

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARD APPOINTMENT SUMMARY

Meeting Date: June 16, 2009
Department: Planning Division
Submitted By: Lorenzo Aghemo, Planning Director
Advisory Board Name: Planning Commission

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: One of the following individuals to the Planning Commission for a term of three (3) years.

<u>Reappointment Nominee</u> Neil Merin	<u>Seat No.</u> 15	<u>Nominated By</u> Commissioner Koons Commissioner Aaronson Commissioner Abrams
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or

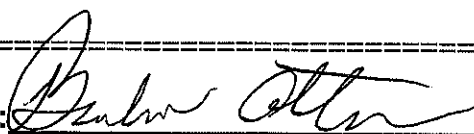
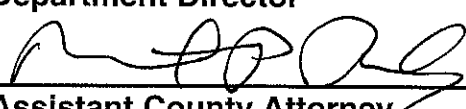
<u>Appointment Nominee</u> Dagmar Brahs	<u>Seat No.</u> 15	<u>Nominated By</u> Commissioner Marcus Commissioner Aaronson
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Summary: The Land Use Advisory Board was reestablished by Resolution No. R-90-1987. The Planning Commission (PLC) was created by Ordinance 2008-003 and replaces the LUAB. The Planning Commission consists of 16 members; 15 BCC appointed members and one representative of the School District of PBC and serves three (3) year terms. Each member of the BCC shall appoint two members to the PLC. One member shall be appointed at large by a majority vote of the BCC. This appointment is the at large appointment. On May 19, 2009, a memo was distributed to the County Commissioners requesting nominations to this Commission. Mr. Merin currently serves on the Planning Commission and wishes to be reappointed. These are the only nominations that have been received. Unincorporated (RPB)

Background and Justification: The ULDC provides that although no specific experience requirements shall be necessary as a prerequisite to appointment, consideration shall be given to applicants who have experience or education in planning, law, architecture, natural resource management, real estate, and related fields.

Attachments:

1. Memo dated May 19, 2009 to the Commissioners requesting nominations
2. Board Appointment Forms
3. Current List of Planning Commission Members
4. Board Meeting Dates
5. ULDC Article 17 (excerpts)

Recommended By:		6/2/09	
	Department Director	Date	
Legal Sufficiency:		6/3/09	
	Assistant County Attorney	Date	

II. REVIEW COMMENTS

A. Other Department Review:

Department Director



**Department of Planning,
Zoning & Building**

2300 North Jog Road
West Palm Beach, FL 33411-2741
(561) 233-5000

Planning Division 233-5300
Zoning Division 233-5200
Building Division 233-5100
Code Enforcement 233-5500
Contractors Certification 233-5525
Administration Office 233-5005
Executive Office 233-5228
www.pbcgov.com/pzb

**Palm Beach County
Board of County
Commissioners**

Jeff Koons, Chairman
Burt Aaronson, Vice Chairman
Karen T. Marcus
Shelley Vana
Steven L. Abrams
Jess R. Santamaria
District 7

County Administrator

Robert Weisman



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Affirmative Action Employer"*

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**INTER-OFFICE COMMUNICATION
DEPARTMENT OF PLANNING, ZONING AND BUILDING
PLANNING DIVISION**

TO: The Honorable Jeff Koons, Chair, and Members of the Palm Beach County Board of County Commissioners
FROM: Lorenzo Aghemo *fw*
Planning Director
DATE: May 19, 2009
RE: Expiration of Term, Planning Commission/Local Planning Agency

The term of the Planning Commission At-Large appointee, Neil Merin, expires on June 2, 2009. Neil Merin is eligible for reappointment for another term.

Each member of the Board of County Commissioners shall appoint two (2) members. One member of the Planning Commission shall be appointed at-large by a majority vote of the Board of County Commissioners. The term of office of each member shall be three (3) years. There is no limit on the number of terms a person may serve on the Planning Commission.

The attendance record for Mr. Merin during the three years of his current term is shown below:

	<u>Meetings Attended</u>	<u>Meetings Absent</u>
2007	09	03
2008	09	02
2009	04	00

Mr. Merin has not had any disclosed voting conflicts.

Attached is a completed appointment form and a blank blue appointment form for you if you choose to reappoint the current member or another member. More information about the activities of the Planning Commission can be obtained from Erin Fitzhugh, Senior Planner, at 233-5263.

cc: Verdenia Baker, Deputy County Administrator
Barbara Alterman, Executive Director, PZ&B
Patty Hindle, Agenda Coordinator
Denise Perez, Administrative Assistant, PZ & B
Alisa Hallberg, Planning Commission Recording Secretary
Neil Merin, Planning Commission Member

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**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSION
BOARD APPOINTMENT INFORMATION FOR**

Part I:

Board Name: Planning Commission

At Large Appointment or District Appointment

Term of Appointment: 3 years. From 6/3/09 To 6/2/12

Seat Requirement: NA Seat NA

(Please describe education and/or experience that qualifies the nomination under the seat requirement).

**Reappointment or New Appointment

or to complete the term of
due to: resignation other

Completion of term to expire on:

Part II: *APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT*

Name: Neil Merin

Occupation:

Business Name: Merin, Hunter & Codman

Business Address: 1601 Forum Place #200

City & State: Zip Code: West Palm Beach, FL 33401

Residence Address: _____

City & State: _____ Zip Code: _____

Home Phone: _____ Business Phone: 561-471-8000

Cell Phone: 561-714-3880

Fax No.:

E-mail Address: nmerin@mhereal.com

Mailing Address preference: Business Address Residence Other or

Other:

Minority Identification Code:

IF (American Indian Female)

IM (American Indian Male)

AF (Asian Female)

AM (Asian Male)

BF (Black Female)

BM (Black Male)

HF (Hispanic Female)

HM (Hispanic Male)

WF (White Female)

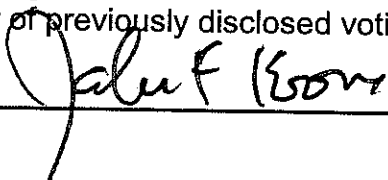
WM (White Male)

Part III: COMMISSIONER COMMENTS

Appointment to be made at BCC Meeting on: _____

*When a person is being considered for re-appointment, the number and nature of previously disclosed voting conflicts shall be considered by the Board of County Commissioners.
____ Number of previously disclosed voting conflicts.

Signature



Date:

5-25-09

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

Part I:

Board Name: Planning Commission

At Large Appointment or District Appointment

Term of Appointment: 3 Years.

From: 6/3/09

To: 6/2/12

Seat Requirement: N/A

Seat #: N/A

*Reappointment or New Appointment

or to complete the term of _____

Due resignation other to: _____

Completion of term to expire on: _____

Part II: APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: _____

Merin

Last

Neil

First

Middle

Occupation/Affiliation: _____

Business Name: _____

Merin Hunter + Cosman

Business Address: _____

1601 Forum PL # 200

City & State _____

West Palm Bch

Zip Code: _____

33401

Residence Address: _____

City & State _____

Zip Code: _____

Home Phone: _____

() _____

Business Phone: _____

()

Ext. 561 471 8000

Cell Phone: _____

() 714-3880

Fax: _____

() _____

Email Address: _____

mmerin @ mhercal . com

Mailing Address preference: Business Address Residence

Minority Identification Code:

IF (Native-American Female)

IM (Native-American Indian Male)

AF (Asian-American Female)

AM (Asian-American Male)

BF (African-American Female)

BM (African-American Male)

HF (Hispanic-American Female)

HM (Hispanic-American Male)

WF (Caucasian Female)

WM (Caucasian Male)

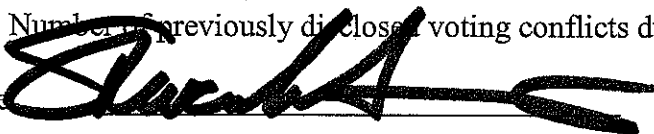
Part III: COMMISSIONER COMMENTS

Appointment to be made at BCC Meeting on: _____

***When a person is being considered for re-appointment, the number of previous disclosed voting conflicts shall be considered by the Board of County Commissioners.**

0 Number of previously disclosed voting conflicts during the previous term

Signature _____



Date: 5/21/09

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

Part I:

Board Name: Planning Commission

At Large Appointment or District Appointment

Term of Appointment: 3 Years. From: _____ To: _____

Seat Requirement: none Seat #: _____

*Reappointment or New Appointment

or to complete the term of _____ Due to: resignation other

Completion of term to expire on: _____

Part II: APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: Brahs Dagmar
Last First Middle

Occupation/Affiliation: Property Manager

Business Name: Kart Corp.

Business Address: 500 Australian Avenue S. # 110

City & State West Palm Beach Zip Code: 33401

Residence Address: 6655 O'Hara Avenue

City & State Boynton Beach Zip Code: 33437

Home Phone: () 734-9338 Business Phone: () 689-3738 ext.

Cell Phone: () Fax: ()

Email Address: _____

Mailing Address preference: Business Address Residence

Minority Identification Code:

- | | |
|---|---|
| <input type="checkbox"/> IF (Native-American Female) | <input type="checkbox"/> IM (Native-American Indian Male) |
| <input type="checkbox"/> AF (Asian-American Female) | <input type="checkbox"/> AM (Asian-American Male) |
| <input type="checkbox"/> BF (African-American Female) | <input type="checkbox"/> BM (African-American Male) |
| <input type="checkbox"/> HF (Hispanic-American Female) | <input type="checkbox"/> HM (Hispanic-American Male) |
| <input checked="" type="checkbox"/> WF (Caucasian Female) | <input type="checkbox"/> WM (Caucasian Male) |

Part III: COMMISSIONER COMMENTS

Appointment to be made at BCC Meeting on: _____

***When a person is being considered for re-appointment, the number of previous disclosed voting conflicts shall be considered by the Board of County Commissioners.**

_____ Number of previously disclosed voting conflicts during the previous term

Signature: Cindy R. DeFulippo for Date: 5/20/09
Comm. Karen T. Marcus

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

Part I:

Board Name: Planning Commission

At Large Appointment or District Appointment

Term of Appointment: 3 Years. From: _____ To: _____

Seat Requirement: No special requirement Seat #: _____

*Reappointment or New Appointment

or to complete the term of _____ Due resignation other to: _____

Completion of term to expire on: _____

Part II: APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: Brahs Last Dagmar First _____ Middle _____

Occupation/Affiliation: Property Manager

Business Name: Karl Corporation

Business Address: 500 Australian Avenue S., #710

City & State: West Palm Beach, Florida Zip Code: 33401

Residence Address: 6655 O'Hara Avenue

City & State: Boynton Beach, Florida Zip Code: 33437

Home Phone: (561) 734-9338 Business Phone: (561) 689-3738 Ext.

Cell Phone: () Fax: ()

Email Address: _____

Mailing Address preference: Business Address Residence

Minority Identification Code:

- IF (Native-American Female) IM (Native-American Indian Male)
 AF (Asian-American Female) AM (Asian-American Male)
 BF (African-American Female) BM (African-American Male)
 HF (Hispanic-American Female) HM (Hispanic-American Male)
 WF (Caucasian Female) WM (Caucasian Male)

Part III: COMMISSIONER COMMENTS

Appointment to be made at BCC Meeting on: _____

***When a person is being considered for re-appointment, the number of previous disclosed voting conflicts shall be considered by the Board of County Commissioners.**

Number of previously disclosed voting conflicts during the previous term _____

Signature: *Shirley Lewis for Comm. Brent Dawson* Date: 6/9/09

PLANNING COMMISSION MEMBERS

District 1 (Commissioner Marcus)

1. **Judy Daversa** - Term Expires June 2010
19050 Loxahatchee River Road
Jupiter, FL 33458
746-1790 (home)
262-7016 (cell)
746-5707 (fax)
judydaversa@hotmail.com
2. **Katharine Murray** - Term Expires June 2012
135 Lighthouse Drive
Tequesta, FL 33469
575-6778 (work)
575-9996 (fax)
kmurray@eq-inc.com

District 2 (Commissioner Koons)

3. **Sam Shannon** - Term Expires June 2010
1500 N Swinton Avenue
Delray Beach, FL 33444
561-243-8167 (home)
Sam.shannon@comcast.net
4. **Paula Ryan** - Term Expires June 7, 2011
328 Dyer Road
West Palm Beach, FL 33405
561-762-4358
paularyan1@comcast.net

District 3 (Commissioner Vana)

5. **Sandra Greenberg** - Term Expires June 2011
9633 Harbour Lake Circle
Boynton Beach, FL 33437
364-7113 (home)
364-7113 (fax)
sandy9633@comcast.net
6. **Dennis Koehler** - Term Expires June 2009
2511 Westgate Avenue, Suite 7
West Palm Beach, FL 33409
964-9235 (home)
561-684-2844 (work)
684-9370 (fax)
koehlerlaw@att.com

District 4

7. **Michael Weiner, Esq.** - Term Expires June 2011
10 SE 1ST AVE SUITE C
Delray Beach, FL 33444
561-265-2666 (work)
302-7258 (cell)
561-272-6831 (fax)
mweiner@zonelaw.com
8. **Kenneth Kaleel** - Term Expires 2010
555 North Congress Avenue #301
Boynton Beach, Florida 33426
561-386-0523 (cell)
561-738-1104 (work)
kmkaleel@kchlegal.com

District 5 (Commissioner Aaronson)

9. **Harvey Arnold** - Term Expires June 2011
15441 Lake Gardenia Place
Delray Beach, FL 33484
561-496-3226 (home)
561-276-1250 (work)
561-496-1447 (fax)
nohanash@aol.com

10. Larry Zalkin - Term Expires June 2012
7204 Francisco Bend Drive
Delray Beach, FL 33446
561-252-1475 (cell)
561-962-2106 (work)
561-962-2101(fax)
lzalkin@wescott.com

District 6 (Commissioner Santamaria)

11. Dennis Lipp - Term Expires June 2011
13402 North Road
Loxahatchee Groves, FL 33470
793-6013 (home)
596-6357 (cell)
D_Lipp@comcast.net
12. Jerry Greenfield - Term Expires June 2009
10201 Heronwood Lane
West Palm Beach, FL 33412
622-0270 (home)
389-0915 (cell)
622-0270 (fax)
paparomy@comcast.net

District 7 (Commissioner Greene)

13. Ashley Foster Pinnock - Term Expires June 2011
151 Apalachee Lane
Jupiter, Florida 33408
304-5127 (work)
329-1925 (cell)
ashley_pinnock@fpl.com
14. Thomas L. Dennis - Term Expires June 2011
P.O Box 612253
Miami, Florida 33261
561-891-6404
407-489-2123 (cell)
Priorityoneconstruction@gmail.com

Member At Large

15. Neil Merin - Term Expires June 2009
1601 Forum Place, #200
West Palm Beach, FL 33401
471-8000 (business)
622-1100 (home)
561-640-7844 (fax)
nmerin@mhcreal.com

Palm Beach County Vista Center
2300 North Jog Road
West Palm Beach, FL 33410
561-233-5300 (Main)
561-233-5365 (Fax)

Alisa Hallberg
Planning Commission
Recording Secretary
2300 North Jog Road
West Palm Beach, FL 33410
561-233-5591 (Main)
561-233-5365 (Fax)

VC-1E-60 Hearing Room
561-233-5005

2009 Planning Commission Meeting Dates

- Friday, January 16, 2009
- Friday, February 6, 2009
- Friday, February 20, 2009
- Friday, March 13, 2009
- Friday, April 10, 2009
- Friday, May 15, 2009
- Friday, June 12, 2009
- Friday, June 19, 2009
- Friday, July 10, 2009
- Friday, August 14, 2009
- Friday, September 11, 2009
- Friday, October 9, 2009
- Friday, November 6, 2009
- Friday, December 11, 2009

2010 Proposed Planning Commission Meeting Dates

- Friday, January 15, 2010
- Friday, February 5, 2010
- Friday, February 19, 2010
- Friday, March 19, 2010
- Friday, April 9, 2010
- Friday, May 14, 2010
- Friday, June 11, 2010
- Friday, June 25, 2010
- Friday, July 16, 2010
- Friday, August 13, 2010
- Friday, September 17, 2010
- Friday, October 8, 2010
- Friday, November 5, 2010
- Friday, December 10, 2010

by a majority of appointed members of the Board. Staff shall provide 24-hour written notice to each IFAB member for a special meeting.

Section 10 Impact Fee Review Committee

A. Establishment

There is hereby created an Impact Fee Review Committee (IFRC).

B. Powers and Duties

The IFRC shall have the following powers and duties under the provisions of this Code:

1. submit a Report to the BCC whenever PBC conducts a full review or update of the impact fee system relating to:
 - a. the implementation of Article 13, IMPACT FEES;
 - b. actual levels of service for the impact fees exacted in Article 13, IMPACT FEES;
 - c. the collection, encumbrance, and expenditure of all impact fees collected pursuant to Article 13, IMPACT FEES;
 - d. the validity and assumptions in the technical memoranda used to support the impact fee schedules in Article 13, IMPACT FEES; and
 - e. any recommended amendment to Article 13, IMPACT FEES.
2. review amendments to Article 13, IMPACT FEES prior to their consideration by the BCC.
3. perform such other duties as the BCC deems appropriate.

C. Board Membership

1. Qualifications

The IFRC shall be composed of seven members and three alternate members appointed by the BCC. The membership of the IFRC shall include three representatives from municipalities within PBC, three representatives from the business community, and one member selected at large. The voting membership of the IFRC shall include three representatives from municipalities within PBC three representatives from the business community, and one member selected at large. The alternate members shall include one representative from each of the three categories above. An alternate member shall be authorized to vote in place of an absent voting member appointed from the same category and shall count toward a quorum.

D. Officers

1. Secretary

The Impact Fee Coordinator shall serve as Secretary of the IFRC.

E. Meetings

1. General or Special Meetings

General meetings of the IFRC shall be held as needed consistent with its powers and duties. Special meetings may be called by the Chair of the IFRC, or in writing by a majority of appointed members of the IFRC. 24-hour written notice shall be given to each IFRC member for a special meeting.

Section 11 Planning Commission

A. Establishment

There is hereby established a Planning Commission (PLC). [Ord. 2008-003]

B. Powers and Duties

The PLC shall have the following powers and duties under the provisions of this Code: [Ord. 2008-003]

1. to serve as the Local Planning Agency (LPA) per F.S.§ 163.3174, and to provide recommendations on the preparation of the Plan, or any element or portion thereof, and any text amendments thereto to the BCC;
2. to initiate, review, hear, consider and make recommendations to the BCC to approve, approve with conditions, or deny applications to amend the Plan, including Site Specific (Future Land Use Map) amendments to the Plan;
3. to initiate, review, hear, consider and make recommendations to the BCC to approve, approve with conditions, or deny applications for the VDB Program;
4. to make its special knowledge and expertise available upon written request and authorization of the BCC to any official, department, board, commission or agency of PBC, the State of Florida or Federal governments;
5. to make additional or amended rules of procedure not inconsistent with this Section to govern the PLC's proceedings; [Ord. 2008-003]

6. to make studies of the resources, possibilities and needs of PBC and to report its findings and recommendations, with reference thereto, from time to time, to the BCC;
7. to submit an Annual Report to the BCC summarizing its annual activities; and
8. to review and make recommendations to the BCC on Transportation Concurrency Management Area (TCMA) and Constrained Road at Lower Levels of Service (CRALLS) or a major thoroughfare on which a lower LOS is set pursuant to Article 12, TRAFFIC PERFORMANCE STANDARDS.

C. Board Membership

1. BCC Appointed Members

The PLC shall be comprised of 16 members; 15 BCC appointed members and one representative of the School District of PBC. [Ord. 2008-003]

a. Qualifications

Although no specific experience requirements shall be necessary as a prerequisite to appointment, consideration shall be given to applicants who have experience or education in planning, law, architecture, natural resource management, real estate, and related fields.

b. Appointment

Each member of the BCC shall appoint two members to the PLC. One member of the PLC shall be appointed at large by a majority vote of the BCC. [Ord. 2008-003]

c. Terms of Office

Members of the PLC shall hold office until the first Tuesday after the first Monday in June of the year their term expires. [Ord. 2008-003]

2. School District Member

The School District of PBC shall appoint a representative to attend those meetings at which the PLC will consider a Plan amendment which would, if approved, increase residential density of the property that is the subject of the application. The school member shall be a non-voting member and shall not count toward quorum. [Ord. 2008-003]

D. Officers; Secretary; Staff

1. Chair and Vice-Chair

The Chair and Vice Chair positions shall rotate annually and shall only be held by regular members. No Board member shall serve consecutive terms as Chair or Vice-Chair. [Ord. 2008-003]

2. Secretary

The Planning Director of PZB shall serve as Secretary of the PLC. The Secretary shall keep minutes of all proceedings, which minutes shall be a summary of all proceedings before the PLC, which shall include the vote of all members upon every question, and be attested to by the Secretary. The minutes shall be approved by a majority of the PLC members voting. In addition, the Secretary shall maintain all records of PLC meetings, hearings, proceedings, and the correspondence of the PLC. The records of the PLC shall be stored with the agency serving as Secretary herein, and shall be available for inspection by the public, upon reasonable request, during normal business hours. [Ord. 2008-003]

3. Staff

The Planning Division of PZB shall be the professional staff of the PLC. The Planning Division staff shall be responsible for, providing a recommendation to the PLC on all items scheduled for its consideration. Plan amendments, including amendments to any maps included as part of the Plan. [Ord. 2008-003]

E. Rules Applicable to Local Planning Agency

1. The agenda of the PLC sitting as the LPA shall be as prepared and presented by the PBC Planning Division and such agenda shall not be deviated from without a two-thirds vote of a quorum of the LPA. [Ord. 2008-003]
2. Failure of the LPA to make a recommendation on any Plan Amendment to the BCC prior to the final transmittal hearing of the amendments shall constitute the item being sent to the BCC with an LPA recommendation of denial pursuant to F.S. § 163.3174, as may be amended from time to time.

F. Meetings

General meetings of the PLC shall be held as needed to dispense of matters properly before the PLC. Special meetings may be called by the Chair or in writing by a majority of the members of the PLC. Staff shall provide 24-hour written notice to each PLC member before a special meeting is convened. [Ord. 2008-003]

Section 12 Traffic Performance Standards Appeals Board

A. Establishment