# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

## **BOARD APPOINTMENT SUMMARY**

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Meeting Date:	January 13, 2009

Submitted By: Palm Tran

Advisory Board Name: Palm Tran Service Board

#### **I. EXECUTIVE BRIEF**

**Motion and Title: Staff recommends motion to approve**: Appointment of one (1) At-Large member for a term of two (2) years, effective January 13, 2009 to the Palm Tran Service Board.

Nominee Category, Seat Number Expire Nominated By

Sheila Chamberlain Representative from Belle 01/12/2011 Comm. Santamaria Glade/Lake Region of Palm

Beach County, Seat #13

**Summary:** The Palm Tran Service Board is composed of thirteen (13) at-large members. The new appointment of Sheila Chamberlain for Seat 13 will fill the seat recently created by the Board of County Commissioners under Resolution 2008-1568. <u>Countywide</u> (DR)

**Background and Justification:** The Palm Tran Service Board was established December 18, 2001 and acts as an advisory board to the BCC regarding Palm Tran's fixed route, and paratransit programs and services. The Palm Tran Service Board has also been delegated authority by the Board of County Commissioners to conduct Public Hearings and make certain modifications to Palm Tran's fixed route service.

Attachments:

- 1. Board Appointment Information Form
- 2. Resolution R2001-2241
- 3. Resolution R2002-0485
- 4. Resolution R2003-1582
- 5. Resolution R2004-0949
- 6. Resolution R2007-0711
- 7. Resolution R2008-1568
- 8. Current Membership List

Recommended By: Department Director Date

Approved By: 12/19/08
Assistant County Attorney Date

# PALM BEACH COUNTY **BOARD OF COUNTY COMMISSIONERS** ADVISORY BOARD NOMINEE INFORMATION FORM

## Part I:

Board Name: PALM	TRAN SERVIC	CE BO	ARD						
[x] At Large A	Appointment	or		[ ] Distric	t Appo	intment			
Term of Appointment:	2 Year	S.	From:	11/18/08		To: 1	1/10/	2010	
Seat Requirement: Re	presentative from	n Belle	Glade/Lal	ce Region of	PBC	Seat #:	_13		
[]*Reappointme	ent	or		[ X ] New	Appoi	ntment			
or [ ] to complete term of Completion of term to expire on:	e the			Due to:	[ ] -	resigna	ntion	[]	other
Part II: APPLI	CANT, UNLESS	EXEM	MPTED, M	UST BE A	COUN:	TY RES	IDEN	T	
Name: Chamberlain			Shei	la					
	Last			First			M	ſiddle	
Occupation/Affiliation:	Director of O	peration	1						
Business Name:	We Help Con	munity	Developi	nent Corpora	ation				
Business Address:	349 S.E. 3 <sup>rd</sup> S	treet				.,,			
City & State	Belle Glade, I	FL		Z	ip Code		3430		
Residence Address:	256 N. W. 9 <sup>th</sup>	Street		·			2420		
City & State	Belle Glade			Z	ip Code		3430		
Home Phone: (5	661) 996-6965		Busi	ness Phone:	(561	) 992-58	54		
Cell Phone: (5	661) 449-6314		Fax:		_(561	) 993-22	214		
Email Address: WH	ICDCI@aol.com		· · · · · · · · · · · · · · · · · · ·						
Mailing Address prefe	erence: [X]Bu	siness A	Address	] Residence					
Minority Identification  [ ] IF (Native-America [X] AF (Asian-America [X] BF (African-America [X] HF (Hispanic-America [X] WF (Caucasian Femiliary)	an Female) n Female) can Female) ican Female)	[ ] [ ] [ ]	AM (As BM (Afi HM (His	ive-American ian-American ican-Americ panic-Americ ucasian Male	n Male) an Mal can Ma	e)			
Part III: COMMISS	IONER COMM	ENTS							
Appointment to be mad	e at BCC Meetin	g on:	Decem	ber 2, 2008			-		
*When a person is bei conflicts shall be consi	ng considered fo dered by the Bo	or re-ap ard of	pointmen County C	it, the numb ommissione	er of p	revious	discl	osed vo	oting
Number of pro	eviously disclose	d voting	g conflicts	during the p	revious	term			
Signature:	2 Soft	mais	i_	Da	te: ///	18/0	8		
Pursuant to Florida's Publ and photocopied by memb	lic Records Law, the public.	nis docu	ment may		•		sed 6/2	007	

Agenda Item #:5G-/

# PALM BEACH COUTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

R. 2001-224 Ma/M 7-0

Meeting Date	: Decem	ber 1	3, 200	=====: 1 (	]	Consent Workshop	'X] Regular   Public Hearing	=
Department: Submitted	Bv:	Dalm	Tran			_		
	-	- 4111	IIan					
Submitted	For:	Palm	Tran					
			:=====		===			

#### I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to adopt: a Resolution to A) create a Palm Tran Services Board (PTSB); and B) abolish the Palm Tran Citizens Advisory Board (PTCAB).

Summary: The Board directed staff to bring back a resolution to abolish the Palm Tran Citizens Advisory Board (PTCAB) and create a new Palm Tran Services Board (PTSB). Approval of this resolution will abolish the PTCAB and establish a new PTSB. The PTSB is recommended to be comprised of eleven (11) members: seven (7) district appointments and four (4) at-large appointments. The PTSB would be delegated the authority to approve fixed route service adjustments and would only serve as an advisory board in all other aspects of the County's public transportation system. The PTSB would also function as the federally mandated forum for persons with disabilities to participate in the development and assessment of services for persons with disabilities. Countywide (DR)

Background and Policy Issues:

Palm Tran had a Citizens Advisory Board for many years. The Board established a Palm Tran Accessibilities Advisory Board in 1996. Both advisory boards functioned independently until the PTCAB was abolished in 1999. During 1999 and 2000 the PTAAB functioned as Palm Tran's only citizen advisory board focusing primarily on transportation for the disabled. The PTAAB was abolished by the Board in late 2000. A new Palm Tran Citizens Advisory Board was established to address all public transportation issues, as well as, issues relating to transportation for persons with disabilities. The Palm Tran Citizens Advisory Board also fulfilled the public participation requirements contained in the Title 2 of the Americans with Disability Act.

The PTCAB established a Governance Subcommittee chaired by Mr. Sidney Dinerstein. The Governance Subcommittee recommended and the PTCAB approved a proposal to make a recommendation to the Board to abolish the PTCAB and to create a Palm Tran Citizens Advisory Board. The Board considered this recommendation at a workshop on August 28, 2001 and directed staff to prepare a resolution abolishing the PTCAB and establishing a new Palm Tran Services Board.

#### Attachments:

Α.	Palm Tran	Citizens Adv	isory Boa	ard (PTCAB)	Resolution	(old)
в.	Palm Tran	Service Boar	(abud) P	Pegalution	(new)	(0-4,
		octive poar	d (FIDD)	Resolution	(IIEM)	

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Recommended by:	Isra Maul 165	13/1/01
Approved By:	Department Directory	) pate - 12/10/
	Assistant County Administrator	Date

# II. FISCAL IMPACT ANALYSIS

A.	Five Year Summary of	Fiscal I	impact:			
	Fiscal Years	20 <u>02</u>	20	20	20	20
	tal Expenditures ating Costs					
Prog	rnal Revenues ram Income (County) ind Match (County)				<del>,</del>	
NE	FISCAL IMPACT			-	<del></del>	
	ADDITIONAL FTE SITIONS (Cumulative)	*****			<del></del>	-
Is I Budg	tem Included In Curre et Account No.: Fund	Ag	ency	Yes Org ory	Ob	o ject
в.	Recommended Sources	of Funds	/Summar	y of Fisca	l Impac	t:
c.	Departmental Fiscal	Review:				
,		III.	REVIEW	COMMENTS		
Α.,	OFMB Fiscal and/or O	Contract 1	Dev. and	d Control	Comments	3:
•	Chizaluth Cheis	i /10/01 o 01	Conti	Act Dev.	A cont	rol
В.	Legal Sufficiency:					
	Assistant County At	14/14/ay torney				
Z.	Other Department Rev	iew:				
	Department Dire	ctor				

#### 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:

- 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 <u>summary minutes</u> 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

- 7) Senior citizen
- 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) a certified paratransit user
  - 2) a regular fixed route bus passenger
  - 3) a fixed route bus operator
  - a representative of the Joint Committee to Increase County Government Efficiency.
- 8. **PTSB Chairperson** The PTSB shall elect a chairperson and a vice-chairperson from among its eleven (11) members. The chairperson and the vice-chairperson shall each serve for a term of one (1) year.

# 9. Quorum and Meetings -

- a. A quorum of the PTSB's membership must be physically present in order to conduct any business or take any action. A quorum shall consist of six (6) of the eleven (11) members.
- b. The PTSB shall endeavor to meet on a monthly basis and may meet more or less frequently as it deems appropriate.
- c. The PTSB shall conduct its meetings according to Roberts' Rules of Order and may establish rules of procedure for the conduct of its meetings.

## 10. PTSB Actions -

- a. The PTSB shall not undertake any action(s) unless a motion for such action has been approved by a majority of the members physically present casting their votes in favor of the motion.
- b. Motions must be made and voted upon during the course of regular or special meetings. Within any particular meeting, the PTSB will not take any action on any issue which has not been placed on the agenda for that meeting, unless the PTSB finds special conditions or circumstances exist which require immediate action.
- c. The PTSB shall establish a standing committee consisting of individuals with disabilities and other interested citizens. The primary purpose of this subcommittee

shall be to create a forum for individuals with disabilities to participate in the continued development and assessment of services to individuals with disabilities. This subcommittee will meet on a quarterly basis, but may be convened more frequently to consider and provide input to the PTSB regarding proposed changes to the County's fixed route or paratransit systems or to perform any other task assigned to it by the PTSB. The subcommittee shall report directly to the PTSB and shall forward to the PTSB the comments, information, facts and opinions it has obtained or gathered. The chair of the PTSB shall name the individual who will serve as the chair of the subcommittee. Members of the PTSB may also serve on this standing subcommittee.

- d. The PTSB may establish special subcommittees on an "ad-hoc" basis in order to enable it to more efficiently carry out its duties. The chair of the PTSB shall name all members of all subcommittees and the individual who will serve as the chair of any special subcommittee. Members of the PTSB may also serve on any special subcommittee.
- 11. Noninterference Members of the PTSB shall not contact Palm Tran staff, for any reason, other than the Executive Director of Palm Tran or his designee. Members shall not involve themselves in or interfere with the day-to-day operations of Palm Tran or the actions or activities of its employees and the employees of the Board of County Commissioners.
- 12. Conflict The provisions of this resolution shall prevail over Resolution No. 95-1806, to the extent of any conflict.
- 13. Sunset Except for the repeal of Resolution No. R2000-1221, the provisions of this Resolution shall sunset on December 31, 2002. Repealed, efterding & 9-30-03 on apr. 2, 2002; R 2002-048. Q repealed R2002-0485 on \$39-23-03, R 2003-1582 --- removing sunset date of the PTSB.

The foregoing resolution was offered by Commissioner McC	arty, who
moved its adoption. The motion was seconded by Commissioner	Marcus , and
upon being put to a vote, the vote was as follows:	•
Commissioner Warren H. Newell Commissioner Carol A. Roberts Commissioner Karen T. Marcus Commissioner Mary McCarty Commissioner Burt Aaronson Commissioner Tony Masilotti Aye Commissioner Addie L. Greene Aye	
The Chairman, thereupon declared the resolution duly passed a	nd adopted this 18 day of
December, 2001.	
	JNTY, FLORIDA, by its FY COMMISSIONERS
DOROTHY H. WIL	KEN, CLERK
	BEACH SOLL
G\eng\draney\RPTSB.2	Minimum Market

Agenda Item #: 6 G 2

# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date: April 2, 2002 [] Consent [X] Regular
[] Workshop [] Public Hearing

Department:
Submitted By: Palm Tran
Submitted For: Palm Tran

MCR 5-0 AMC 46.

#### I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to adopt: a Resolution amending Resolution R-2001-2241, which created the Palm Tran Services Board (PTSB), replacing the seven (7) district appointments with seven (7) at-large appointments and extending the sunset date from December 31, 2002 to September 30, 2003.

Summary: On December 18, 2001, the BCC approved Resolution R-2001-2241 which created the Palm Tran Services Board (PTSB). When staff attempted to coordinate the district appointments utilizing seven (7) specific categories: transportation experience, disability advocate, environmental advocate, municipal representative, business community representative, representative with multi-cultural experience, and senior citizen; it became apparent that the commissioners may not want to be restricted to a specific category. In order for this service board to succeed and be effective, it is necessary to maintain these categories in order to have a cross representation of the transit community. The seven (7) district appointments would be replaced by seven (7) at-large appointments with the specific category requirements. The original four (4) at-large appointments will remain unchanged, making a total of eleven (11) members.

Background and Policy Issues: For several years Palm Tran had two advisory boards, the Transportation Citizens' Advisory Board (TCAB) and the Palm Tran Accessibility Advisory Board (PTAAB). Each board functioned independently of the other. While the TCAB ceased to function in 1997, the PTAAB continued to function as Palm Tran's only advisory board focusing primarily on transportation for the disabled. This board was not efficient and was abolished, and was replaced by the Palm Tran Citizens Advisory Board (PTCAB). Its purpose was to address all public transportation issues, as well as, issues relating to transportation for persons with disabilities.

In 2001, the PTCAB established a Governance Subcommittee which recommended that the PTCAB be abolished and a Palm Tran Services Board be created in its stead. This concept was approved by the full PTCAB. The BCC considered this recommendation at a workshop on August 28, 2001 and directed staff to prepare a resolution to establish a new advisory board. The BCC approved Resolution R-2001-2241 on December 18, 2001 which created a Palm Tran Services Board. The PTSB will be responsible for holding public hearings for major service adjustments to the fixed route bus system within Palm Tran's BCC approved operating budget. The PTSB will also serve as a forum for individuals with disabilities to participate in the continued development and assessment of public transit service to individuals with disabilities required by federal regulations.

Attachments: 1	. Amended Resolution	
****		
Recommended by:	Terry Waull/16B	3/28/02
	Department Director	Date
Approved By:	Juint & Bourto	3/28/02
	Assistant County Administrator	Date

# II. FISCAL IMPACT ANALYSIS

A. Fi	ive Year Summary of	Fiscal I	mpact:			
, E	Fiscal Years	19	19	20	20	20
Capita Operat	al Expenditures ing Costs					
Progra	nal Revenues um Income (County) ad Match (County)					
NET	FISCAL IMPACT				-	
	DITIONAL FTE TIONS (Cumulative)					
Is Ite Budget	m Included In Curre Account No.: Fund	Ag	gency	org.		Object
B. R	ecommended Sources	of Funds/	Summary	of Fisca	l Impact	::
	No fiscal impac	t.				
C. De	epartmental Fiscal	Review:		//A		T-0.1
	נ	II. <u>REV</u>	EW COMMI	ents		
A. OF	FMB Fiscal and/or C	ontract D	ev. and	Control (	Comments	
	No fiscal impa	act.				
<del></del> 3,	NA VIE HO	eyero Mila	Contrac	V/A VSB	and Cont	
B. Le	$\mathcal{D}^{l'}$	0 7 31	,,,,			
A	Baistant County Att	3/2/02 corney				
C. Ot	her Department Revi	.ew;				
	NA					
-	Department Direc	tor				

## RESOLUTION NO. R- 2002-0485

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 atlarge 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 paratrar	<del>isit user</del>		
11 14 14 1	2) a regular fixed ro	ute bus passenge	<b>T</b>	
	3) a fixed route bus	<del>operator</del>		
	4) a representative	of the Joint	Committee to	Increase County
	Government Efficiency:			
Section	on 13. Sunset - Except fo	or the repeal of	Resolution No.	R2000-1221, the
	sions of this Resolution The	provisions of Re	solution R2001-	2241, as amended
•	shall sunset on September			
The foregoing	g resolution was offered by	Commissioner _	McCarty	
who moved its	adoption. The m	otion was so	econded by	Commissioner
Roberts	, and upon being	g put to a vote, th	ne vote was as fo	ollows:
	Commissioner Warren H. Commissioner Carol A. R. Commissioner Karen T. M. Commissioner Mary McC Commissioner Burt Aaron Commissioner Tony Masi Commissioner Addie L. G.	oberts Aarcus arty ason Iotti	Aye Aye Aye Aye Absent Absent Aye	
The Chairman	, thereupon declared the reso	olution duly pass	ed and adopted t	this 2 day of
APPROVED AS TO F AND LEGAL SUFFIC	ORM CIENCY	PALM BEAC BOARD OF	CH COUNTY, F COUNTY COM	FLORIDA, by its MMISSIONERS
		DOROTHY I	H. WILKEN, CI	LERK
By: County Attorney	·	By: Sinde Deputy Cl	erk  Lerk  Recount of the count	DA O
\eng\draney\RPTSBamend.pt	ON SEACH IS	DOROTHY H. W.	A, COUNTY OF P ILKEN, ex-officion mmissioners cartif of the original file 2, 2002	ALM BEACH OCIERK of the ly this to be a d in thy office

Agenda Item #: 6E-2

## PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

R-2003-1582 Mslk 5-0 Gan abs

AGENDA ITEM SUMMARY

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Seeting Date	<b>a</b> :	September	23,	2003	[	]	Consent	[X]	Regular
epartment:					[	]	Workshop	[ ]	Public Hearing
Submitted	By:	Palm	Tran	ı		•			
Submitted	For	: Palm	Tran	l					
			====	======	===	==	=======================================	====	

#### I. EXECUTIVE BRIEF

otion and Title: Staff recommends motion to: A) to adopt a resolution to amend esolution R. 2001-2241 to remove the sunset date of the Palm Tran Service Board nd B) to receive and file the annual report from the Palm Tran Service Board.

n December 18, 2001. The Palm Tran Service Board has worked successfully to ulfill its mission to make Palm Tran's fixed route bus system more efficient nd to serve as the ongoing mechanism for the participation of citizens, with nd without disabilities, in the continued development, implementation, and ssessment of all Palm Tran services. This resolution will remove the sunset rovision in the existing resolution. Sidney F. Dinerstein, Chair, Palm Tran ervice Board will also make a brief presentation. Countywide (DR)

ackground and Policy Issues: None.

ttachments:

1. Resolution

2. R 2001-2241

scommended by:

Department Director

8-27.03

Date

proved By:

ssistant County Administrator

Date

# II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:	
Fiscal Years 20 <u>03</u> 20 <u>01</u> 20 <u>05</u> 20 20	
Capital Expenditures  Operating Costs  External Revenues  Orogram Income (County)  En-Kind Match (County)	
NET FISCAL IMPACT0	
# ADDITIONAL FTE POSITIONS (Cumulative)0-	·
s Item Included In Current Budget? Yes No udget Account No.: Fund Agency Org Object Reporting Category	
. Recommended Sources of Funds/Summary of Fiscal Impact:	
No fiscal impact.	
. Departmental Fiscal Review: John Hyper Finance Mg-	
III. REVIEW COMMENTS	
. OFMB Fiscal and/or Contract Dev. and Control Comments:	
ABergeron 15 aug 03 99 fortract Dev. and control 9)  Legal Sufficiency:	<del>15/03</del> 9/03
Assistant County Attorney	
Other Department Review:	
Department Director	

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING RESOLUTION NO. R 2001-2241, AS AMENDED BY RESOLUTION NO. R2002-0485; REPEALING THE SUNSET DATE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners adopted Resolution No. R2001-2241 which created the Palm Tran Service Board; and

WHEREAS, the Board of County Commissioners adopted Resolution No. R2002-0485 which amended the manner in which members are appointed to the Palm Tran Service Board and extended the sunset date established for the Palm Tran Service Board to September 30, 2003; and

WHEREAS, the Board of County Commissioners now desires to amend Resolution No. R2001-2241, as amended, to eliminate the resolution's sunset date.

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

Section 13 of Resolution No. R2001-2241, as amended by Resolution R2002-0485, is repealed in its entirety.

	i he fore	going	g resolution wa	s offered	l by Comm	issione	r <u>Masiloot</u>	:1	
who	moved	its	adoption.	The	motion	was	seconded	by	Commissioner
. Ko	ons		, an	d upon l	oeing put to	o a vote	e, the vote wa	s as f	ollows:
			Commissione Commissione Commissione Commissione Commissione Commissione Commissione	r Carol . r Karen r Mary I r Burt A r Tony I	A. Roberts T. Marcus McCarty aronson Aasilotti		Absent Aye Aye Aye Aye Aye	•	

The Chair thereupon declared the resolution duly passed and adopted this 23<sup>rd</sup> day of September, 2003.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

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

DOROTHY H. WILKEN, CLERK

County Attorney

eputy Clerk

COUNTY

# 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
  - Disability advocate
  - 3) Environmental advocate
  - 4) Municipal representative
  - 5) Business community representative
  - 6) Representative with multi-cultural experience

- 7) Senior citizen
- 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) a certified paratransit user
  - a regular fixed route bus passenger
  - 3) a fixed route bus operator
  - a representative of the Joint Committee to Increase County Government Efficiency.
- 8. PTSB Chairperson The PTSB shall elect a chairperson and a vice-chairperson from among its eleven (11) members. The chairperson and the vice-chairperson shall each serve for a term of one (1) year.

# 9. Quorum and Meetings -

- a. A quorum of the PTSB's membership must be physically present in order to conduct any business or take any action. A quorum shall consist of six (6) of the eleven (11) members.
- b. The PTSB shall endeavor to meet on a monthly basis and may meet more or less frequently as it deems appropriate.
- c. The PTSB shall conduct its meetings according to Roberts' Rules of Order and may establish rules of procedure for the conduct of its meetings.

# 10. PTSB Actions -

- a. The PTSB shall not undertake any action(s) unless a motion for such action has been approved by a majority of the members physically present casting their votes in favor of the motion.
- b. Motions must be made and voted upon during the course of regular or special meetings. Within any particular meeting, the PTSB will not take any action on any issue which has not been placed on the agenda for that meeting, unless the PTSB finds special conditions or circumstances exist which require immediate action.
- c. The PTSB shall establish a standing committee consisting of individuals with disabilities and other interested citizens. The primary purpose of this subcommittee

shall be to create a forum for individuals with disabilities to participate in the continued development and assessment of services to individuals with disabilities. This subcommittee will meet on a quarterly basis, but may be convened more frequently to consider and provide input to the PTSB regarding proposed changes to the County's fixed route or paratransit systems or to perform any other task assigned to it by the PTSB. The subcommittee shall report directly to the PTSB and shall forward to the PTSB the comments, information, facts and opinions it has obtained or gathered. The chair of the PTSB shall name the individual who will serve as the chair of the subcommittee. Members of the PTSB may also serve on this standing subcommittee.

- d. The PTSB may establish special subcommittees on an "ad-hoc" basis in order to enable it to more efficiently carry out its duties. The chair of the PTSB shall name all members of all subcommittees and the individual who will serve as the chair of any special subcommittee. Members of the PTSB may also serve on any special subcommittee.
- 11. Noninterference Members of the PTSB shall not contact Palm Tran staff, for any reason, other than the Executive Director of Palm Tran or his designee. Members shall not involve themselves in or interfere with the day-to-day operations of Palm Tran or the actions or activities of its employees and the employees of the Board of County Commissioners.
- 12. Conflict The provisions of this resolution shall prevail over Resolution No. 95-1806, to the extent of any conflict.
- 13. Sunset Except for the repeal of Resolution No. R2000-1221, the provisions of this Resolution shall sunset on December 31, 2002.

The foregoin	g resolution was offered by	Commissioner _	McCarty	who
moved its adoption.	The motion was seconded by	y Commissioner	Marcus	and,
upon being put to a v	vote, the vote was as follows:			•
	Commissioner Warren H. N. Commissioner Carol A. Ro Commissioner Karen T. Ma Commissioner Mary McCar Commissioner Burt Aarons Commissioner Tony Masilo Commissioner Addie L. Green Commissioner Addie L. Green Commissioner Commissioner Addie L. Green Commissioner Commissioner Carolina (Commissioner Carol	berts arcus rty on atti	Aye Aye Aye Aye Aye Aye Aye Aye	
The Chairman	n, thereupon declared the re-	solution duly pas	sed and adopted this 18 day	of
December, 2001.				O1
APPROVED AS TO AND LEGAL SUFFIC	FORM CIENCY	BOARD OF CO	I COUNTY, FLORIDA, by its DUNTY COMMISSIONERS	
		DOROTHY H.	WILKEN, CLERK	
By: County Attorney	<del></del>	By: Ainda Deputy Cler	C. Hickman	
		MAN OF THE PARTY O	UNTY COMMINICATION OF THE PROPERTY OF THE PROP	

# ADDITIONAL BACKUP - Agenda Item 6E2 September 23, 2003

TO:

Karen T. Marcus, Chair and Members of the Board of County Commissioners

FROM:

Sidney Dinerstein, Chair, Palm Tran Service Board

RE:

Palm Tran Service Board - 2003 Annual Report

DATE:

September 12, 2003

I am pleased to be able to provide the Board of County Commissioners the Palm Tran Service Board's Annual Report. The past year has been extremely productive as the Palm Tran Service Board has moved to streamline fixed route bus service as well as provide a continuing forum for public involvement with paratransit service by members of the disabled and senior citizen communities of Palm Beach County.

Specifically the Palm Tran Service Board has accomplished the following:

- 1. Evaluated the performance of 5 poorly performing fixed routes as defined by Board of County Commissioners policies, held public hearings, and discontinued service on 3 routes, combined 2 routes into one route, and modified service on 1 route.
- 2. As a result of this work 5 buses have been obtained from existing services to reassign to Route 1 to implement 20 minute service each weekday beginning September 20, 2003. Route 1 carries approximately 25% of Palm Tran's total fixed route ridership. The additional service on Route 1 will be financially assisted by a Florida Department of Transportation corridor development grant for the next two years with 100% state funding.
- 3. A new County Senior Transportation Services program was established during the past year. This new program provides a focus for transportation options for senior citizens who are the fastest growing age group in Palm Beach County.
- 4. The PTSB Planning Subcommittee has continued to promote the straightening of the current crazy quilt pattern of fixed routes into a grid of bus routes serving major corridors. The recently completed Palm Beach County Transit Development Plan will help promote the transfer of neighborhood bus service to municipal sponsorship, thus making the implementation of a grid bus route network more acceptable to neighborhoods that have been served by Palm Tran bus routes.
- 5. The PTSB Marketing Subcommittee has continued to promote a higher level of awareness of all of Palm Tran's services. This year ridership on fixed route service is up by some 12.5% from the previous year with no increase in either buses operated or service hours provided from the previous year. Paratransit ridership is also up some 13% for the fiscal year to date.
- 6. The PTSB Paratransit Subcommittee has met regularly throughout the year to provide a continuing forum for the members of the disabled and elderly communities in the development of Palm Tran CONNECTION and fixed route services. We have been pleased that complaints are at the lowest levels, ever. Palm Tran CONNECTION has been recognized at both the national and state levels as an outstanding paratransit system.

The past year has been very productive for the Palm Tran Service Board and we look forward to serving Palm Beach County during the coming year.

cc: Members, Palm Tran Service Board
Robert Weisman, County Administrator
Vincent Bonvento, Assistant County Administrator
Donna Raney, Assistant County Attorney

Agenda Item #:6H-2

# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

## AGENDA ITEM SUMMARY

R-2004-0949 MS/Mc 6-0 Nabs.

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****************				=========
eeting Date: May 18, 200	4 [ ]	Consent Workshop	Regular [ ] Public	
epartment: Submitted By: Palm T	ran			
Submitted For: Palm T	ran			
=======================================	=========	==========		
	I. EXECUT	IVE BRIEF		
otion and Title: Staff resolution R. 2001-2241 to Citizen At Large" position f the former Palm Beach C fficiency (Mini-Grace Com	o change a sea n to replace t County Joint (	at on the Pa he seat desi	ilm Tran Ser gnated for a	vice Board to a representative
ummary: The Board of Country ommittee to Increase Country leven seats on the Palm Tr f this group. This resolution race Commission to a "Cit	ty Government an Service Bo tion will des	Efficiency ard was desi ignate the s	on May 4, 20 gnated for a seat allocat	004. One of the representative
ackground and Policy Issues currently held by Mr. Si hair of the Palm Tran Ser	dney F. Diner	esignated fo stein. Mr.	or the Mini-G Dinerstein i	Frace Commission s currently the
ttachments: Resolution				
				=======================================
ecommended by: Departs	ment Director	and		5.6.04 Date
pproved By:	aut County Ad	Lux	ے ۔	13/04 Date

# II. FISCAL IMPACT ANALYSIS

. Five Year Summary of	Fiscal Im	pact:				
Fiscal Years	2004	20	20	20	20	
apital Expenditures perating Costs						
xternal Revenues rogram Income (County) n-Kind Match (County)				<del></del>	<del></del>	
NET FISCAL IMPACT	-0-	-				
# ADDITIONAL FTE POSITIONS (Cumulative)	0-	Section of the sectio				
s Item Included In Curre udget Account No.: Fund Repor	ent Budget Age: ting Cate	ncy	_ Org	No Obj	ect	_ _
. Recommended Sources	of Funds/	Summary	of Fisca	.l Impact	:	
. Departmental Fiscal	Review:	John	refe	49), F	Tagra &	SAN YU
. OFMB Fiscal and/or O		REVIEW C		Comments	:	
Legal Sufficiency:	pm Silvi	Contra	ct Dev	Local Cont	5 / 5 / Some.	12/04 -5/12/04
Assistant County At	torney	·				
Other Department Rev						

#### **RESOLUTION NO. R-2004 - 0949**

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING RESOLUTION NO. R-2001-2241, AS AMENDED BY R-2002-0485 and R-2003-1582, TO CHANGE THE CRITERIA FOR MEMBERSHIP ON THE PALM TRAN SERVICE BOARD; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners desires to amend Resolution R-2001-2241 (which created the Palm Tran Service Board), as amended by R-2002-0485 and R-2003-1582; and

WHEREAS, the Board of County Commissioners wishes to revise the membership criteria used to select and appoint members to serve on the Palm Tran Service Board.

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

- 1. Section 7.e. of Resolution No. 2001-2241, as amended by Resolution Nos. 2002-0465 and 2003-1582, is amended in its entirety to provide as follows:
  - To the extent deemed possible by 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 each of the following eleven (11) categories appointed to the PTSB.
    - 1) Transportation experience
    - 2) Disability advocate
    - 3) Environmental advocate
    - 4) Municipal representative
    - 5) Business community representative
    - 6) Representative of the diverse communities of Palm Beach County
    - 7) Senior citizen
    - 8) a certified paratransit user
    - 9) a regular fixed route bus passenger
    - 10) a fixed route bus operator

			11)	a Citizer	at larg	ge				
	,	The fo	oregoing	resolution	n was o	ffered by C	ommis	sioner	Ma	silotti,
who	moved	its	adopti	on.	The	motion	was	seconded	by	Commissioner

McCarty	, and upon being p	ut to a vote, the	vote was as follows:
The Chair the	Commissioner Karen T. Mar Commissioner Tony Masilot Commissioner Jeff Koons Commissioner Warren H. N. Commissioner Mary McCart Commissioner Burt Aaronso Commissioner Addie L. Gre	ewell ty on ene	Aye Aye Absent Aye
	seupon deciared the resolution	on dury passed a	nd adopted this 18 day of
, 2004.			
APPROVED AS TO AND LEGAL SUFFI		BOARD OF C	H COUNTY, FLORIDA, by its OUNTY COMMISSIONERS
		DOROTHY H	. WILKEN, CLERK
By: County Attorney		By: Linda Deputy Cla	C COUNTY COUNTY SOLUTION OF FLORIDA

Agenda Item No.: 3AA2

# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

mc abs R-2007-0711

Meeting Date: May 1, 2007

[ ] Consent [X] Regular

Department: Palm Tran

Submitted By: Palm Tran

Submitted for: Palm Tran

# I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: a resolution amending Resolution No. 2001-2241 effectively revising membership criteria for the Palm Tran Service Board (PTSB).

Summary: The Board of County Commissioners adopted Resolution No. R2001-2241 which created the Palm Tran Service Board (PTSB). The resolution has been further amended through the adoption of Resolution Nos. R2002-0485, which amended the manner which members are appointed to the PTSB; and R2003-1582, which removed the sunset date established for the PTSB in its entirety; and R2004-0949, which allowed for a citizen at-large position. This current resolution will further amend the original Board Resolution by revising the PTSB membership criteria so as to allow one (1) member of the PTSB to be employed by a paratransit transportation provider providing dealing with the consumers of paratransit transportation services in Palm Beach County. Countywide (DR)

Background and Policy Issues: David Evans resigned from the PTSB due to a conflict of interest with the existing resolution because of his employment with MV Transportation. Mr. Evans is an integral part of the paratransit system in Palm Beach County. In addition to using the service, he is a member of the TD Local Coordinating Board (LCB), former member of the Palm Tran Service Board (PTSB), former Chairman of the Palm Tran Service Board Paratransit Subcommittee and currently the consumer advocate for MV Transportation. He is one of the most active members of the LCB and PTSB. He always voices his concerns and informs the Board of any transportation issues of importance. With the help of Mr. Evans' advocacy and volunteering, Palm Tran CONNECTION has experienced unprecedented growth. His creative ideas and active leadership have contributed to the positive relationship we have with our customers. Without Mr. Evans' help, Palm Beach County's paratransit system would not be where it is today.

For six (6) years Mr. Evans led a group of advocates from Palm Beach County to Tallahassee for Transportation Disadvantaged Day. With the help of his organization, leadership and diligence he has helped get Bills passed and keep the Transportation Disadvantaged program and Trust Fund intact. In 2004 the Florida Commission for the Transportation Disadvantaged named David Evans the Transportation Volunteer of the Year. Mr. Evans is the leading advocate and volunteer for the transportation of seniors, the disadvantaged and the disabled in not only Palm Beach County, but the entire state of Florida.

Attachments: N/A		
===========		
Recommended By		Acil (1 2 2 2 2
	Department Director	10 ate
Approved By:	Wat Mourant	Amil 17, 2007
	Assistant County Administrator	Date

# II. FISCAL IMPACT ANALYSIS

Ĺ.	A. Five Year Summary	of Fiscal Impact	•			
j	Fiscal Years	2007				_
	Capital Expenditures		2008	2009	200-	200-
	Operating Costs					
]	External Revenues			-		
I	Program Income (County)					
I	n-Kind Match (County)					
N	ET FISCAL IMPACT					
# Pe	ADDITIONAL FTE OSITIONS (Cumulative)					
Is Bi	Item Included In Curren udget Account No.: Recommended Sour	Fund Dep	t. Unit O	object		
C.	Departmental Fiscal  III. REVIEW COMP  OFMB Fiscal and/or of there is no fiscal in	MENTS			be Joh	nMuzhi
В.	St 4/10/07 OFMB  Legal Sufficiency:	CN 1	1/11/07	dr. f.	prechy L	211)05
	Assistant County Attor	rney				
C.	Other Department Revi	ew:				
	Department Dire	ctor				

REVISED 9/03
ADM FORM 01
(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)

# RESOLUTION NO. R- 2007-0711

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING RESOLUTION NO. R 2001-2241, AS AMENDED BY RESOLUTION NOS. R2002-0485, R-2003-1582 AND R-2004-0949; REVISING MEMBERSHIP CRITERIA; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners adopted Resolution No. R2001-2241 which created the Palm Tran Service Board (also referred to herein as the "PTSB"); and

WHEREAS, the Board of County Commissioners adopted Resolution No. R2002-0485 which amended the manner in which members are appointed to the PTSB and extended the sunset date established for the PTSB to September 30, 2003; and

WHEREAS, the Board of County Commissioners adopted Resolution No. R2003-1582 to remove the sunset date established for the PTSB in its entirety, and thereafter adopted Resolution No. R2004-0949 to allow for a citizen at large position; and

WHEREAS, the Board of County Commissioners wishes to further amend Resolution No. R2001-02241, as previously amended, to revise the PTSB membership criteria so as to allow one member of the PTSB to be employed by a paratransit transportation provider providing services to Palm Beach County and further requiring that such member have extensive experience dealing with the consumers of paratransit transportation services in Palm Beach County.

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

- 1. Section 7 of Resolution No. R2001-2241, as amended by Resolution Nos. R2002-0485, R2003-1582 and R2004-0949 is amended to add subparagraph f. which shall provide as follows:
  - f. The member selected to represent the certified paratransit user category described in Section 7.e.8 above may be employed by a paratransit transportation provider providing services to Palm Beach County; provided, however, that if the member's occupation is in the area of provider of paratransit transportation services, than such member shall have extensive experience dealing with the consumers of paratransit transportation services in Palm Beach County.
  - 2. This resolution shall take effect upon its adoption.

	7	Tne fo	regoing resolut	ion was	offered by	Comm	issioner	M	<b>.</b>
	moved	its	adoption.	The	motion	was	seconde		Commissioner
d	Koon The ay ofM	e Cha	Commis Commis Commis Commis Commiss Commiss	ssioner A ssioner J ssioner V sioner N sioner B sioner J	Addie Gree John F. Koo Karen T. M Warren H. I Mary McCa Burt Aarons ess R. Sant	ene ons arcus Newell rty on amaria		Aye Aye Aye Aye Absen Aye Aye	s as follows:
A A By	ND LEG	D AS	TO FORM JFFICIENCY		Sharon By:	CD OF	ck, Clerk &	COMM Comp	OCT INTY

# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

2008-1568

#### **AGENDA ITEM SUMMARY**

				=====	1	====
Meeting Date: S	eptember 9, 2008	[]	Consent Ordinance	[X]	Regular Public Hearing	
Department:	Palm Tran		·	1 1	i done Hearing	
Submitted By:	Palm Tran					
Submitted for:	Palm Tran					
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#### I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to adopt: Resolution amending Resolution No. 2001-2241 revising membership criteria for the Palm Tran Service Board (PTSB).

Summary: On December 18, 2001, the Board of County Commissioners adopted Resolution No. R2001-2241, which created the Palm Tran Service Board (PTSB). This Resolution will further amend the Resolution creating the Service Board by revising the PTSB membership criteria to: 1) change the membership from eleven (11) members to twelve (12) by adding a second member with transit experience; 2) change the Chairperson to a non-voting role except in the case of a tie vote or where the Chairperson's attendance is needed to create a quorum; and 3) change the definition of a quorum to seven (7) members.

The Palm Tran Service Board (PTSB) met on August 21, 2008, and discussed this proposed expansion. They recommend that the Board of County Commissioners consider two (2) additional seats, instead of one (1), with one (1) additional seat specifically dedicated to the Glades area, and that the PTSB Chairperson would remain a voting member of the PTSB. Countywide (DR)

Background and Justification: The Palm Tran Service Board (PTSB) was established December 18, 2001 and is currently comprised of eleven (11) at-large voting members from eleven (11) categories. The PTSB acts as an advisory board to the Board of County Commissioners and has been delegated authority by the BCC to conduct public hearings and make determinations regarding certain modifications to Palm Tran's fixed route service. It also provides a forum for public in-put relative to public transportation issues in Palm Beach County. At the direction of the Board of County Commissioners, this amendment would increase the membership to twelve (12) members. Additionally, this amendment would modify the duties of the Chairperson of the PTSB by making that position a non-voting member except if there were to be a tie vote among the other members or if the Chairperson were needed to create a quorum.

Attachment(s): Reso	olution	_		
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Recommended By				
	Depa	rtment Director	ì	Date
Approved By:		Jah	8/	28/08
	Assis	tant County Administra	tor	Date

A. Five Year Summa			CT ANALYSIS		
Fiscal Years	2008	2009	2010	200-	200-
Capital Expenditures	3		2010	200-	200-
Operating Costs					
External Revenues					
Program Income (County)					
n-Kind Match (County	)				
NET FISCAL IMPACT	0	0			
# ADDITIONAL FTE POSITIONS (Cumulative)	0	0			
s Item Included In C Budget Account No.	urrent Budget	Fund	NoNA_ _Dep't	X_ UnitObje	ct
3. Recommende	d Sources of F	unds/Summa	ry of Fiscal Impac	:t:	
C. Departmental		III. <u>REVIEW C</u>	OMMENTS  ntrol Comments:	Manager	_
. •	nta 8.27.		Contract Dev. a	. 4	P (26)
Assistant Cou	nty Attorney	7/29/or			
C. Other Departm  Department Di					

REVISED 9/03 ADM FORM 01 (THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)

## RESOLUTION NO. R- 2008-1568

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING RESOLUTION NO. R 2001-2241, AS AMENDED BY RESOLUTION NOS. R2002-0485, R2003-1582, R2004-0949, AND R2007-0711; EXPANDING THE MEMBERSHIP OF THE PALM TRAN SERVICE BOARD TO THIRTEEN MEMBERS; REVISING THE CRITERIA FOR MEMBERSHIP; AMENDING THE QUORUM REQUIREMENTS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners adopted Resolution No. R2001-2241 which created the Palm Tran Service Board (also referred to herein as the PTSB); and

WHEREAS, the Board of County Commissioners adopted Resolution No. R2002-0485 which amended the manner in which members are appointed to the PTSB and extended the sunset date established for the PTSB to September 30, 2003; and

WHEREAS, the Board of County Commissioners adopted Resolution No. R2003-1582 to remove the sunset date established for the PTSB, and thereafter adopted Resolution No. R2004-0949 to establish a citizen at-large position; and

WHEREAS, the Board of County commissioners adopted Resolution 2007-0711 modifying the membership criteria so as to allow one (1) member of the PTSB to be an employee of a paratransit service provider as long as that member has extensive experience dealing with the consumers of paratransit transportation services in Palm Beach County; and

WHEREAS, the Board of County Commissioners wishes to further amend Resolution No. R2001-2241, as previously amended, to increase the membership of the PTSB from eleven (11) to thirteen (13) members, to require that the twelfth member have extensive experience dealing with the consumers of paratransit transportation services and the thirteenth member be a resident of the Glades/Lake Region, and to increase the number of members who must be present to constitute a quorum of the PTSB from six (6) to seven (7) members.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY

# COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

- 2 1. Section 6. Composition, of Resolution No. R2001-2241, as amended, is amended to provide as follows:
  - Section 6. Composition The PTSB shall be composed of eleven (11) thirteen (13) voting members who shall be residents of Palm Beach County. The Board of County Commissioners shall appoint each member who shall serve at-large and at the pleasure of the Board of County Commissioners.
  - 2. Section 7. Terms, of Resolution No. R2001-2241, as amended, is amended to provide as follows:

Section 7. Terms -

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- 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) and 13) shall be for two (2) years. The initial terms held by the members appointed to serve as representatives from the categories described in Section 7.e.2), 4), 6), 8), and 10) and 12) shall be for one (1) year.
- Any member may be removed, for any reason whatsoever, with or without c. cause, by the Board of County Commissioners.
- Notwithstanding anything contained herein, a member's appointment shall d. terminate and the member shall be automatically removed, with or without the action of the Board of County Commissioners, 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 the absences.
- To the extent deemed possible by the Board of County Commissioners, e. 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 each of the following eleven

1	(11) thirteen (13) categories appointed to the PTSB:						
2	1) Transportation experience						
3	2) Disability advocate						
4	3) Environmental advocate						
5	4) Municipal representative Elected municipal official of a municipality						
6	located in Palm Beach County						
7	5) Business community representative						
8	6) Representative of the diverse communities of Palm Beach County						
9	7) Senior citizen						
10	8) a eCertified paratransit user						
11	9) a <u>FRegular</u> fixed route bus passenger						
12	10) a fFixed route bus operator						
13	11) a Citizen at_large						
14	12) Paratransit expertise						
15	13) Resident of the Glades/Lake Region of Palm Beach County						
16	f. The member selected to represent the certified paratransit user category						
17	described in Section 7.e.8 above may be employed by a paratransit transportation						
18	provider providing services to Palm Beach County; provided, however, that if the						
19	member's occupation is in the area of paratransit transportation services, than						
20	such member shall have extensive experience dealing with the consumers of						
21	paratransit transportation services in Palm Beach County.						
22	3. Section 8. PTSB Chairperson, of Resolution No. R2001-2241, as						
23	amended, is amended to provide as follows:						
24	8. PTSB Chairperson - The PTSB shall elect a chairperson and a vice-						
25	chairperson from among its eleven (11) thirteen (13) members. The chairperson						
26	and the vice-chairperson shall each serve for a term of one year.						
27	4. Section 9. Quorum and Meetings, of Resolution No. R2001-2241, as						
28	amended, is amended to provide as follows:						
29	9. Quorum and Meetings –						
30	a. A quorum of the PTSB's membership must be physically present in order						

	to conduct any business or take any action. A quorum shall consist of six (6)										
	seven (7) of the eleven (11) thirteen (13) members.										
# # # #	b. The PTSB shall endeavor to meet on a monthly basis and may meet more										
And the second s	or less frequently as it deems appropriate.										
The state of the s	c. The PTSB shall conduct its meetings according to Robert's Rules of Order										
A CONTRACTOR	and may establish rules of procedure for the conduct of its meetings.										
	This resolution shall take effect upon its adoption.										
	The foregoing resolution was offered by Commissioner <u>Jeff Koons</u> , who										
moved	its	adoption.	The	motion	was	seconded	by	Commissione	er		
Robert	Kanjia	in	, and u <sub>]</sub>	oon being	put to a	vote, the vo	te was	as follows:			
and the state of t	1										
To the state of th											
Commissioner Addi Commissioner Jeff I Commissioner Kare Commissioner Robe Commissioner Mary Commissioner Burt Commissioner Jess					arcus anjian rty on		Aye Absent Aye Absent Vay				
The Chairperson thereupon declared the resolution duly passed and adopted this 9 <sup>th</sup>											
day of	Septem	ber, 2008.									
H.	AS TO FORM SUFFICIENCY		PALM BEACH COUNTY, FLORIDA, by its BOARD OF COUNTY COMMISSIONERS								
		Share	Sharon R. Bock, Clerk & Comptroller								
By: <u>C</u>	orney	Вус	QUE eputy C	OL T	Nu	CO CO					

# PALM TRAN SERVICE BOARD MEMBERS AS OF September 2008

Leonard Tashman - Seat # 1 Terry Brown – Seat # 2 Representative with Transportation Experience **Disability Advocate** 23 Harbour Drive, South 3339 Jog Park Drive Lake Worth, FL 33467-2076 Ocean Ridge, FL 33435 PHONE: 837-5517 PHONE: 561/964-5686 HOME 369-2946 / Email: harlen@bellsouth.net CELL 436-3539 FAX: 561/837-5763 Term Ends: 5/17/10 Email: Term Ends: 5/6/09 Trudy McConnell - Seat # 3 Maurice J. Jacobson - Seat # 4 **Environmental Advocate Municipal Representative** 3605 S. Ocean Boulevard #B202 **REMOVED FOR ABSENCES - NOVEMBER 2008** South Palm Beach, FL 33480 PHONE: 561/585-4915 (home) Director, Communications 561/371-7424 (cell) **USE THIS** Quantum Foundation Email: mjjfinal@aol.com 2701 North Australian Ave., Suite 200 West Palm Beach, FL 33407 Term Ends: 7/7/09 561/832-7497 X 112 (C 644-6827) PHONE: FAX: 561/832-5794 Email: trudym@quantumfnd.org Term Ends: 5/17/10 Marta M. Suarez-Murias, Attorney - Seat # 5 Jayne King - Seat # 6 **Business Community Representative** Representative with Multicultural Experience Moyle, Flanigan, Katz, Raymond, Krasker & White, P.A. 3400 Place Valencay P O Box 3888 Delray Beach, FL 33445 West Palm Beach, FL 33402-3888 HOME PHONE: 561/637-8896 PHONE: 561/822-0335 Email: jaynenote@yahoo.com Email: msuarez-murias@moylelaw.com Term Ends: 5/17/10 Term Ends: 5/6/09 John Parsons - Seat # 7 David Evans - Seat #8 **Senior Citizen Certified Paratransit User** 141 Wooden Mill Terrace 19601 Carolina Circle Jupiter, FL 33458 Boca Raton, FL 33434 PHONE: 561/747-6748 561/482-5684 PHONE: Email: johno61@adelphia.net WORK: Email: DREVANS@bellsouth.net Term Ends: 5/17/10 Term Ends: 06/18/09 Roberta Van Sickle - Seat # 9 Frank Stanzione - Seat # 10 **Fixed Route Bus Rider** Fixed Route Bus Operator 8582 Tourmaline Blvd. **REMOVED FOR ABSENCES - NOVEMBER 2008** Boynton Beach, FL 33437 PHONE: 561/364-1265 4082 Chestnut Avenue Email: fstanz0314@bellsouth.net Palm Beach Gardens, FL 33410-2146 PHONE: 561/691-8220 Term Ends: 5/6/09 Email: rv51us@yahoo.com Term Ends: 05/16/10 Sidney Dinerstein - Seat # 11 Tomas Boiton – Seat #12 Citizen at Large Second Member with Transportation Experience 15 St. George Place 1406 Flagler Blvd. Palm Beach Gardens, FL 33418 Lake Park, FL 33403

PHONE:

WORK: 561/249-4181 CELL: 561-818-0524

Email: tboiton@comcast.net

PHONE:

561/625-0129

Email: siddinerstein@yahoo.com

Term Ends: 5/17/10