

Agenda Item #:

6A-1

PALM BEACH COUNTY

BOARD OF COUNTY COMMISSIONERS

BOARD APPOINTMENT SUMMARY

Meeting Date: July 21, 2009

Department: Airports

Advisory Board Name: Citizens Committee on Airport Noise

I. EXECUTIVE BRIEF

Motion: Staff recommends motion to appoint: the following individual to the Citizens Committee on Airport Noise (CCAN) for a term of three years:

<u>SEAT</u>	<u>NAME</u>	<u>ACTION</u>	<u>ORGANIZATION</u>
12	Ms. Nancy Pullum	Appointment	Good Neighbor Council

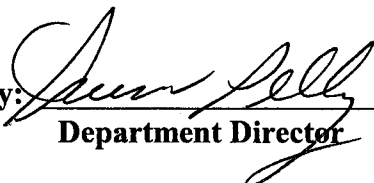
Summary: Per Resolution No. R94-1060, the Citizens' Committee on Airport Noise consists of 13 seats of which 6 (seat No. 8 through seat No. 13) are recommended for appointment by the organizations approved by the BCC. The Good Neighbor Council has submitted their recommendation for a representative to fill seat No. 12 by letter. (Countywide)(AH)

Background and Justification: The Citizens Committee on Airport Noise, created August 3, 1982 through Resolution No. R-82-804, pursuant to the Palm Beach International Airport Development Order R-82-199 and amended by Resolution R-83-857, Resolution R-84-0977, Resolution R-90-1344 and Resolution R-94-1060, is charged to consider potential noise mitigation methods and suggest programs, concepts or similar matters to the Department of Airports the Board of County Commissioners and the Staff Monitoring Committee.

Attachments:

1. Advisory Board Nominee Information Form
 2. Letter from the Good Neighbor Council
 3. Boards and Commissions Directory Membership Listing
 4. Resolution R-2002-0544
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Recommended by:


Department Director

6/24/09
Date

Legal Sufficiency:


Assistant County Attorney

7/10/09
Date

II. REVIEW COMMENTS

A. Other Department Review:

Department Director

REVISED 06/92

ADM FORM 03

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)

Part I:

☒ At Large Appointment or ☐ District Appointment

Seat Requirement: Recommended by the Good Neighbor Council **Seat #:** 212

Completion of term to
expire on: _____

Revised 6/2007

**JONES
FOSTER
JOHNSTON
& STUBBS, P.A.**
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E-Mail: jmccracken@jones-foster.com

June 19, 2009

Casandra R. Davis
Director, Noise Abatement & Community Affairs
Palm Beach County Department of Airports
846 Palm Beach International Airport
West Palm Beach, FL 33406-1470

Re: Good Neighbor Council's Citizen's Committee on Airport Noise (CCAN)
Appointment

Dear Ms. Davis:

We talked some time ago about an appropriate appointment for the Good Neighbor Council's seat on CCAN. A copy of your letter of October 10, 2007, is enclosed to refresh your memory.

After talking to a number of people in the community, we have determined that an appropriate appointment would be Nancy Pullum, who was formerly the President of the El Cid Neighborhood Association. Ms. Pullum lives in the El Cid neighborhood at 215 Belmont Road, West Palm Beach, FL 33405 (561-833-2565).

By copy of this letter to Ms. Pullum, I am asking her to contact you.

Sincerely yours,

JONES, FOSTER, JOHNSTON & STUBBS, P.A.

By


John B. McCracken

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Enclosure

cc: Ms. Nancy Pullum
John G. Maus



**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
CITIZENS' COMMITTEE ON AIRPORT NOISE**

I. AUTHORITY :

Resolution No. R82-199; amended by Resolution No. R82-804; as amended by Resolution No. R83-857; as amended by Resolution No. R84-977; as amended by Resolution No. R90-1344; established pursuant to the provisions of the PBC International Airport Development Order; as amended by Resolution No. R94-1060 on August 16, 1994, as amended by Resolution No. R2002-0544 on April 16, 2002.

II. APPOINTING BODY :

Board of County Commissioners

III. COMPOSITION, QUALIFICATIONS, TERMS & REMOVAL :

This Committee shall be composed of thirteen (13) members plus three (3) alternates. The thirteen (13) members of the advisory board shall be appointed by the Board of County Commissioners of Palm Beach County and have the following representative classifications: seven (7) members shall be recommended, one (1) each, by the seven (7) County Commissioners; one (1) member shall be recommended by the Palm Beach County League of Cities; one (1) recommended by the Good Neighbor Council for Aircraft Noise Control; one (1) recommended by the Airline Pilot's Association; one (1) recommended by the Air Carriers serving Palm Beach International Airport; one (1) recommended by the Economic Council of Palm Beach County and one (1) member, residing in and representing the area within the Town of Palm Beach and living south of Royal Palm Way, recommended by the Town of Palm Beach. The Airline Pilots Association and the Air Carriers serving Palm Beach International Airport shall select a designated alternate to attend meetings and vote in place of the appointed member, if the appointed member is unable to attend. The BCC shall appoint an alternate at-large to attend all regular meetings and vote in place of any Commission appointee if the appointed member is unable to attend in order to provide quorum of the committee.

The term of membership shall be two (2) years for appointees of each County Commissioner and three (3) years for all other appointees subject to reappointment by the Board of County Commissioners.

IV. MEETINGS :

Quarterly, 9:30 a.m. at Department of Airports, Building 846, West Palm Beach.

V. FUNCTIONS :

The Citizens' Committee on Airport Noise shall consider potential noise mitigation methods and suggest programs, concepts and resolution of complaints to the Department of Airports, Board of County Commissioners and the Staff Monitoring Committee. The Citizens' Committee on Airport Noise shall place emphasis upon obtaining input from the public as to the extent of the noise problem at PBIA and recommendations for possible noise mitigation methods.

VI. LIAISON INFORMATION :

LIAISON DEPARTMENT

Airports

CONTACT PERSON

Connie Shoffner

ADDRESS

PBIA Bldg S 846
West Palm Beach FL 33406
Phone # 561-471-7412



CITIZENS' COMMITTEE ON AIRPORT NOISE

SEAT ID	CURRENT MEMBER	ROLE TYPE	RACE CODE	BUSINESS / HOME PHONE	SEAT REQUIREMENT	APPOINT DATE	RE-APPOINT DATE	EXPIRE DATE
Appointed By : District 1								
1	Howard Alterman, P.A. 14330 Cypress Island Cir Palm Beach Gardens FL 33410	Member	EA	561-776-9851	No Special Requirement	06/17/2003	06/17/2007	06/16/2009
NOMINATED BY :								
Appointed By : District 2								
2	Gail Meade 567 Carolina Ave West Palm Beach FL 33413	Member	EA	561-471-5527	No Special Requirement	09/01/1998	03/13/2007	03/12/2009
NOMINATED BY :								
Appointed By : District 3								
3	Alfred Agnew 941 Paseo Morella West Palm Beach FL 33405	Member	EA	561-655-8181	No Special Requirement	06/03/2003	06/03/2007	06/02/2009
NOMINATED BY :								
Appointed By : District 4								
4	Katherine Waldron 801 S Olive St Apt 818 West Palm Beach FL 33401	Member	EA	--	No Special Requirement	06/03/2008		10/17/2009
NOMINATED BY :								

Appointed By : District 5

5	Harvey Bennett 11441 Ohanu Cr Boynton Beach FL 33437	Member	EA	561-733-2234	No Special Requirement	04/04/2006	04/05/2008	04/04/2010
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NOMINATED BY :**Appointed By : District 6**

6	Agnes Hayhurst 6869 Hammock Ln Royal Palm Beach FL 33411	Member	EA	561-686-8914	No Special Requirement	06/22/1999	06/23/2007	06/22/2009
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NOMINATED BY :**Appointed By : District 7**

7	Phyllis Barnes 4199 N Haverhill Rd Ste 1 West Palm Beach FL 33417	Member	AA	561-844-4409	No Special Requirement	07/01/2003	06/07/2008	06/06/2010
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NOMINATED BY :**Appointed By : AT Large**

8	Michael Klingensmith 1 Lang Rd Cloud Lake FL 33406	Member	EA	561-686-2815	PBC League Of Cities	01/15/2008		01/14/2011
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NOMINATED BY :

9	Vacant FL	Member	UN	--	Economic Council of PBC			
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NOMINATED BY :

Appointed By : AT Large

10	Richard Kleid 360 S County Rd Palm Beach FL 33480	Member	EA	561-838-5414	Town Of Palm Beach	12/16/2008	12/15/2011
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NOMINATED BY :

11	Vacant FL	Member	UN	--	Airline Pilots Association		
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NOMINATED BY :

11	Vacant FL	Alternate Member A	UN	--	Airline Pilots Association	/ /	
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NOMINATED BY :

12	Vacant FL	Member	UN	--	Good Neighbor Council		
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NOMINATED BY :

13	Joe Gutierrez 1000 Pbia 114 West Palm Beach FL 33406	Member	HA	561-615-5878	PBIA Air Carriers	09/12/2006	01/15/2008	01/14/2011
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NOMINATED BY :

Appointed By : AT Large

13	Vacant	Alternate Member A	UN	--	PBIA Air Carriers	/ /
	FL					

NOMINATED BY :

Appointed By : Alternate At-large

14	Vacant	Alternate Member A	UN	--	No Special Requirement	/ /
	FL					

NOMINATED BY :

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA AMENDING AND SUPERSEDING RESOLUTION R-94-1060, PERTAINING TO THE CITIZENS' COMMITTEE ON AIRPORT NOISE; PROVIDING FOR MEMBERSHIP; PROVIDING FOR TERMS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Resolution R-82-804 provided for the creation of a Citizens' Committee on Airport Noise pursuant to Paragraph II, D, (8)(b) of Palm Beach International Airport Development Order, to consider potential noise mitigation methods and suggest programs, concepts or similar matters to the Department of Airports, the Board of County Commissioners and the Staff Monitoring Committee; and

WHEREAS, the Resolution R-94-1060 created the Citizens' Committee on Airport Noise, to provide for the duties and responsibilities of the committee and to appoint the members thereof,

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

SECTION 1. CITIZENS COMMITTEE

There is hereby established pursuant to the provisions of the Palm Beach International Airport Development Order an advisory board to be known as the "Citizens' Committee on Airport Noise", (hereinafter referred to as "Citizens' Committee). The Citizens' Committee shall be composed of thirteen (13) members plus three (3) alternate members. The thirteen (13) members of the Citizens' Committee shall be appointed by the Board of County Commissioners of Palm Beach County and have the following representative classifications:

- (A) Seven members shall be recommended, one each, by the seven County Commissioners.
- (B) One member shall be recommended by the Palm Beach County League of Cities.
- (C) One member shall be recommended by the Good Neighbor Council for Aircraft Noise Control.
- (D) One member shall be recommended by the Airline Pilot's Association.
- (E) One member shall be recommended by the Air Carriers serving Palm Beach International Airport.
- (F) One member shall be recommended by the Economic Council of Palm Beach County, and
- (G) One member residing in and representing the area within the Town of Palm Beach and living south of Royal Palm Way, shall be recommended by the Town

of Palm Beach.

SECTION 2. NATURE OF APPOINTMENTS

The Citizens' Committee shall be composed of representatives living in the vicinity of Palm Beach International Airport and representatives of the Airline Pilot's Association, Airlines, Good Neighbor Council for Aircraft Noise Control, municipalities, and any other interested group as determined by the Board of County Commissioners.

SECTION 3. ALTERNATES

The Airline Pilots Association and the Air Carriers serving Palm Beach International Airport shall select a designated alternate to attend meetings and vote in place of the appointed member, if the appointed Committee member is unable to attend. The Board of County Commissioners shall appoint an Alternate At Large to attend all regular meetings and vote in place of any Commission appointee if the appointed member is unable to attend in order to provide quorum of the committee.

SECTION 4. SECRETARY TO CITIZENS' COMMITTEE

A Department of Airport staff member appointed pursuant to Paragraph II, D(8)(a) of the Palm Beach International Airport Development Order shall serve as secretary to said Citizens' Committee and is responsible for transmitting recommendations to the appropriate agency.

SECTION 5. TERM OF MEMBERSHIP

The members of the Citizens' Committee shall serve at the pleasure of the Board of County Commissioners. The term of membership shall be two years for appointees of each County Commissioner and three years for all other appointees, subject to reappointment by the Board of County Commissioners.

SECTION 6. DUTIES OF CITIZENS' COMMITTEE ON AIRPORT NOISE

The Citizens' Committee shall consider potential noise mitigation methods and suggest programs, concepts, and resolution of complaints to the Department of Airports, Board of County Commissioners and the Staff Monitoring Committee. The Citizens' Committee on Airport Noise shall place emphasis upon obtaining input from the public as to the extent of the noise problem at Palm Beach International Airport and recommendations for possible noise mitigation actions.

SECTION 7. RULES OF CITIZENS' COMMITTEE

The Citizens' Committee shall adopt Rules of Procedure and may establish a regular meeting schedule and shall provide for such other meetings as are necessary to carry out the functions of said committee. All meetings of the Citizens' Committee shall be open to the public. This provision requiring open public meetings shall not be construed so as to create a private right of action.

SECTION 8. FILLING OF VACANCIES

A vacancy on the Citizens' Committee, not occurring by expiration of term, shall be filled by the Board of County Commissioners by appointment for the unexpired term upon the recommendation of the person or entity making the initial recommendation of said member. Any appointed member accumulating three (3) consecutive unexcused absences shall be removed from the Committee and the vacancy shall be filled by the Board of County Commissioners by appointment as stated above.

SECTION 9. COMPLIANCE WITH UNIFORM POLICY FOR ADVISORY BOARDS AND COMMISSIONS

This Resolution and the Committee are expressly subject to all uniform policies for advisory boards and commissions as established by the Board of County Commissioners pursuant to Resolution No. 91-1003 as amended and as may be amended. In the event of any conflict between this Resolution or any amendments hereto, and Resolution No. 91-1003, as amended or as may be amended, the latter shall prevail over the former.

SECTION 10. EFFECTIVE DATE

This resolution shall take effect immediately upon its passage and adoption. The provisions of this Resolution shall supersede any and all provisions of Resolution 94-1060. Any statutory, charter or ordinance provisions in conflict with this Resolution shall prevail to the extent of such conflict.

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

COMMISSIONER WARREN NEWELL, CHAIRMAN	- Aye
COMMISSIONER CAROL A. ROBERTS, VICE-CHAIR	- Aye
COMMISSIONER KAREN T. MARCUS	- Absent
COMMISSIONER MARY McCARTY	- Aye
COMMISSIONER BURT AARONSON	- Absent
COMMISSIONER TONY MASSILOTTI	- Aye
COMMISSIONER ADDIE GREENE	- Aye

APPROVED AND ADOPTED by the Board of County Commissioners of Palm Beach County, Florida, on the 16 day of April, 2002.

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS

Dorothy H. Wilken, Clerk

BY: Linda C. Hickman
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

Paul B. Bick
COUNTY ATTORNEY

