11) a representative of the Joint Committee to Increase County Government Efficiency.

~~f. To the extent deemed possible by the Board of County Commissioners, it will use the criteria set forth below in its selection and appointment of at-large members to the PTSB. It is the goal of the Board of County Commissioners to have one (1) representative of each of the following four (4) categories~~

appointed to the PTSB:

- 1) ~~certified paratransit user~~
- 2) ~~a regular fixed route bus passenger~~
- 3) ~~a fixed route bus operator~~
- 4) ~~a representative of the Joint Committee to Increase County Government Efficiency.~~

Section 13. ~~Sunset - Except for the repeal of Resolution No. R2000-1221, the provisions of this Resolution~~ The provisions of Resolution R2001-2241, as amended herein, shall sunset on September 30, 2003 ~~December 31, 2002.~~

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

Commissioner Warren H. Newell	<u>Aye</u>
Commissioner Carol A. Roberts	<u>Aye</u>
Commissioner Karen T. Marcus	<u>Aye</u>
Commissioner Mary McCarty	<u>Aye</u>
Commissioner Burt Aaronson	<u>Absent</u>
Commissioner Tony Masilotti	<u>Absent</u>
Commissioner Addie L. Greene	<u>Aye</u>

The Chairman, thereupon declared the resolution duly passed and adopted this 2 day of April, 2002.

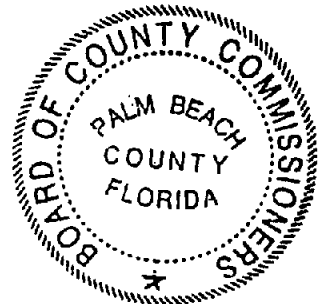
APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA, by its BOARD OF COUNTY COMMISSIONERS

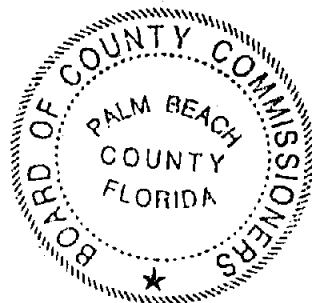
DOROTHY H. WILKEN, CLERK

By: [Signature]
County Attorney

By: [Signature]
Deputy Clerk



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STATE OF FLORIDA, COUNTY OF PALM BEACH
I, DOROTHY H. WILKEN, ex-officio Clerk of the Board of County Commissioners certify this to be a true and correct copy of the original filed in my office on April 2, 2002
DATED at West Palm Beach, FL on 4-5-2002
DOROTHY H. WILKEN, Clerk
By: [Signature] D.C.

**PALM TRAN SERVICE BOARD
MEMBERS AS OF MAY 2007**

<p>Terry Brown – Seat # 2 23 Harbour Drive, South Ocean Ridge, FL 33435 PHONE: 837-5517 HOME 369-2946 / CELL 436-3539 FAX: 561/837-5763 Email: Term Ends: 5/6/09</p>	<p>Sidney Dinerstein – Seat # 11 15 St. George Place Palm Beach Gardens, FL 33418 PHONE: 561/625-0129 Email: siddinerstein@yahoo.com Term Ends: 5/17/08</p>
<p>David Evans – Seat # 8 19601 Carolina Circle Boca Raton, FL 33434 PHONE: 561/482-5684 WORK: Email: DREVANS@bellsouth.net (Convert items To MS WORD & email to him) Term Ends: 06/18/09</p>	<p>Trudy McConnell – Seat # 3 Director, Communications Quantum Foundation 505 S. Flagler Dr., Suite 220 West Palm Beach, FL 33401-5941 PHONE: 561/832-7497 X 113 (C 644-6827) FAX: 561/832-6393 Email: trudym@quantumfnd.org Term Ends: 5/17/08</p>
<p>Jayne King – Seat # 6 3400 Place Valencay Delray Beach, FL 33445 HOME PHONE: 561/637-8896 Email: jaynote@yahoo.com Term Ends: 5/6/09</p>	<p>John Parsons – Seat # 7 141 Wooden Mill Terrace Jupiter, FL 33458 PHONE: 561/747-6748 Email: johno61@adelphia.net Term Ends: 5/17/08</p>
<p>Frank Stanzione – Seat # 10 8582 Tourmaline Blvd. Boynton Beach, FL 33437 PHONE: 561/364-1265 Email: fstanz0314@bellsouth.net Term Ends: 5/6/09</p>	<p>Marta M. Suarez-Murias, Attorney – Seat # 5 Moyle, Flanigan, Katz, Raymond, Krasker & White, P.A. P O Box 3888 West Palm Beach, FL 33402-3888 PHONE: 561/822-0335 Email: msuarez-murias@moylelaw.com Term Ends: 5/17/08</p>
<p>Leonard Tashman – Seat # 1 3339 Jog Park Drive Lake Worth, FL 33467-2076 PHONE: 561/964-5686 Email: harlen@bellsouth.net Term Ends: 5/17/08</p>	<p>Maurice J. Jacobson – Seat # 4 3605 S. Ocean Boulevard #B202 South Palm Beach, FL 33480 PHONE: 561/585-4915 (home) 561/371-7424 (cell) USE THIS Email: mjfinal@aol.com Term Ends: 7/8/07</p>
<p>Roberta Van Sickle – Seat # 9 4082 Chestnut Avenue Palm Beach Gardens, FL 33410-2146 Term Ends: 05/16/08</p>	