

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

BOARD APPOINTMENT SUMMARY

Meeting Date: November 15, 2011

Department: County Administration

Advisory Board: South Florida Regional Transportation Authority

I. EXECUTIVE BRIEF

Motion/Title: Staff recommends motion to approve: reappointment of the following individual to the South Florida Regional Transportation Authority (SFRTA) for a term of four (4) years, beginning November 15, 2011, to November 14, 2015:

<u>Nominee</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Nominated by:</u>
Marie Horenburger	4	Palm Beach County Resident with Business or Civic Interest	Comm. Marcus Comm. Burdick Comm. Vana Comm. Abrams Comm. Aaronson Comm. Santamaria Comm. Taylor

Summary: The SFRTA was created pursuant to Section 343.53, Florida Statutes. The SFRTA is comprised of nine (9) voting members: one (1) county commissioner each from Miami-Dade, Broward and Palm Beach counties; one (1) citizen member (business/civic interest) from each of the three (3) counties; the secretary of the Department of Transportation; and two (2) citizens of any of the three (3) counties selected by the Governor. On October 25, 2011, staff distributed a memo to the Board of County Commissioners requesting support for the reappointment of Ms. Horenburger or requesting addition nominees for consideration. The Commissioners noted above support the reappointment of Ms. Horenburger. No other nominations were received. Countywide (DR)

Background and Justification: The SFRTA is charged with operating, maintaining and managing a commuter rail system in the tri-county area. The SFRTA has nine (9) members with a diversity count of: four (4) White males; three (3) Hispanic males; and two (2) White females.

Attachments:

1. Boards/Committees Application for Ms. Horenburger
2. Attendance Record for Ms. Horenburger
3. BCC Memo dated October 25, 2011
4. Current List of SFRTA Board Members
5. Chapter 343.53, Florida Statutes creating the SFRTA

Recommended by:


Agenda Coordinator

11/3/11
Date

Legal Sufficiency:


Assistant County Attorney

11/3/11
Date

II. REVIEW COMMENTS

A. Other Department Review:

Department Director

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Board Name: South Florida Regional Transportation Authority Advisory ☐ Not Advisory ☒

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Section II (Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: Horenburger Marie J.
Last First Middle

Occupation/Affiliation: Consultant/Sole Proprietor
Owner ☒ Employee ☐ Officer ☐

Business Name: _____

Business Address: 3020 Pine Tree Lane

City & State: Boynton Beach, FL Zip Code: 33435

Residence Address: Same/Home Office

City & State: _____ Zip Code: _____

Home Phone: (561) 733-0041 Business Phone: () Ext. _____

Cell Phone: (561) 901-2583 Fax: ()

Email Address: m.j.horenburger@aol.com

Mailing Address Preference: ☐ Business ☒ Residence

Have you ever been convicted of a felony: Yes _____ No X

If Yes, state the court, nature of offense, disposition of case and date: _____

Minority Identification Code: ☐ Male ☒ Female poth
☐ Native-American ☐ Hispanic-American ☐ Asian-American ☐ African-American ☒ Caucasian pad

Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business. This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

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Ex: (R#XX-XXXX/PO XXX)	Parks & Recreation	General Maintenance	10/01/11-09/30/12

I have no contracts with the BCC County government. (Attach Additional Sheet(s), if necessary) *Call*
OR ☐ NONE

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☐ By attending a live presentation given on _____, 20____

AND

☒ By signing below I acknowledge that I have read, understand and agree to abide by the Guide to the Sunshine Amendment & State of Florida Code of Ethics:

*Applicant's Signature: *Marie Horenburger* Printed Name: *Marie Horenburger* Date: *Oct. 12, 2012*

Any questions and/or concerns regarding Article XIII, the Palm Beach County Code of Ethics, please visit the Commission on Ethics website www.palmbeachcountyethics.com or contact us via email at ethics@palmbeachcountyethics.com or (561) 233-0724.

Return this FORM to:
{Insert Liaison Name Here}, {Insert Department/Division Here}
{Insert Address Here}

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: *Cindy L. DeSileppis for* Date: *10/25/11*
Comm. Karen T. Malachuk

Pursuant to Florida's Public Records Law, this document may be reviewed and photocopied by members of the public.

Revised 08/01/2011

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{Insert Address Here}

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Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: *Paul H. Burdick* Date: 10-31-2011

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Commissioner's Signature: *Shelley Yana* Date: 11/1/11

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Appointment to be made at BCC Meeting on:

Commissioner's Signature: *Steven H. Abrams* Date: *10/27/11*

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Commissioner's Signature: *Burt Jones* Date: *11-1-11*

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I have no contracts with the BCC County government. (Attach Additional Sheet(s), if necessary) *Woff*
OR ☐ NONE

All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the Guide to the Sunshine Amendment prior to appointment/reappointment. Article XIII, and the training requirement can be found on the web at: <http://www.palmbeachcountyethics.com/training.htm>. Keep in mind this requirement is on-going.

☒ By signing below I acknowledge that I have read, understand, and agree to abide by Article XIII, the Palm Beach County Code of Ethics, and I have received the required Ethics training (in the manner checked below):

☒ By watching the training program on the Web, DVD or VHS
☐ By attending a live presentation given on _____, 20____

AND

☒ By signing below I acknowledge that I have read, understand and agree to abide by the Guide to the Sunshine Amendment & State of Florida Code of Ethics:

*Applicant's Signature: *Maria Horenburger* Printed Name: Maria Horenburger Date: Oct. 12, 2012

Any questions and/or concerns regarding Article XIII, the Palm Beach County Code of Ethics, please visit the Commission on Ethics website www.palmbeachcountyethics.com or contact us via email at ethics@palmbeachcountyethics.com or (561) 233-0724.

Return this FORM to:
{Insert Liaison Name Here}, {Insert Department/Division Here}
{Insert Address Here}

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on:

Commissioner's Signature: *[Signature]* Date: 11/3/11

Pursuant to Florida's Public Records Law, this document may be reviewed and photocopied by members of the public.

Revised 08/01/2011

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARDS/COMMITTEES APPLICATION**

The information provided on this form will be used by County Commissioners and/or the entire Board in considering your nomination. This form **MUST BE COMPLETED IN FULL**. Answer "none" or "not applicable" where appropriate. Further, please attach a biography or résumé to this form.

Section I (Department): (Please Print)

Board Name: South Florida Regional Transportation Authority Advisory ☐ Not Advisory ☒

☒ At Large Appointment or ☐ District Appointment /District #: _____

Term of Appointment: 4 Years. From: 11/15/11 To: 11/14/15

Seat Requirement: PBC Rep/Business or Civic Interest Seat #: 4

☒ *Reappointment or ☐ New Appointment

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

Completion of term to expire on: _____

*When a person is being considered for reappointment, the number of previous disclosed voting conflicts during the previous term shall be considered by the Board of County Commissioners: 2

Section II (Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: Horenburger Marie J.
Last First Middle

Occupation/Affiliation: Consultant/Sole Proprietor
Owner ☒ Employee ☐ Officer ☐

Business Name: _____

Business Address: 3020 Pine Tree Lane

City & State: Boynton Beach, FL Zip Code: 33435

Residence Address: Same/Home Office

City & State: _____ Zip Code: _____

Home Phone: (561) 733-0041 Business Phone: () Ext. _____

Cell Phone: (561) 981-2583 Fax: ()

Email Address: mjhorenburger@aol.com

Mailing Address Preference: ☐ Business ☒ Residence

Have you ever been convicted of a felony: Yes _____ No X
If Yes, state the court, nature of offense, disposition of case and date: _____

Minority Identification Code: ☐ Male ☒ Female poh
☐ Native-American ☐ Hispanic-American ☐ Asian-American ☐ African-American ☒ Caucasian poh

Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business. This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

<u>Contract/Transaction No.</u>	<u>Department/Division</u>	<u>Description of Services</u>	<u>Term</u>
Ex: (R#XX-XXXX/PO XXX)	Parks & Recreation	General Maintenance	10/01/11-09/30/12

I have no contracts with the BCC County government. (Attach Additional Sheet(s), if necessary) *LAff*
OR ☐ NONE

All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the Guide to the Sunshine Amendment prior to appointment/reappointment. Article XIII, and the training requirement can be found on the web at: <http://www.palmbeachcountyethics.com/training.htm>. Keep in mind this requirement is on-going.

☒ By signing below I acknowledge that I have read, understand, and agree to abide by Article XIII, the Palm Beach County Code of Ethics, and I have received the required Ethics training (in the manner checked below):

☒ By watching the training program on the Web, DVD or VHS
☐ By attending a live presentation given on _____, 20____

AND

☒ *not Based on Discussion* By signing below I acknowledge that I have read, understand and agree to abide by the Guide to the Sunshine Amendment & State of Florida Code of Ethics:

*Applicant's Signature: *Marie Horenburger* Printed Name: *Marie Horenburger* Date: *Oct. 12, 2012*

Any questions and/or concerns regarding Article XIII, the Palm Beach County Code of Ethics, please visit the Commission on Ethics website www.palmbeachcountyethics.com or contact us via email at ethics@palmbeachcountyethics.com or (561) 233-0724.

Return this FORM to:
{Insert Liaison Name Here}, {Insert Department/Division Here}
{Insert Address Here}

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on:

Commissioner's Signature: *[Signature]* Date: *10/26/11*

MARIE HORENBURGER
SFRTA ATTENDANCE

	2007	2008	2009	2010	2011
JANUARY	1	0	1	1	1
FEBRUARY	1	1	1	1	X
MARCH	1	1	1	X	1
APRIL	1	1	1	1	0
MAY	1	1	1	1	1
JUNE	1	X	1	1	X
JULY	0	0	0	0	0
AUGUST	1	1	1	1	
SEPTEMBER	1	1	0	1	
OCTOBER	1	1	1	1	
NOVEMBER	0	0	0		
DECEMBER	1	1	1	X	
SPECIALS					
TOTAL ATTEND	10	8	9	8	3

CONFLICT
Boca Tri-Rail Item
Jan. R5
Feb. Discussion
March R4

0 = no meeting held
X = absent



**PALM BEACH COUNTY
COUNTY ADMINISTRATION**

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



**Palm Beach County
Board of County
Commissioners**

Karen T. Marcus, Chair
Shelley Vana, Vice Chair
Paulette Burdick
Steven L. Abrams
Burt Aaronson
Jess R. Santamaria
Priscilla A. Taylor

County Administrator

Robert Weisman

DATE: October 25, 2011
TO: Commissioner Karen T. Marcus, Chair and Members of the Board of County Commissioners
FROM: Patty Hindle, Agenda Coordinator
County Administration
RE: **SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY**

The South Florida Regional Transportation Authority (SFRTA) was created pursuant to Section 343.53, Florida Statutes. The SFRTA is comprised of nine (9) voting members: one (1) county commissioner each from Miami-Dade, Broward and Palm Beach counties; one (1) citizen member (business/civic interest) from each of the three (3) counties; the secretary of the Department of Transportation; and two (2) citizens of any of the three (3) counties selected by the Governor. The SFRTA is charged with operating, maintaining and managing a commuter rail system in the tri-county area.

Palm Beach County's current citizen representative, Marie Horenburger's term expired June 22, 2011. Ms. Horenburger, who has served on the SFRTA since 2003, has expressed a desire to serve another four (4) year term. She has satisfactorily completed all the appropriate Ethics and Sunshine Law training requirements. Attached is Ms. Horenburger attendance since she was last appointed in July 2007.

If you support the reappointment of Ms. Horenburger, please complete Section III on the enclosed Boards/Committees Application. If you wish to have another candidate considered for appointment, please provide the candidate's contact information.

Since staff would like to bring this appointment forward for Board consideration at its November 15, 2011 meeting, please return the signed Application to me no later than November 2. If you have any questions, please contact me at 355-3229.

:pah
Enclosures

Application
Attendance Record
Membership List
Section 343.53, Florida Statutes

Attachment #

3



**SOUTH FLORIDA
REGIONAL
TRANSPORTATION
AUTHORITY**

Broward County Transit

Miami-Dade Transit

Palm Tran

Tri-Rail

Overview

Employment

Governing Board

Meetings

Procurement

Disadvantaged Business Enterprise

Press Releases

Newsletters

Planning & Capital Development

Contact Us

GOVERNING BOARD



Steven L. Abrams, Vice-Chair
Palm Beach County Commissioner
Palm Beach County Commission
301 North Olive, 12th Floor
West Palm Beach, FL 33401
Phone: (561) 355-2204
Fax: (561) 355-4422



Bruno A. Barreiro
Miami-Dade County Commissioner
Miami-Dade County Commission
1454 Southwest 1st Street
Suite 130
Miami, FL 33128
Phone: (305) 643-8525
Fax: (305) 643-8528



James A. Cummings
Broward County Representative
800 N.W. 33rd Street
Pompano Beach, FL 33064
Phone: (954) 788-7918
Fax: (954) 788-7961



Marie Horenburger
Palm Beach County Representative
800 N.W. 33rd Street
Pompano Beach, FL 33064
Phone: (954) 788-7918
Fax: (954) 788-7961



Kristin Jacobs, Chair
Broward County Commissioner
Broward County Governmental Center
115 South Andrews Avenue, #411
Fort Lauderdale, FL 33301
Phone: (954) 357-7002
Fax: (954) 523-3302



Felix M. Lasarte, Esq.
Miami-Dade County Representative
The Lasarte Law Firm
3470 N.W. 82nd Avenue, #660
Doral, FL 33122
Phone: (305) 594-2877
Fax: (305) 594-2878



George Morgan, Jr.
Governor's Appointee
Morgan Property Group
450 E. Las Olas Blvd.,
Suite 730
Fort Lauderdale, FL 33301
Phone: (954) 522-6010
Fax: (954) 522-6003



Gus Pego, P.E.
Florida Department of Transportation Representative
Florida Department of Transportation,
District Six
1000 N.W. 111th Avenue
Miami, Florida 33172
Phone: (305) 470-5197
Fax: (305) 470-5610



F. Martin Perry
Governor's Appointee
Perry & Taylor, P.A.
2401 PGA Boulevard
Suite 110
Palm Beach Gardens, Florida 33410
Phone: (561) 721-3300
Fax: (561) 721-2111



Joe Giulietti
Executive Director
South Florida Regional Transportation Authority (SFRTA)
800 N.W. 33rd Street
Pompano Beach, FL 33064
Phone: (954) 942-7245
Fax: (954) 788-7878



Jack L. Stephens
Deputy Executive Director
South Florida Regional Transportation Authority (SFRTA)
800 N.W. 33rd Street
Pompano Beach, FL 33064
Phone: (954) 942-7245
Fax: (954) 788-7878

Select Year: 2011

The 2011 Florida Statutes

Title XXVIChapter 343[View Entire Chapter](#)

PUBLIC TRANSPORTATION REGIONAL TRANSPORTATION AUTHORITIES

343.53 South Florida Regional Transportation Authority.—

(1) There is created and established a body politic and corporate, an agency of the state, to be known as the "South Florida Regional Transportation Authority," hereinafter referred to as the "authority."

(2) The governing board of the authority shall consist of nine voting members, as follows:

(a) The county commissions of Miami-Dade, Broward, and Palm Beach Counties shall each elect a commissioner as that commission's representative on the board. The commissioner must be a member of the county commission when elected and for the full extent of his or her term.

(b) The county commissions of Miami-Dade, Broward, and Palm Beach Counties shall each appoint a citizen member to the board who is not a member of the county commission but who is a resident of the county from which he or she is appointed and a qualified elector of that county. Insofar as practicable, the citizen member shall represent the business and civic interests of the community.

(c) The secretary of the Department of Transportation shall appoint one of the district secretaries, or his or her designee, for the districts within which the area served by the South Florida Regional Transportation Authority is located.

(d) If the authority's service area is expanded pursuant to s. 343.54(5), the county containing the new service area shall have three members appointed to the board as follows:

1. The county commission of the county shall elect a commissioner as that commission's representative on the board. The commissioner must be a member of the county commission when elected and for the full extent of his or her term.

2. The county commission of the county shall appoint a citizen member to the board who is not a member of the county commission but who is a resident and a qualified elector of that county. Insofar as is practicable, the citizen member shall represent the business and civic interests of the community.

3. The Governor shall appoint a citizen member to the board who is not a member of the county commission but who is a resident and a qualified elector of that county.

(e) The Governor shall appoint two members to the board who are residents and qualified electors in the area served by the authority but who are not residents of the same county and also not residents of the county in which the district secretary who was appointed pursuant to paragraph (c) is a resident.

(3)(a) Members of the governing board of the authority shall be appointed to serve 4-year staggered terms, except that the terms of the appointees of the Governor shall be concurrent.

(b) The terms of the board members currently serving on the authority that is being succeeded by this act shall expire July 30, 2003, at which time the terms of the members appointed pursuant to subsection (2) shall commence. The Governor shall make his or her appointments to the board within 30 days after July 30, 2003.

Attachment # 5