PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS



BOARD APPOINTMENT SUMMARY

Meeting Date:

December 4, 2012

Department:

Facilities Development & Operations

Advisory Board:

Property Review Committee

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: appointment of Christopher Barry, AICP to the Palm Beach County Property Review Committee (PRC) for a term of nine (9) months beginning December 4, 2012, to August 16, 2013:

Nominee	Seat No.	Seat Requirement	Term
Christopher Barry, AICP	(4)	A representative with expertise in land planning employed by a governmental agency with an office in PBC or recommended by the PBC Planning Congress	,

Summary: On February 23, 2010, the Board of County Commissioners (BCC) adopted Resolution No. 2010-0292, which established the PRC consisting of five (5) members appointed at-large by the Board. Each member is appointed to serve a term of three (3) years, after the initial start up period, with no limit on the number of terms an individual may serve. Bradley Miller, AICP served as the initial Seat No. 4 representative on the PRC prior to his resignation effective September 4, 2012. Seat No. 4 must be filled by an individual with expertise in land planning. Mr. Barry satisfies that requirement and currently has no conflicts of interest. The Palm Beach County Planning Congress supports the appointment of Mr. Barry. A memo was sent to the Board of County Commissioners on October 2, 2012 advising of the vacant position as well as Mr. Barry's interest and qualification. No other nominations were received. Because PRC representatives work in the industry, conflicts may arise in the future. If conflicts arise, Disclosure will be required and Staff will follow the waiver process or take other appropriate action. Countywide (HJF)

Background and Justification: The PRC is an Advisory Board that is charged with reviewing, evaluating and advising the Board regarding certain real estate transactions involving the purchase (including eminent domain), sale or exchange of real property upon certain triggers being met or value thresholds exceeded. The PRC has five (5) seats that are currently filled with a diversity breakdown of: (i) 1 African-American male; (ii) 1 Caucasian female; and; (iii) 2 Caucasian males. This appointment of an additional Caucasian male will fill a vacancy created by resignation and without change to the diversity breakdown that existed prior to that resignation.

Attachments:

- 1. Advisory Board Nominee Information Form
- 2. Resume of Christopher Barry, AICP
- 3. Current List of Board Members
- 4. Resolution No. 2010-0292 creating the PRC
- 5. Nomination Request Memorandum
- 6. Letter of Recommendation from the Palm Beach County Planning Congress

Recommended by: The Assistant County Attorney Date

Legal Sufficiency: The 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	nt): (Please Print)									
Board Name: Palm Beach County Property Review Committee						Advisory [X] Not Advisory []				
[X] At Larg	e Appointment		or	[] District	Appointment /Dist	rict #:			
Term of Appointment	:	Years	From:	November 20	, 2012	To: August 16	, 2013			
Seat Requirement:		th expertise in land p				Seat #:	4			
[]*Reappoir	ntment	or		[] New Ap	pointmen	t				
or [X] to compl Completion of term to	ete the term of	Bradley Miller, August 16, 2013		Due to:	[X]	resignation [other			
*When a person is be term shall be conside					s disclose	d voting conflicts	during the previous			
Section II (Applicant APPLICANT, UNLES						Patrick				
ı										
Occupation/Affiliation		ver IPBC			<u>ress</u>					
	Owner [iployee [/	,	Officer [J			
Business Name:	JOA	E. Schmi	dr 4	Associa	tos, 1	Ac.	P11177 and page 100 and 100 an			
Business Address:						1, Suite 101				
City & State Residence Address:		Palm Bass	*							
City & State	Word A	Valor Roach	Free!	, 4 390 7:	in Code:	3340/				
Home Phone:	()		Busine	ess Phone:	(Sid) 6	84 - 6/4/ Ext.				
Cell Phone:	(54) 8/8-3%		Fax:			84-6142				
Email Address:		jesla. com				No. of the second secon				
Mailing Address Prefer	rence: [Business	[] Residence								
Have you ever been co If Yes, state the court,	nvicted of a felony:	Yes	No / and date:	Not of	plicable					
Minority Identificatio		fale spanic-American	[]Fe []As	emale sian-American	[] Af	rican-American	[Caucasian			

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Section	31	4 OT		utu:

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.

Contract/Transaction No.	Department/Division	Description of Services	<u>Term</u>							
Ex: (R#XX-XXXX/PO XXX)	Parks & Recreation	General Maintenance	10/01/11-09/30/12							
Not applicable	•		MT-self-Management common and a self-self-self-self-self-self-self-self-							
(Attach Additional Sheet(s), if necessary)										
	OR NONE									
Guide to the Sunshine Amenda on the web at: http://www.pal	nent prior to appointment/reappo mbeachcountvethics.com/train	on Article XIII, the Palm Beach Coun intment. Article XIII, and the train ing.htm. Keep in mind this require	ing requirement can be found nent is on-going.							
		nderstand, and agree to abide by ed Ethics training (in the manner cl								
By w By a	vatching the training program on ttending a live presentation given	the Web, DVD or VHS on June 7, 20 11								
	AND									
	knowledge that I have read, Florida Code of Ethics:	understand and agree to abide b	y the Guide to the Sunshine							
*Applicant's Signature:	istopler T. Beng Print	ed Name Christopher P. Ba	ry Date: 10/17/2012							
		Beach County Code of Ethics, please il at ethics@palmbeachcountyethics.c								
Ros	s C. Hering, Director, Property	THIS FORM TO: y and Real Estate Management Divi y, West Palm Beach, FL 33411	sion							
Section III (Commissioner, if	applicable):									
Appointment to be made	le at BCC Meeting on:									
Commissioner's Signature:		Date:								

Revised 08/01/2011

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



Jon E. Schmidt and Associates

Landscape Architecture and Site Planning

Christopher Barry, AICP, Planner / Project Manager

Education Level:

Masters Urban and Regional Planning, Florida Atlantic University 2006

B.S. Urban and Regional Planning, Florida Atlantic University, 2003

Certifications:

AICP Certified Planner Cert. No. 023398

Years Experience:

12

Awards/Accolades:

"Land Entitlement Rookie of the Year," Centex Homes, South Florida Division 2005

Presenter for Annual FAPA Conference, "Belle Glade, A City on the Edge" 2006

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RESPONSIBILITIES WITH JON E. SCHMIDT & ASSOCIATES, INC.

Mr. Barry oversees our projects through the land entitlement process throughout South Florida. He is responsible for all phases of development planning which includes research and review of applicable codes and regulations, consultant coordination, preparation of presentations for public meetings.

PRIOR EXPERIENCE

2006 - Present Jon E. Schmidt & Associates, Inc.

2004 – 2006 Centex Homes

2002 - 2004 Palm Beach County Zoning Division

2000 - 2002 Song & Associates, Inc.

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2010 – 2011 President, Palm Beach County Planning Congress Current Member, Palm Beach County Planning Congress Member, American Planning Association, Florida Chapter

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PROJECT EXPERIENCE

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Town of Haverhill Capital Improvements Update, Analysis of the level of service standards and the 5- and 10-year schedule of improvements while addressing the budgetary constraints of the Town; Prepare and submit the annual update to the Town Capital Improvements Element of their Comprehensive Plan as required by Florida State Statute.

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Broward Block Residential, Planner providing services required to process the Development of Significant Impact Application Approval to allow construction of a 102-unit multifamily residential development in West Palm Beach, FL.

PALM BEACH COUNTY PROPERTY REVIEW COMMITTEE

SEAT NO.	NOMINEE	SEAT REQUIREMENT	TERM	
1	Thomas Barnhart Assistant Property Appraiser Palm Beach County Property Appraiser's Office County Governmental Center 301 North Olive Avenue West Palm Beach, FL 33401	A Representative from the PBC Property Appraiser's Office	1. 8/17/10- 8/16/11 2. 10/4/11- 10/3/14	
	355-2862 tbarnhar@pbcgov.org			
2	Kathy W. Evans, MAI Evans Valuation Services 18286 River Oaks Drive Jupiter, FL 33458 A Representative from Martin County Property Appraiser's Office; Broward County Property Appraiser's Office; or an MAI certified appraiser with offices in PBC and expertise in the appraisal of PBC		1. 8/17/10- 8/16/12 2. 8/17/12-	
	746-2475 561-371-3519 (cell) evansmai@comcast.net	real estate	8/16/15	
3	Neil Merin SIOR, CCIM* NAI/Merin Hunter Codman 1601 Forum Place West Palm Beach, FL 33401 471-8000 nmerin@mhcreal.com	Licensed real estate broker with an office in PBC and expertise in PBC commercial real estate	1. 8/17/10- 8/16/12 2. 8/17/12- 8/16/15	
	*Vice Chair			
. 4	Vacant as of September 4, 2012	A Representative with expertise in land planning employed by a governmental agency with an office in PBC or recommended by PBC Planning Congress	1. 8/17/10- 8/16/13	
5	Keith L. Williams, Esq.* Senior Attorney Office of Counsel South Florida Water Management District 3301 Gun Club Road, MSC 1410 West Palm Beach, FL 33406	Eminent Domain Attorney employed by a governmental agency with offices in PBC or in a private practice with an office in PBC	1. 8/17/10- 8/16/13	
	682-2791 kwilliam@sfwmd.gov			
	*Chair			

RESOLUTION NO. 0292

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, CREATING THE PALM BEACH COUNTY PROPERTY REVIEW COMMITTEE; PROVIDING FOR MEMBERSHIP; PROVIDING FOR MEETINGS AND ORGANIZATION; PROVIDING FOR DUTIES AND FUNCTIONS; PROVIDING FOR BOARD ACTION ADVISORY ONLY; PROVIDING FOR ASSISTANCE TO THE COMMITTEE; PROVIDING FOR SEVERABILITY.

WHEREAS, the Board of County Commissioners of Palm Beach County adopted Ordinance No. 2009-052 on December 15, 2009, which ordinance, among other things, requires the Board to create by resolution a committee to be named the "Property Review Committee" to review, evaluate and advise the Board regarding real estate transactions involving the purchase (including eminent domain), sale or exchange of fee simple title to real property if certain triggers or thresholds are mct; and

WHEREAS, the Board desires to establish such Property Review Committee.

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

Section 1. <u>Creation</u>. 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 Property Review Committee.

Section 2. Membership:

- a. The Property Review Committee shall consist of five (5) members appointed at large by the Board of County Commissioners. Appointments shall be based upon nominations from the following:
 - One (1) representative from the Palm Beach County
 Property Appraiser's Office;
 - One (1) representative from the Broward County
 Property Appraiser's Office, the Martin County
 Property Appraiser's Office or an MAI certified
 appraiser with offices in Palm Beach County and

expertise in the appraisal of Palm Beach County real

- One (1) representative licensed as a real estate broker with an office in Palm Beach County and expertise in Palm Beach County commercial real estate.
- One (1) representative with expertise in land planning employed by a governmental agency with an office in Palm Beach County or recommended by the Palm Beach County Planning Congress;
- 5. One (1) representative with expertise in eminent domain employed as an attorney by a governmental agency with offices in Palm Beach County or in private practice with expertise in eminent domain and an office in Palm Beach County.
- 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 five (5) member categories identified in 2.a. that cannot be filled by that group, that vacancy may be filled by a county resident having experience in real estate valuation or eminent domain.
- c. The initial term of the member appointed pursuant to 2.a.1 shall be one (1) year. The initial term of the two members appointed pursuant to 2.a.2 and 2.a.3 shall be for two (2) years. The initial term of the remaining members shall be three (3) years. Thereafter, 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 two (2) members expire in any one year.
- d. Nothing contained herein shall preclude reappointment of a member at the expiration of such member's term. Further, the

property appraiser representatives appointed as members shall have discretion to delegate authority to other staff members of such property appraiser's office to represent such office on the Property Review Committee as such representatives deems appropriate.

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. A majority of members of the Committee shall constitute a quorum for the transaction of business and the concurrence of a majority of the members present and voting shall be required to take any official action. All meetings of the Committee and any of its subcommittees shall be open to the public, duly advertised and otherwise comply with all applicable requirements of Florida's Government in the Sun Law as set forth in Chapter 286 Florida Stantes.

Section 4. <u>Duties and Functions</u>. The Committee shall have the following duties and functions:

a. To review, evaluate and advise the Board of County Commissioners regarding real estate transactions required to be reviewed by the Property Review Committee pursuant to Palm Beach County Ordinance No. 2009-052 or which may otherwise be presented to the Property Review Committee by the County.

Section 5. <u>Committee Action Advisory Only</u>. The actions, decisions, and recommendations of the Property Review 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 Property Review 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 duties and function. County government will provide legal, administrative and consultant support and facilities as needed which is hereby declared to be a County purpose. Staff from the Property and Real Estate Management Division

of the Facilities Development and Operations Department shall provide administrative support to the Committee. The County Attorney's office shall act as legal counsel to the Property Review Committee at all its meetings and shall provide such legal advice and assistance as may be requested by the Committee.

Section 7. 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 8. <u>Future Review</u>. The Board shall review the effectiveness of the Property Review Committee five years after the effective date of this resolution to determine whether a public need exists for the continuation of such Committee.

Section 9. <u>Effective Date.</u> This Resolution shall take effect immediately upon its adoption.

	The	foregoing	Resolution	was	offered	by	Comm	issioner
*****		Marcus		who	moved its	adopt	ion. The	motion
was	seconde	d by Commi	ssionerA	brams				and
ироп	being p	ut to a vote, v	vas as follows:					
					ABSE	NT	AYE	NAY
	Com	m. Burt Aaroi	son, Chair	-			Х.	
	Com	m. Karen T. N	Aarcus, Vice C	hair-			X	
	Com	m. Jeff Koons		-			X	
	Com	m. Shelley Va	ma	-			X	
	Com	m. Steven L.	Abrams	-			X	
	Com	m. Jess R. Sar	ntamaria				X	
	Com	m. Priscilla A	Taylor	-			X	
The	Chair th	ereupon decl	ared the Resol	ution di	ıly passed	and ac	lopted thi	s _23rd
day o	of Fe	bruary	, 2010.					

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

SHARON R. BOCK, CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

By: County Attorney
STATE

STATE OF FLORIDA, COUNTY OF PALM. BEACH
I, SHARON R. BOCK, Clerk & Completed Years
this to be a true and correct copy of the original
filled in my office on FEB 55 AM BEACH filed in my office on_____



Facilities Development & Operations Department

Property & Real Estate Management Division

2633 Vista Parkway

West Palm Beach, FL 33411-5605

(561) 233-0217

FAX: (561) 233-0210

www.pbcgov.com/fdo

Palm Beach County
Board of County
Commissioners

Shelley Vana, Chair
Steven L. Abrams, Vice Chairman

Karen T. Marcus

Paulette Burdick

Burt Aaronson

Jess R. Santamaria

Priscilla A. Taylor

County Administrator

Robert Weisman

"An Equal Opportunity Affirmative Action Employer"

MEMORANDUM

TO: Commissioner Shelley Vana, Chair

and Board of County Commissioners

THRU: Audrey Wolf, Director

Facilities Development & Operations

FROM: Ross C. Hering, Director

Property & Real Estate Management Division

DATE: October 2, 2012

RE: Property Review Committee (PRC)

Seat No. 4 At-Large Appointment

Bradley Miller, AICP has resigned from the PRC effective September 4, 2012. As a result, Seat No. 4 is now vacant for the term ending August 16, 2013. Seat No. 4 requires "a representative with expertise in land planning employed by a governmental agency with an office in PBC or recommended by PBC Planning Congress".

The PRC is an advisory board that is charged with reviewing, evaluating and advising the Board regarding certain real estate transactions involving the purchase (including eminent domain), sale or exchange of real property upon specific triggers being met or value thresholds exceeded. The PRC has five seats that are each appointed at-large by the Board. The PRC currently has a diversity breakdown of: (i) 1 African-American male (eminent domain attorney); (ii) 1 Caucasian female (MAI certified appraiser); and (iii) 2 Caucasian males (1 representative of PBC Property Appraiser's Office and 1 licensed real estate broker).

Staff has learned that Christopher Barry, ACIP, Planner/Project Manger with Jon E. Schmidt & Associates, is interested in the opportunity to serve on the PRC. Mr. Barry has also indicated willingness to serve a full three-year term upon close of this partial term. Mr. Barry has: (i)



education, training, experience and professional accreditation in planning practice; (ii) relevant public and private sector employment history in Palm Beach County; (iii) past service as president of the PBC Planning Congress; (iv) familiarity with the land development regulations and procedures of unincorporated Palm Beach County as well as many individual municipalities throughout the county; (v) no evident conflicts of interest; and (vi) interest, immediate availability and projected ongoing ability to serve. Mr. Barry's resume, as obtained from the website of Jon E. Schmidt & Associates, is attached.

The appointment of members to the PRC is within the discretion of the Board. In the event that the Board provides no alternative nominees that are qualified for PRC Seat No. 4 prior to October 22, 2012, FD&O/PREM staff intends to prepare an agenda item recommending Mr. Barry's appointment at the November 20, 2012 Board Meeting.

RCH/rem Attachment

201 Dahart II

Robert Weisman. County Administrator Samara Cooper, Business & Community Agreements Manager

R. Eric McClellan, Senior Planner Shawn Bobo, Administrative Secretary

Bobbie Barlow, Secretary

Patty Hindle, Agenda Coordinator

Howard J. Falcon III, Assistant County Attorney



Jon E. Schmidt and Associates

Landscape Architecture and Site Planning

Christopher Barry, AICP, Planner / Project Manager

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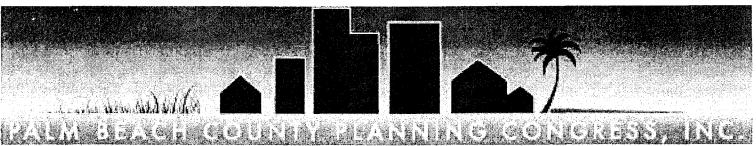
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P.O. Box 1371 West Palm Beach, FL 33402

www.pbcplanningcongress.org

October 10, 2012

Ross Hering, Director
Palm Beach County Facilities Development & Operations Department (FD&O)
Property & Real Estate Management Division (PREM)
2633 Vista Parkway
West Palm Beach, FL 33411-5605

RE: Palm Beach County Property Review Committee Seat No. 4

Dear Mr. Hering:

The Palm Beach County Planning Congress, Inc.'s Board of Directors enthusiastically recommends Christopher Barry, AICP, Planner/Project Manager with Jon E. Schmidt & Associates and former two term president of the PBCPC, as a nominee for appointment to Palm Beach County's Property Review Committee (PRC). This recommendation includes the remainder of the current term ending August 16, 2013 for PRC Seat No. 4, as well as a full three year term after the current term expires.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Bill Nemser, AICP, LEED AP

President, Palm Beach County Planning Congress

CC: Christopher Barry

2012 Officers

President, Bill Nemser, A1CP, LEED®AP • Vice President, Aimee Craig Carlson, AICP • Recording Secretary, Jennifer Vail, AICP • Membership Secretary, Erin Fitzhugh, AICP • Treasurer, Wes Blackman, AICP • Immediate Past President, Seth Behn, AICP

2012 Board Members

• Erin L. Deady, Esq., AICP • Tom Mullin, Esq. • Pete Banting • Rob Rennebaum, PE • Barbara A. Powell, AICP, PMP

Ex-Officio (non-voting)

Professional Development Officer, Susan Coughanour, AICP • Publicity Chair, Caroline Villanueva