

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARD APPOINTMENT SUMMARY

Meeting Date: March 9, 2010

Department: Public Safety Department
Submitted by: Consumer Affairs Division
Advisory Board Name: Consumer Affairs Hearing Board

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I. EXECUTIVE BRIEF

Motion and Title: Staff Recommends Motion to Approve: appointment of two new members and reappointment of one member to the countywide Consumer Affairs Hearing Board for a term of two years expiring March 9, 2012 as follows:

<u>Nominee:</u>	<u>TERM</u>	<u>SEAT NO.</u>	<u>REQUIREMENT:</u>	<u>RECOMMENDED BY:</u>
James Waldron	1 st	6	PBC Citizen	Commissioner Priscilla Taylor
Wayne Picone	1 st	4	PBC Citizen	Commissioner Jeff Koons

<u>REAPPOINTMENT:</u>	<u>TERM</u>	<u>SEAT NO.</u>	<u>REQUIREMENT:</u>	<u>RECOMMENDED BY:</u>
Philip Shapkin	3 rd	7	PBC Citizen	Commissioner Jeff Koons

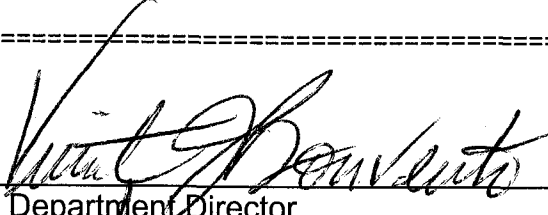
Summary: Palm Beach County Consumer Affairs Ordinance 72-10 established a Hearing Board. The nine (9) members of the Board are selected for countywide representation and serve two (2) year terms for a maximum of six (6) years. The Board serves in both an advisory capacity to the County Commissioners and as an Appeals Board to hear and act on consumer concerns about unfair/deceptive business practices and appeals relating to the towing, vehicle for hire, moving and price gouging ordinances. The Hearing Board represents various trades, organizations and the general public. **NOTE:** After these three appointments, the Hearing Board still needs 2 nominees to fill all positions – 1) special/technical, 2) certified contractor. With approval of this motion the Hearing Board will have 7 of 9 appointed/active members. Countywide (GB)


Background and Justification: The Board of County Commissioners created the Consumer Affairs Hearing Board in 1972. The Board assists in fulfilling the requirements of the six ordinances administered by Consumer Affairs. The representation on the Consumer Affairs Board must include: a) an attorney; b) a business person (active or retired) recommended by a Chamber of Commerce; c) a resident (active or retired) with at least five years experience in the management of a business; d) three at-large residents interested in consumer issues; e) two persons who have expertise in technical fields relating to consumer transactions; and f) a certified contractor.

Attachments:

1. Memorandum requesting nominations and background
2. Board appointment forms and background materials on the candidates
3. Current Consumer Affairs Hearing Board membership

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Recommended by:  3/1/10
 Department Director Date

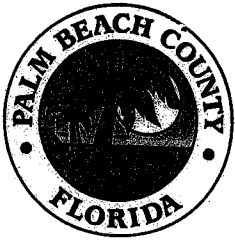
Legal Sufficiency:  3/2/10
 Assistant County Attorney Date

II. REVIEW COMMENTS

Other Department Review:

Department Director

This summary is not to be used as a basis for payment.



**Department of Public Safety
Division of Consumer Affairs**

50 South Military Trail, Suite 201

West Palm Beach, FL 33415

Main Office: (561) 712-6600

South and West County: 1-888-852-7362

FAX: (561) 712-6610

www.pbcgov.com/consumer

**Palm Beach County
Board of County
Commissioners**

Burt Aaronson, Chair

Karen T. Marcus, Vice Chair

Jeff Koons

Shelley Vana

Steven L. Abrams

Jess R. Santamaria

Priscilla A. Taylor

County Administrator

Robert Weisman

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Affirmative Action Employer"

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MEMORANDUM

Date: November 30, 2009

To: PBC Board of County Commissioners

Thru: Vince Bonvento, Director
Public Safety Department

From: Dennis Moore, Director
Division of Consumer Affairs

RE: **Consumer Affairs Hearing Board Reappointments or
Appointments - COUNTY WIDE**
Response requested by December 14, 2009

The Consumer Affairs Division is seeking nominations for five **at-large** positions on the Consumer Affairs Hearing Board. The positions and related information are described on the attached chart (Attachment 1). County Commissioners may nominate the following listed incumbents or any other nominees that qualify as a certified contractor, attorney, trades/technical, or citizen interested in consumer protection.

The following incumbent, whose terms expire December 31, 2009, is eligible for reappointment and do wish to be reappointed:

Philip Shapkin – Citizen/Resident

The following incumbent, whose terms expire December 31, 2009, is eligible for reappointment and does not wish to be reappointed:

Edwin Rubin – Citizen/Resident

The following incumbents, whose terms expires February 5, 2010 have completed three 2-year terms and are not eligible for reappointment:

Ted Cott – Citizen/Resident

Arthur Newberry – Special/Technical

The following is a vacant position:

Vacant – Certified Contractor

Background/Duties

In 1972, the Board of County Commissioners created the Consumer Affairs Hearing Board. The Consumer Affairs Hearing Board's purposes are:

- To carry out the functions pertaining to alleged unfair or deceptive trade acts or practices as provided for in Ordinance 77-10.



- To assist, advise and cooperate with the Board of County Commissioners and local, state, and federal agencies.
- To protect the interest of Palm Beach County consumers.
- To hear appeals by persons aggrieved by actions of the Consumer Affairs Division not already referred to the State Attorney for criminal prosecution.
- To hear appeals from administrative action taken against companies believed to be in violation of one of the regulatory ordinances assigned to Consumer Affairs: Towing, Vehicle for Hire, Moving and Price Gouging.
- To exercise and perform such other functions, powers and duties as may be deemed necessary or appropriate to protect and promote the welfare of Palm Beach County consumers.

Pursuant to the ordinance, all of the Board members must be citizens of the United States and qualified electors of Palm Beach County. Members of the Hearing Board cannot hold public employment and can not be interested financially in the profits or emoluments of any contract, work or service for the county.

Should you have a nomination for any of these open positions, please submit them to the Consumer Affairs Division by December 14, 2009 on the form attached. Staff will then develop the agenda item for submittal to the Board of County Commissioners for the last board meeting scheduled in December, 2009.

For questions or clarification, please contact Dennis Moore at 712-6605.

Attachments: List and addresses of ALL current Hearing Board members
Information on Candidates

c: Gentry Benjamin, Assistant County Attorney

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

Part I:

Board Name: CONSUMER AFFAIRS HEARING BOARD OF Palm Beach County
[] At Large Appointment or [] District Appointment

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

Seat 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: WALDRON, JAMES TURNER
Last First Middle

Occupation/Affiliation: Retired H.R. Director

Business Name: see attached resume

Business Address: same

City & State: West Palm Beach, FL Zip Code: 33407

Residence Address: same as above

City & State: _____ Zip Code: _____

Home Phone: (561) 881-0091 Business Phone: () Ext. _____

Cell Phone: (561) 685-3452 Fax: () _____

Email Address: _____

Mailing Address preference: [] Business Address Residence

Minority Identification Code:

- [] IF (Native-American Female)
- [] AF (Asian-American Female)
- [] BF (African-American Female)
- [] HF (Hispanic-American Female)
- [] WF (Caucasian Female)
- [] IM (Native-American Indian Male)
- [] AM (Asian-American Male)
- BM (African-American Male)
- [] HM (Hispanic-American Male)
- [] 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: James Waldron Date: 12/28/09

Feb 11 2010

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

Part I:

Board Name: CONSUMER AFFAIRS HEARING BOARD

At Large Appointment or District Appointment

Term of Appointment: 2 Years. From: February 2010 To: February 2012

Seat Requirement: Citizen/Resident Seat #: 7

*Reappointment or New Appointment

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

Completion of term to expire on: February 2012

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

Name: Shapkin Philip
Last First Middle

Occupation/Affiliation: Citizen/Resident
Philip Shapkin

Business Name: _____

Business Address: _____

City & State _____ Zip Code: _____

Residence Address: 252 Southampton C

City & State West Palm Beach, FL Zip Code: 33417

Home Phone: (561) 686-2086 Business Phone: ()

Cell Phone: () Fax: ()

Email Address: _____

Mailing Address preference: Business Address Residence

Minority Identification Code:

- IF (Native-American Female)
- AF (Asian-American Female)
- BF (African-American Female)
- HF (Hispanic-American Female)
- WF (Caucasian Female)
- IM (Native-American Indian Male)
- AM (Asian-American Male)
- BM (African-American Male)
- HM (Hispanic-American Male)
- 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: [Handwritten Signature] Date: _____

**Board of County Commissioners
CONSUMER AFFAIRS HEARING BOARD
As of January 2010**

NAME & ADDRESS	Type	Race/ Sex	FIRST APPOINTED / Current Term	Re- appointed	TERM EXPIRES	Eligible For reappoint- ment
Domb, Alexander L. 12230 Forest Hill Blvd., Ste 175 Wellington, FL 33414 561-347-6000 (o) 561-901-1799 (c) 561-347-6001 (FAX) alecdomb@gmail.com (Seat #1)	Attorney	W/M	1/13/2009 1		01/13/11	YES
Guilarte, Pedro M. 6464 Wood Lake Road Jupiter, FL 33458-2447 832-1986 (o) 575-2878 (h) 745-9159 (FAX) pedro@guilarte.com (Seat #2)	Chamber of Commerce	H/M	4/10/2007 2	1/13/2009	01/13/11	YES
Milstein, Herbert 7379 London Lane Boca Raton, FL 33433 561-391-9551 (h) Herb7379@aol.com (Seat #9)	Special Technical	W/M	4/10/2007 2	1/13/2009	01/13/11	YES
Pikula, Daniel Genesis Capital 301 Clematis Street, Ste #3000 West Palm Beach, FL 33401 Tel: (561) 310-4980 Fax: (561) 791-0256 dpikula@genesispartners.org (Seat #5)	Manage- ment/ Business skills - 5 years or more	W/M	1/13/2009 1		1/13/11	YES

NAME & ADDRESS	Type	Race/ Sex	FIRST APPOINTED / Current Term	Re- appointed	TERM EXPIRES	Eligible For reappoint- ment
Shapkin, Philip 252 Southampton C Century Village West Palm Beach, FL 33417 686-2086 (h) PhilBarb252@yahoo.com (Seat #7)	Citizen/ Resident	W/M	2/07/2006 2	2/5/2008	12/31/09	YES
VACANT (Seat #3)	Certified Contractor					
VACANT (Seat #4)	Citizen/ Resident					
VACANT (Seat #6)	Citizen/ Resident					
VACANT (Seat #8)	Special Technical					

Updated: 01/4/2010
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