

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

BOARD APPOINTMENT SUMMARY

Meeting Date: August 18, 2009
Department: County Administration
Advisory Board: Health Facilities Authority

I. EXECUTIVE BRIEF

Motion/Title: Staff recommends motion to approve: appointment of one (1) individual to the Health Facilities Authority, effective August 18, 2009:

| <u>Nominee</u> | <u>Seat No.</u> | <u>Seat Requirement</u> | <u>Term Expiration</u> | <u>Nominated by:</u> |
|-----------------------|-----------------|-------------------------|------------------------|----------------------|
| Christopher B. Roemer | 2 | Resident of PBC | 04/30/2013 | Comm. Marcus |

OR

| | | | | |
|------------------|---|-----------------|------------|------------------|
| Rose B. Bellanca | 2 | Resident of PBC | 04/30/2013 | Economic Council |
|------------------|---|-----------------|------------|------------------|

Summary: Per Chapter 154.207, Florida Statutes and Resolution Nos. R77-379, R77-398 and R92-563, the Health Facilities Authority is composed of five (5) members appointed at-large by the Board of County Commissioners (BCC). A memo dated March 31, 2009, was circulated to the BCC notifying the Board that there was a vacancy on the Health Facilities Authority, due to Peter Baronoff not seeking reappointment. Two nominations were received, one from Commissioner Marcus and one from the Economic Council. To date, no other nominations have been submitted. Countywide (TKF)

Background and Justification: The Health Facilities Authority was created to assist health facilities in acquisition, construction, financing, and refinancing of projects.

- Attachments:**
1. Board Appointment Information Form
 2. Memo dated March 31, 2009 requesting nominations
 3. Current List of Board Members
 4. Florida Statutes 154.207

Recommended by: Patty Hinde 7/16/09
Agenda Coordinator Date

Legal Sufficiency: [Signature] 7/17/09
Assistant County Attorney Date

II. REVIEW COMMENTS

A. Other Department Review:

Department Director

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

Part I:

Board Name: Health Facilities Authority

At Large Appointment or District Appointment

Term of Appointment: _____ Years. From: 7/21/09 To: 4/30/2013

Seat Requirement: _____ Seat #: _____

*Reappointment or New Appointment

or to complete the term of 3 Due to: resignation other

Completion of term to expire on: _____

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

Name: Roemer Christopher B.
Last First Middle

Occupation/Affiliation: Attorney

Business Name: Linkhorst & Hockin, P.A.

Business Address: 4495 Military Trail #106

City & State: Jupiter Zip Code: 33458

Residence Address: 123 Andover Drive

City & State: Jupiter Zip Code: 33458

Home Phone: () _____ Business Phone: () _____ ext.

Cell Phone: (561) 351-4752 Fax: () _____

Email Address: cbroemer@gmail.com

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 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 L DeStefano for Date: 6/26/09
Comm. Karen T. Marcus

Attachment 1

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

Part I:

Board Name: Health Facilities Authority

At Large Appointment or District Appointment

Term of Appointment: _____ Years. From: 08/18/09 To: 04/30/2013

Seat Requirement: Resident of Palm Beach County Seat #: 2

*Reappointment or New Appointment

or to complete the Due resignation other
 term of Peter Baronoff to:
Completion of term to
expire on: _____

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

Name: Bellanca Rose B.
 Last First Middle

Occupation/Affiliation: _____

Business Name: _____

Business Address: _____

City & State Zip Code: _____

Residence Address: 4000 North Ocean Drive, Apt. East Tower 1802

City & State Singer Island, FL Zip Code: 33404

Home Phone: (586) 484-5042 Business Phone: () 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)

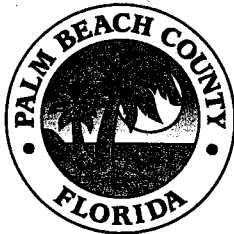
Part III: COMMISSIONER COMMENTS

Appointment to be made at BCC Meeting on: August 18, 2009

***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: _____ Date: _____



MEMORANDUM

County Administration

P.O. Box 1989
West Palm Beach, FL 33402-1989
(561) 355-2030
FAX: (561) 355-3982
www.pbcgov.com

TO: Commissioner Jeff Koons, Chairman and Members of the Board of County Commissioners

FROM: Patty Hindle, Agenda Coordinator
County Administration *Patty Hindle*

DATE: March 31, 2009

RE: Palm Beach County Health Facilities Authority

**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
Addie L. Greene

County Administrator

Robert Weisman



The Health Facilities Authority (Authority) is composed of five (5) at-large members, and is charged with assisting health facilities in acquisition, construction, financing and refinancing of projects.

Seat No. 2 currently held by Mr. Peter Baronoff will expire on April 30, 2009. Due to a family illness, Mr. Baronoff has decided not to seek reappointment; thereby creating a vacancy on the Authority. The only requirement for this seat is that the nominee must be a resident of Palm Beach County.

If you have a recommendation, please prepare the attached Board Appointment Nominee Information Form, and return it to me as soon as possible. I will prepare the necessary board item for appointment at a future meeting. If you have any questions, please contact me at 355-3229.

:pah
c: John Flanigan, Esquire; Moyle, Flanigan, Katz, Fitzgerald & Sheehan, P.A.

Attachments

- 1. Current Membership List
- 2. Chapter 154.207, Florida Statutes

Attachment 2

"An Equal Opportunity
Affirmative Action Employer"



**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
HEALTH FACILITIES AUTHORITY**

I. AUTHORITY :

Chapter 74-323, Laws of Florida; Chapter 154, Florida Statutes Part III; Resolution No. R-77-379, adopted April 12, 1977; and Resolution No. R-77-398, amended by Resolution No. R-92-563.

II. APPOINTING BODY :

Board of County Commissioners

III. COMPOSITION, QUALIFICATIONS, TERMS & REMOVAL :

This Authority shall be composed of five (5) members appointed at-large to serve staggered terms of one (1), two (2), three (3) and two (2) four (4) year appointments. After initial appointments, all terms shall be for four (4) years. All terms shall expire in April.

EXTENDED COMPOSITION :

IV. MEETINGS :

Annual meetings are held the first Tuesday in April or May and other meetings are held as needed. The time of the meetings usually start at 4:00 p.m. The location of the meetings are at John Flanigan's Office, 625 N. Flagler Drive, West Palm Beach, FL 33401.

V. FUNCTIONS :

To assist health facilities in acquisition, construction, financing, and refinancing of projects; currently working on Health Center at Haverhill Road.

VI. LIAISON INFORMATION :

| <u>LIAISON DEPARTMENT</u> | <u>CONTACT PERSON</u> | <u>ADDRESS</u> |
|---------------------------|-----------------------|---|
| County Administration | John Flanigan Esq | 625 N Flagler Drive Barnett Cen FI 9TH Moyle Flanigan Katz Fi West Palm Beach FL 33401 Phone # 561-659-7500 |

Attachment 3



HEALTH FACILITIES AUTHORITY

| SEAT ID | CURRENT MEMBER | ROLE TYPE | RACE CODE | BUSINESS / HOME PHONE | SEAT REQUIREMENT | APPOINT DATE | RE-APPOINT DATE | EXPIRE DATE |
|---------|----------------|-----------|-----------|-----------------------|------------------|--------------|-----------------|-------------|
|---------|----------------|-----------|-----------|-----------------------|------------------|--------------|-----------------|-------------|

Appointed By : AT Large

| | | | | | | | | |
|---|---|--------|----|--------------|------------------------|------------|--|------------|
| 1 | Gerald Robinson Surgical Associates of PBC 670 Glades Rd Ste 300 Boca Raton FL 33431 | Member | EA | 561-395-2626 | No Special Requirement | 05/01/2006 | | 04/30/2010 |
|---|---|--------|----|--------------|------------------------|------------|--|------------|

NOMINATED BY :

| | | | | | | | | |
|---|---|--------|----|--------------|-------------------------------|------------|--|------------|
| 2 | Peter Baronoff Promise Healthcare 999 Yamato Road 3rd Fl 3rd Boca Raton FL 33431 | Member | EA | 561-869-3100 | Resident of Palm Beach County | 02/27/2007 | | 04/30/2009 |
|---|---|--------|----|--------------|-------------------------------|------------|--|------------|

NOMINATED BY :

| | | | | | | | | |
|---|--|--------|----|----|-------------------------------|------------|------------|------------|
| 3 | Timothy Monaghan Stawn, Monaghan & Cohen, P.A. 404 NW 18th St Delray Beach FL 33444 | Member | EA | -- | Resident of Palm Beach County | 02/27/2007 | 05/01/2008 | 04/30/2012 |
|---|--|--------|----|----|-------------------------------|------------|------------|------------|

NOMINATED BY :

Appointed By : AT Large

| | | | | | | | |
|---|--------------|--------|----|----|------------------------|------------|------------|
| 4 | James Howell | Member | EA | -- | No Special Requirement | 01/15/2008 | 04/30/2011 |
|---|--------------|--------|----|----|------------------------|------------|------------|

6411 Grand Cypress Cir
West Palm Beach FL
33463

NOMINATED BY :

| | | | | | | | |
|---|-------------|--------|----|--------------|-------------------------------|------------|------------|
| 5 | Tenna Wiles | Member | EA | 561-433-3940 | Resident of Palm Beach County | 03/13/2007 | 04/30/2011 |
|---|-------------|--------|----|--------------|-------------------------------|------------|------------|

Palm Beach Medical Society
3540 Forest Hill Blvd Ste
West Palm Beach FL
33406

NOMINATED BY :

Select Year:

The 2006 Florida Statutes

| | | |
|--|--|--|
| <p><u>Title XI</u> COUNTY ORGANIZATION AND INTERGOVERNMENTAL RELATIONS</p> | <p><u>Chapter 154</u> PUBLIC HEALTH FACILITIES</p> | <p><u>View Entire Chapter</u></p> |
|--|--|--|

154.207 Creation of health facilities authorities.--

(1) In each local agency there may be created a public body corporate and politic to be known as the "(name of local agency) Health Facilities Authority." Each of said authorities shall be constituted as a public instrumentality, and the exercise by an authority of the powers conferred by this part shall be deemed and held to be the performance of an essential public function. Each of said authorities shall not transact any business or exercise any power hereunder until and unless the governing body of the local agency by proper ordinance or resolution shall declare that there is a need for an authority to function in such local agency. The determination as to whether there is such need for an authority to function:

(a) May be made by the governing body on its own motion.

(b) May be made by the governing body upon the filing of a petition signed by 25 residents of the local agency asserting that there is need for an authority to function in such local agency and requesting that the governing body so declare.

(2) The governing body may abolish the authority at any time by ordinance or resolution. However, the authority shall not be abolished until such time as all bonded indebtedness incurred pursuant to this part has been paid.

(3) In any suit, action, or proceeding involving the validity or enforcement of, or relating to, any contract of the authority, the authority shall be conclusively deemed to have been established and authorized to transact business and exercise its powers hereunder by adoption of an ordinance or resolution by the governing body declaring the need for the authority. Such ordinance or resolution shall be sufficient if it declares that there is such a need for an authority in the local agency. A copy of such ordinance or resolution duly certified by the clerk shall be admissible in evidence in any suit, action, or proceeding.

(4) The governing body of the local agency shall designate five persons who are residents of the local agency as members of the authority created for said local agency. Of the members first appointed, one shall serve for 1 year, one for 2 years, one for 3 years, and two for 4 years; in each case until a successor is appointed and has qualified. Thereafter the governing body shall appoint, for terms of 4 years each, a member or members to succeed those whose terms expire. The governing body shall fill any vacancy for an unexpired term. A member of the authority shall be eligible for reappointment. Any member of the authority may be removed by the governing body for misfeasance, malfeasance, or willful neglect of duty. Each member of the authority, before entering upon his or her duties, shall take and subscribe the oath or affirmation required by the State Constitution. A record of each oath shall be filed in the Department of State and with the clerk.

Attachment 4

(5) The authority shall annually elect one of its members as chair and one as vice chair.

(6) The authority shall keep a record of its proceedings and shall be custodian of all books, documents, and papers filed with it and of its minute book or journal and official seal. The authority shall cause copies to be made of all its minutes and other records and documents and shall give certificates under its official seal to the effect that such copies are true copies, and all persons dealing with it may rely upon such certificates.

(7) Three members of the authority shall constitute a quorum, and the affirmative vote of a majority of the members present at a meeting of the authority shall be necessary for any action taken by an authority. However, any action may be taken by the authority with the unanimous consent of all of its members. No vacancy in the membership of the authority shall impair the right of a quorum to exercise all the rights and perform all the duties of the authority. Any action taken by the authority under the provisions of this part may be authorized by resolution at any regular or special meeting, and each such resolution shall take effect immediately and need not be published or posted. All meetings of the authority, as well as all records, books, documents, and papers, shall be open and available to the public in accordance with s. [286.011](#).

(8) The members of the authority shall receive no compensation for the performance of their duties hereunder, but each member shall be paid his or her necessary expenses incurred while engaged in the performance of such duties pursuant to s. [112.061](#).

(9) Any general or special law, rule or regulation, or ordinance of any local agency to the contrary notwithstanding, service as a member of an authority by a trustee, director, officer, or employee of a health facility shall not in and of itself constitute a conflict of interest. However, any member of the authority who is employed by, or receives income from, a health facility under consideration by the authority shall not vote on any matter related to such facility.

History.--s. 4, ch. 74-323; s. 871, ch. 95-147.