

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARD APPOINTMENT SUMMARY**

Meeting Date: June 5, 2012

Department: Environmental Resources Management

Advisory Board: Artificial Reef and Estuarine Enhancement Committee

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Two (2) re-appointments of at-large members to the Artificial Reef and Estuarine Enhancement Committee (AREEC). Seats #9 and #11 are for a term of three (3) years beginning June 5, 2012 through June 4, 2015.

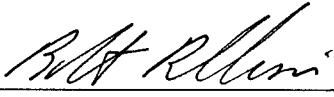
<u>Nominees</u>	<u>Seat #</u>	<u>Representing</u>	<u>Term</u>	<u>Nominated By</u>
<u>Re-Appoint</u>				
Gregory Reynolds	9	Environmental Organization	3 yrs	Comm. Vana Comm. Marcus Comm. Burdick
<u>Re-Appoint</u>				
Tom Warnke	11	General Member	3 yrs	Comm. Vana Comm. Marcus Comm. Burdick Comm. Abrams

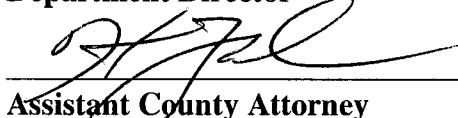
Summary: Resolution No. R-08-1511 provides for an eleven-member AREEC. The membership consists of one (1) representative of the County Commission, one (1) representative of commercial SCUBA diving, one (1) representative of recreational SCUBA diving, one (1) representative of marine industry, one (1) representative of recreational fishing, one (1) representative of fisheries, one (1) representative of an environmental organization, two (2) representatives from other government entity and two (2) general members. On April 19, 2012, the Board was advised that two seats were vacant and need to be filled. Countywide (HF)

Background and Justification: The AREEC is responsible for advising the Board on matters relating to artificial reefs and estuarine enhancement and restoration. The nominees meet the respective seat requirements and wish to continue serving on the AREEC. These two appointments are for three-year terms expiring June 4, 2015. The diversity breakdown of the AREEC membership is one (2) Caucasian female and nine (9) Caucasian males.

Attachments:

1. Board/Committees Applications w/Resumes
2. Current List of Committee Members
3. Attendance Record
4. Resolution No. R08-1511

Recommended by:  5/8/12
Department Director **Date**

Legal Sufficiency:  5/9/12
Assistant County Attorney **Date**

**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: ARTIFICIAL REEF & ESTUARINE ENHANCEMENT COM. Advisory ☒ Not Advisory ☐

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

Term of Appointment: 3 Years. From: JUNE 5, 2012 To: JUNE 4, 2015

Seat Requirement: ENVIRONMENTAL ORGANIZATION Seat #: 9

☒ *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: 0

Section II (Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: Reynolds Gregory Lee
Last First Middle

Occupation/Affiliation: _____

Owner ☐ Employee ☐ Officer ☒

Business Name: LagoonKeepers.org

Business Address: P.O. Box 14932

City & State: North Palm Beach, FL Zip Code: 33408

Residence Address: 4317 70th Rd N

City & State: West Palm Beach Zip Code: 33404

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

Cell Phone: () 561-255-6974 Fax: () _____

Email Address: LagoonKeepers@bellsouth.net

Mailing Address Preference: ☒ Business ☐ Residence

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

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

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

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.

Section Two (continued)

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

(Attach Additional Sheet(s), if necessary)

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: Gregory L. Reynolds Printed Name: Gregory L. Reynolds Date: 4-2-12

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:

2300 N Jog Road, West Palm Beach, FL 33412

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on: JUNE 5, 2012

Commissioner's Signature: Shelley Yana Date: 4/27/12

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

Revised 08/01/2011

Gregory Lee Reynolds

Born in 1960 in Norman, Oklahoma

Attended Saint Gregory's College, in Shawnee, Oklahoma

Member of the Professional Photographers of Oklahoma and Professional Photographers of America for 13 years.

Moved to Palm Beach County, Florida 23 years ago.

Member of the United States Coast Guard Auxiliary

Founder and Executive Director of LagoonKeepers.org, a non-profit group helping to make the Intracoastal Waterway and the navigable canals in Palm Beach County free of debris and other navigational hazards - with an all volunteer group.

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Recipient of the Marine Industry Assoc. of P.B. County. 2006 Beacon of Light Award for Marine Advocacy, received the Florida Wildlife Federation Sportsman of the Year Award for 2006 for work in conservation, received the "2007 Environmental Leadership Commendation" from Boat US Foundation for Boating Safety & Clean Water, Solid Waste Authority of Palm Beach County Volunteer of the year 2009.

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Commissioner's Signature: Cindy L DeFilippo for Date: 4/25/12
Comm. Karen T. Marcus

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Revised 08/01/2011

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Commissioner's Signature: Paula L. Burdick Date: 4-23-2012

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Revised 08/01/2011

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Seat Requirement: GENERAL MEMBER Seat #: 11

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Section II (Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: WARNKE THOMAS R
Last First Middle

Occupation/Affiliation: CITY OF BOYNTON BEACH - RECREATION DEPT.
Owner ☐ Employee ☒ Officer ☐

Business Name: CITY OF BOYNTON BEACH

Business Address: 100 E. BOYNTON BCH BLVD.

City & State: BOYNTON BEACH, FL Zip Code: 33425

Residence Address: 2780 WORCESTER RD

City & State: LAKE WORTH FL Zip Code: 33462

Home Phone: () 561-236-055 Business Phone: () Ext. _____

Cell Phone: () SAME Fax: ()

Email Address: TRWARNKE@HOTMAIL.COM

Mailing Address Preference: ☐ Business ☒ Residence

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

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

Minority Identification Code: ☒ Male ☐ Female
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AND

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*Applicant's Signature: [Signature] Printed Name: THOMAS R. WARNE Date: 4-8-12

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RECEIVED
APR 11 2012
ENVIRONMENTAL RESOURCES MANAGEMENT

Tom Warnke - Contacts and contributions related to coastal systems

Local

City of Boynton Beach

Appointed to Visions 2020 Planning Committee.

Appointed to Committee on Feasibility for Redesign of Boynton Inlet – 2007 to 2009. Also served on selection sub-committee. This included assessment and selection of Oceanographic/Ocean Engineering firm to conduct study funded by South Florida Water Management District. This selection included review of credentials and past work of nine such firms, including computer modeling of dynamic coastal systems, including consideration of numerous possible changes to inshore and offshore systems.

City of Boca Raton

2009 - Consultations with Boca Raton Inlet Dredge Operator while researching methods to enhance inlet bypass of beach-compatible downdrift sand, utilizing a movable dredge. Operator has 37 years of experience as the dredge operator at Boca Raton Inlet.

Hillsboro Inlet Authority

2009 - Consultation with Chairman, while researching methods to enhance inlet bypass of beach-compatible downdrift sand. This Authority recently purchased a new, moveable dredge to enhance inlet bypass, and has been able to move sufficient beach-quality sand past the inlet to obviate the need for any beach nourishment at Pompano Beach.

Delray Beach (Sandoway House Nature Center)

Contact: Director. 2008 - Conducted educational programs and administered innovative aquifer monitoring program for quality assessment of ground water contribution to nearshore waters.

Preservation Florida (Ocean Ridge – Highland Beach)

2007 to 2009 - Consulted with administrators regarding changes to comprehensive plan for barrier island communities, and impacts to coastal environment.

RECEIVED
APR 11 2012
ENVIRONMENTAL RESOURCES MANAGEMENT

County / Regional

Palm Beach County – Department of Environmental Resource Management (ERM)

Contacts: Administrator and senior staff members

Palm Beach County – County Commission

Consultation with County Commissioners and ERM staff regarding new technology for erosion control from 2002 to the present.

Palm Beach County - Aquatics Department

Contact: Director. Consultation with directors for the past 20 years regarding ocean recreational user-group management and stakeholder access.

South Central Regional Wastewater Treatment and Disposal Board

Contact: Chairman – Long term knowledge of methods used and coastal impacts.

West Palm Beach Fishing Club

20 year working relationship with director. Consultation regarding numerous issues involving coastal environment, as well as work within Florida Outdoor Writers Association (FOWA).

State

Harbor Branch Oceanographic Institution

Contact: Senior Staff Scientists – Offshore and Inshore issues related to water quality and habitat sustainability.

Florida Oceanographic Institution

Contact: Director – Erosion documentation and monitoring.

Private Coastal Engineering and Environmental Firms

Numerous consultations and contributions, including assistance in editing peer-reviewed publications, powerpoint presentations and expert testimony.

ASR America

Contact: Director

Florida Department of Environmental Protection

Contacts: Secretary's staff, and staff in numerous bureaus. Consultation regarding erosion control, water quality beach access issues.

Federal

Army Corps of Engineers

Contacts: Local Project Managers – Consultation regarding alternatives for coastal erosion control.

Hosted "Corps Reform Network" national meeting field trip to beaches in Palm Beach County, and presented program on coastal erosion control alternatives.

U.S. Coastal Commission on Ocean Policy

Provided comments during Florida meetings for consideration by Congress.

ASR Ltd., New Zealand

Contacts: CEO and Directors – Collaboration and consultation on coastal erosion control alternatives since 1998.

Southeast Florida Coral Reef Initiative

Contributor to Technical Advisory Committee and U.S. Coral Reef Task Force regarding ocean nitrification from Dry Tortugas to the Cape Canaveral area, related to the effects of outfalls, injection wells and septic tanks.

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Last First Middle

Occupation/Affiliation: CITY OF BOYNTON BEACH - RECREATION DEPT.
Owner ☐ Employee ☒ Officer ☐

Business Name: CITY OF BOYNTON BEACH

Business Address: 100 E. BOYNTON BCH BLVD.

City & State: BOYNTON BEACH, FL Zip Code: 33425

Residence Address: 2780 WORCESTER RD

City & State: LAKE WORTH FL Zip Code: 33462

Home Phone: (1) 561-236-055 Business Phone: () Ext. _____

Cell Phone: (1) SAME Fax: ()

Email Address: TRWARNKE@HOTMAIL.COM

Mailing Address Preference: ☐ Business ☒ Residence

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

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

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

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Section Two (continued)

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

(Attach Additional Sheet(s), if necessary)

OR NONE

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☒ By watching the training program on the Web, DVD or VHS
☒ By attending a live presentation given on 10-26, 2011

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: J. Warnke Printed Name: THOMAS R. WARNKE Date: 4-8-12

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:

2300 N Jog Road, West Palm Beach, FL 33412

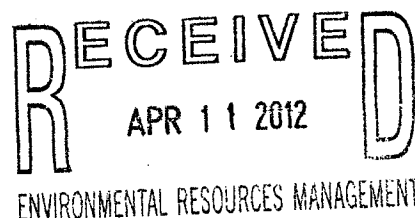
Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: Cindy R De Salvo for Date: 4/25/12
Comm. Karen T. Marks

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

Revised 08/01/2011



Tom Warnke - Contacts and contributions related to coastal systems

Local

City of Boynton Beach

Appointed to Visions 2020 Planning Committee.

Appointed to Committee on Feasibility for Redesign of Boynton Inlet – 2007 to 2009. Also served on selection sub-committee. This included assessment and selection of Oceanographic/Ocean Engineering firm to conduct study funded by South Florida Water Management District. This selection included review of credentials and past work of nine such firms, including computer modeling of dynamic coastal systems, including consideration of numerous possible changes to inshore and offshore systems.

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Delray Beach (Sandoway House Nature Center)

Contact: Director. 2008 - Conducted educational programs and administered innovative aquifer monitoring program for quality assessment of ground water contribution to nearshore waters.

Preservation Florida (Ocean Ridge – Highland Beach)

2007 to 2009 - Consulted with administrators regarding changes to comprehensive plan for barrier island communities, and impacts to coastal environment.

RECEIVED
APR 11 2012
ENVIRONMENTAL RESOURCES MANAGEMENT

Federal

Army Corps of Engineers

Contacts: Local Project Managers – Consultation regarding alternatives for coastal erosion control.

Hosted "Corps Reform Network" national meeting field trip to beaches in Palm Beach County, and presented program on coastal erosion control alternatives.

U.S. Coastal Commission on Ocean Policy

Provided comments during Florida meetings for consideration by Congress.

ASR Ltd., New Zealand

Contacts: CEO and Directors – Collaboration and consultation on coastal erosion control alternatives since 1998.

Southeast Florida Coral Reef Initiative

Contributor to Technical Advisory Committee and U.S. Coral Reef Task Force regarding ocean nitrification from Dry Tortugas to the Cape Canaveral area, related to the effects of outfalls, injection wells and septic tanks.

**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: ARTIFICIAL REEF & ESTUARINE ENHANCEMENT COM. Advisory ☒ Not Advisory ☐

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

Term of Appointment: 3 Years. From: JUNE 5, 2012 To: JUNE 4, 2015

Seat Requirement: GENERAL MEMBER Seat #: 11

☒ *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: 0

Section II (Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: WARNKE THOMAS R
Last First Middle

Occupation/Affiliation: CITY OF BOYNTON BEACH - RECREATION DEPT.
Owner ☐ Employee ☒ Officer ☐

Business Name: CITY OF BOYNTON BEACH

Business Address: 100 E. BOYNTON BCH BLVD.

City & State: BOYNTON BEACH, FL Zip Code: 33425

Residence Address: 2780 WORCESTER RD

City & State: LAKE WORTH FL Zip Code: 33462

Home Phone: (1) 561-236-0555 Business Phone: () Ext. _____

Cell Phone: (1) SAME Fax: ()

Email Address: TRWARNKE@HOTMAIL.COM

Mailing Address Preference: ☐ Business ☒ Residence

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

Minority Identification Code: ☒ Male ☐ Female
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_____	_____	_____	_____

(Attach Additional Sheet(s), if necessary)

OR

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AND

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*Applicant's Signature: J. Warner Printed Name: THOMAS R. WARNER Date: 4-8-12

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Return this FORM to:

2300 N Jog Road, West Palm Beach, FL 33412

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: Paula H. Burdick Date: 4-23-2012

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Revised 08/01/2011

Tom Warnke - Contacts and contributions related to coastal systems

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2300 N Jog Road, West Palm Beach, FL 33412

Section III (Commissioner, if applicable):

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Commissioner's Signature: Steven Abrams Date: 4/30/12

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Revised 08/01/2011

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ENVIRONMENTAL RESOURCES MANAGEMENT

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ARTIFICIAL REEF AND ESTUARINE ENHANCEMENT COMMITTEE

Advisory Board Members as of May 5, 2012

SEAT #	CURRENT MEMBER	RACE CODE	TELEPHONE #S	REQUIREMENT	ORIG. APPT. DATE	RE-APPT. DATE	EXPIRE DATE
1	Paulette Burdick BCC – District 2 Government Center, 12 th Floor 301 N. Olive Avenue West Palm Beach, FL 33401 pburdick@pbcgov.org	WF	561-355-2202 561-355-6277	County Commissioner	12-07-10		
2	Jennifer Smith FL Dept. of Environmental Protection 400 N. Congress Avenue, Suite 200 West Palm Beach, FL 33401 Jennifer.K.Smith@dep.state.fl.us	WF	561-681-6642 - Business 561-716-4261 - Cell 561-681-6780 – Business Fax	Other Government Entity	3-15-11		3-14-14
3	James J. Barry III 115 Flagler Promenade North West Palm Beach, FL 33405 NO E-MAIL – SEND POSTAL MAIL	WM	561-832-4197 - Home	Other Government Entity	4-10-07		4-05-13
4	Michael Newman 205 Golfview Drive Tequesta, FL 33469	WM	561-351-1904 - Cell	Commercial Scuba Diving Interests	04-17-12		04-16-12
5	Alyssa Freeman 3843 Classic Court West Palm Beach, FL 33417 mia@marinepbc.org - E-Mail	WF	561- 863-0012 – Business 561-398-88807 - Cell	Commercial Marine Industry Interests	04-17-12		04-16-12
6	David Snyder 6460 Sargasso Way Jupiter, FL 33458 dsnyder@conshelf.com - Office E-Mail dsnyder@comcast.net - Home E-Mail	WM	772-219-3000 - Business 561-254-7154 – Cell 561-746-2876 - Home	Fisheries Interests	9-11-07	3-15-11	3-14-14

ARTIFICIAL REEF AND ESTUARINE ENHANCEMENT COMMITTEE

Advisory Board Members as of May 5, 2012

SEAT #	CURRENT MEMBER	RACE CODE	TELEPHONE #S	REQUIREMENT	ORIG. APPT. DATE	RE-APPT. DATE	EXPIRE DATE
7	Tom Twyford, Jr., Assoc. Dir. West Palm Beach Fishing Club P.O. Box 468 West Palm Beach, FL 33402 ttwyford@mindspring.com - E-mail	WM	561-832-6780 - Business 561-832-2137 - Fax	Recreational Fishing Club	9-6-88	3-30-04	4-05-13
8	Linton Creel 124 Cayman Drive Palm Springs, FL 33461-2004	WM	561-601-5673 - Cell 561-966-9910 - Home lincreel2@cs.com - E-mail	Recreational Scuba Diving Club	04-17-12		04-16-12
9	Gregory Reynolds Lagoonkeepers.Org P.O. Box 14932 North Palm Beach, FL 33408 Gregory@lagoonkeepers.org - E-mail	WM	561-255-6974 - Business 561-255-6974 - Cell	Environmental Organization	10-21-08		10-20-11
10	James Bowser Town of Palm Beach 951 Old Okeechobee Blvd., Ste. A West Palm Beach, FL 33401 JBowser@TownofPalmBeach.com - E-mail	WM WM	561-838-5440 - Business 561-791-4529 - Home 561-309-1808 - Cell	General Member	10-21-08		10-20-12
11	Thomas Warnke 2780 Worcester Rd. Lantana, FL 33462 trwarnke@hotmail.com - E-mail	WM	561-236-0155 - Home 561-236-0155 - Cell	General Member	10-21-08		10-20-11

ARTIFICIAL REEF AND ESTUARINE ENHANCEMENT COMMITTEE

Attendance 2012

<u>Seat No. – Name</u>	<u>Jan. 5</u>	<u>Mar. 1</u>	<u>May 3</u>	<u>July 5</u>	<u>Sept. 6</u>	<u>Nov. 1</u>
1 - Paulette Burdick, Chair	C	P	P			
2 - Jennifer Smith	C	P	P			
3 - James Barry, III	C	P	P			
4 – Michael Newman	-	-	P			
5 – Alyssa Freeman	-	-	P			
6 – David Snyder	C	P	P			
7 - Tom Twyford, Jr.	C	P	P			
8 – Linton Creel	-	-	P			
9 – VACANT (Greg Reynolds)	C	P	P			
10 - James Bowser	C	P	P			
11 – VACANT (Tom Warnke)	C	P	P			

A = Absent

C = Cancelled Meeting

P = Present

***NOTE: PBC Resolution No. R-2002-1606 states in part: "Members of boards shall be automatically removed for lack of attendance. Lack of attendance is defined as a failure to attend three (3) consecutive meetings or failure to attend at least two-thirds of the meetings scheduled during a calendar year. Participation for less than three-fourths of a meeting shall be the same as a failure to attend a meeting. Members removed pursuant to this paragraph shall not continue to serve on the board and such removal shall create a vacancy."**

RESOLUTION NO. 2008-1511

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, CREATING THE PALM BEACH COUNTY ARTIFICIAL REEF AND ESTUARINE ENHANCEMENT COMMITTEE; PROVIDING FOR MEMBERSHIP; PROVIDING FOR STAGGERED TERMS; PROVIDING FOR MEETINGS AND ORGANIZATIONS; PROVIDING FOR DUTIES AND FUNCTIONS; PROVIDING FOR BOARD ACTION ADVISORY ONLY; PROVIDING FOR ASSISTANCE TO THE COMMITTEE; PROVIDING FOR RATIFICATION; PROVIDING FOR THE REPEAL OF RESOLUTION NO. 96-1489

WHEREAS, the Board of County Commissioners of Palm Beach County created the Artificial Reef and Estuarine Enhancement Committee (AREEC) by adoption of Resolution R-90-601, on April 3, 1990, to advise the Board of all matters relating to artificial reefs and enhancement of estuarine water bodies; and

WHEREAS, Resolution R93-586 provided for revisions to comply with County policy and included a reduction in the number of members from 16 to 9, established specific categories of membership, and added water quality to the committee responsibilities; and

WHEREAS, Resolution R96-1489 provided for staggered terms and removed the limitation on the number of consecutive terms a member may serve; and

WHEREAS, the AREEC desires to modify the membership requirements to reflect changing conditions by modifying the commercial fishing category to a fisheries category, modifying the local government category to any government, and adding two (2) general members; and

WHEREAS, this reorganization will ensure greater continuity and consistency of effort as AREEC membership changes over time and allow members with unique talents and abilities to continue to serve the Committee; and

WHEREAS, this reorganization will enable the Committee to more effectively advise the Board on the evolving challenges of artificial reef and estuarine enhancement.

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

Section 1. Creation. Upon adoption of this Resolution by the Board of County Commissioners, there is created and established a committee to be known as the Palm Beach County Artificial Reef and Estuarine Enhancement Committee, which committee shall replace, in its entirety, that certain Artificial Reef and Estuarine Enhancement Committee created by Resolution R-96-1489.

Section 2. Membership:

- a. The Artificial Reef and Estuarine Enhancement Committee shall consist of eleven (11) members appointed at large by the Board of County Commissioners. Appointments shall be based upon nominations from the following:
 1. One (1) representative of the County Commission of Palm Beach County, who, at the time of the appointment, shall be an elected member of the Commission. The selected member from the County Commission shall serve as the Chair of the Committee for the duration of the selected member's term of office as a County Commissioner;
 2. Two (2) members representing other governmental entities;
 3. One (1) member representing commercial scuba diving interests in Palm Beach County ;
 4. One (1) member representing commercial marine industry interests in Palm Beach County;
 5. One (1) member representing fisheries interests in Palm Beach County ;
 6. One (1) member representing a recreational fishing club in Palm Beach County;
 7. One (1) member representing a recreational scuba diving club in Palm Beach County;
 8. One (1) member representing an environmental organization in Palm Beach County ; and,

9. Two (2) general members who are county residents having an interest in artificial reefs and estuarine enhancement of which one would be appointed for an initial term of three (3) years and one would be appointed for an initial term of four (4) years. All subsequent appointments and/or reappointments shall be terms of three (3) years.
- b. Appointment of new members to fill vacancies and reappointment of members whose terms have expired shall be made at large by the Board of County Commissioners. Should a vacancy occur among the nine (9) group representative members that cannot be filled by that group, that vacancy may be filled by a county resident having an interest in artificial reefs and estuarine enhancement.
- c. With the exception of the County Commission representative, the term for all members shall be three (3) years. The terms shall be staggered over a three (3) year period such that the terms of no more than four (4) members expire in any one year.
- d. The term expiration date for all current committee members will remain in effect.

Section 3. Meetings and Organization. The Committee shall establish a time and place for holding meetings as may be necessary and shall adopt such rules of organization and procedure as may be required. The Committee may establish subcommittees for specific subjects or tasks and may invite participation in said subcommittees by nonmembers in order to obtain input from other segments of the public interested in the artificial reef and estuarine enhancement program, provided however, that such members of the public shall not be considered members of the Artificial Reef and Estuarine Enhancement Committee and shall have no official voting powers or related rights and duties.

Section 4. Duties and Functions. The Committee shall have the following duties and functions.

- a. To make recommendations to the Board of County Commissioners regarding objectives and policies relative to the County's artificial reef and estuarine enhancement programs as they relate to management and coordination of such programs including, but not limited to, the review of existing and future artificial reef and estuarine enhancement locations, materials to be used in the construction of artificial reefs and estuarine enhancement projects, water quality, and other considerations relating to the management, implementation, and coordination of the artificial reef and estuarine enhancement programs.

Section 5. Committee Action Advisory Only. The actions, decisions, and recommendations of the Artificial Reef and Estuarine Enhancement Committee shall not be final or binding on the Board of County Commissioners but shall be advisory only.

Section 6. Assistance to the Committee. The Artificial Reef and Estuarine Enhancement Committee may call upon any department or other agency of the County, regional, state, federal, or local governments for information or advice in the performance of its work. Staff from the Department of Environmental Resources Management shall provide administrative support to the Committee. The County Attorney's office shall act as legal counsel to the Artificial Reef and Estuarine Enhancement Committee at all its meetings and shall provide such legal advice and assistance as may be requested by the Artificial Reef and Estuarine Enhancement Committee. The Board of County Commissioners may, on behalf of the Artificial Reef and Estuarine Enhancement Committee, accept donations or other monetary or physical assistance from the general public to aid the Artificial Reef and Estuarine Enhancement Committee in fulfilling its duties as provided herein.

Section 7. Ratification. Notwithstanding anything contained herein, this Resolution also hereby acknowledges, ratifies, and confirms all actions of the advisory committee known as the Artificial Reef and Estuarine Enhancement

Committee, as was previously approved and organized by the Board of County Commissioners, prior to the formal adoption of this Resolution.

Section 8. Severability. If any section, sentence, clause, phrase, or word of this Resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holdings shall in no way affect the validity of the remaining portions of this Resolution.

Section 9. Repeal of R-96-1489. This Resolution expressly repeals and supersedes Palm Beach County Resolution R-96-1489.

The foregoing Resolution was offered by Commissioner

Marcus who moved its adoption. The motion was seconded by Commissioner Jeff Koons and upon being put to a vote, was as follows:

	ABSENT	AYE	NAY
COMM. ADDIE L. GREENE, CHAIRPERSON	<u> </u>	<u>Aye</u>	<u> </u>
COMM. JEFF KOONS, VICE CHAIR	<u> </u>	<u>Aye</u>	<u> </u>
COMM. KAREN T. MARCUS	<u> </u>	<u>Aye</u>	<u> </u>
COMM. ROBERT J. KANJIAN	<u> </u>	<u>Aye</u>	<u> </u>
COMM. MARY MCCARTY	<u> </u>	<u>Aye</u>	<u> </u>
COMM. BURT AARONSON	<u> </u>	<u>Aye</u>	<u> </u>
COMM. JESS R. SANTAMARIA	<u> </u>	<u>Aye</u>	<u> </u>

The Chair thereupon declared the Resolution duly passed and adopted this 9th day of September, 2008.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

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

BY:

[Signature]
County Attorney

[Signature]
Sharon Bock, Clerk & Comptroller-Deputy Clerk

