

RESOLUTION NO. R-2010-

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA; ADOPTING AN ADMINISTRATIVE FEE SCHEDULE FOR THE DISADVANTAGED BUSINESS ENTERPRISE PROGRAM; PROVIDING FOR ADJUSTMENT OF THE FEE SCHEDULE; PROVIDING FOR APPLICABILITY; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Palm Beach County (the "County"), by and through its Department of Airports (the "Department"), owns and operates the Palm Beach International Airport, Palm Beach County Park Airport, Palm Beach County Glades Airport and North County General Aviation Airport (the "Airports"); and

WHEREAS, the County is required to implement a Disadvantaged Business Enterprise ("DBE") Program pursuant to Title 49, Parts 23 and 26 of the Code of Federal Regulations as a recipient of federal grant funding; and

WHEREAS, the County is a certifying member of the Florida Unified Certification Program and is permitted to charge reasonable fees for the processing of certification applications pursuant to that certain the Florida Unified Certification Agreement approved by the Board of County Commissioners (the "Board") on March 1, 2005 (R-2005-0452); and

WHEREAS, the Department administers the DBE Program on behalf of the County and incurs certain administrative costs associated with the processing of DBE certification and recertification applications, including administrative labor costs associated with the review of the applications and mandatory site visits, costs of supplies and other similar costs; and

WHEREAS, the Board approved the establishment of fees for the processing of certification, modification and recertification applications for the Office of Small Business Assistance on November 18, 2008; and

WHEREAS, the Board desires to establish reasonable fees for the processing of DBE certification and recertification applications to recover a portion of the costs incurred by the Department to administer the DBE Program on behalf of the County.

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

Section 1. Recitals.

The foregoing recitals are true and correct and are expressly incorporated herein by reference and made a part hereof.

Section 2. Fee Schedule. The Board hereby approves the following fees for the administration of the DBE Program:

- A. New certification application - \$150.00
- B. Recertification application - \$50.00

Notwithstanding the foregoing, the Department may waive the fees for applicants that demonstrate to

the reasonable satisfaction of the Department that they are unable to pay the fees established by this Resolution.

Section 3. Adjustment of Fee Schedule.

The County Administrator or his designee, the Director of the Department of Airports, may annually increase the fees established by this Resolution by an amount not to exceed five percent (5%) per year without further action of the Board. The new fee schedule approved pursuant to this Resolution shall be received and filed with the Clerk of the Board within ninety (90) days of approval.

Section 4. Severability.

If any section, paragraph, sentence clause or word of this Resolution is for any reason held by the Court to be unconstitutional, inoperative, or void, such holding shall not affect the remainder of this Resolution.

Section 5. Effective Date.

This Resolution shall be effective upon adoption.

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

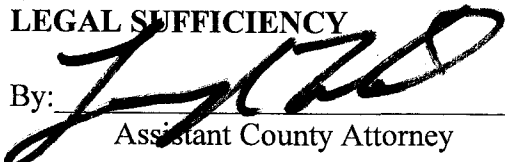
The Chairman thereupon declared the Resolution duly passed and adopted this _____ day of _____, 2010.

- Commissioner Burt Aaronson, Chair -
- Commissioner Karen T. Marcus, Vice Chair -
- Commissioner Jeff Koons -
- Commissioner Shelley Vana -
- Commissioner Steven L. Abrams -
- Commissioner Jess R. Santamaria -
- Commissioner Priscilla A. Taylor -

PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS

SHARON R. BOCK, CLERK & COMPTROLLER

By: _____
Deputy Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
By: 
Assistant County Attorney