

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARD APPOINTMENT SUMMARY

Meeting Date: September 22, 2015
Department: Equal Opportunity
Submitted By: Office of Equal Opportunity
Advisory Board Name: Fair Housing / Equal Employment Board

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Reappointment of one (1) at-large member to the Fair Housing / Equal Employment Board for a term beginning on October 1, 2015 through September 30, 2018. The reappointment is to be made from the following nominee:

<u>Nominee</u>	<u>Nominated By:</u>	<u>Seat No.:</u>
Eric Malkin	Mayor Vana Vice Mayor Berger	8

Summary: Eric Malkin is a current at-large member of the Fair Housing / Equal Employment Board. He was appointed to the board on January 9, 2013. Mr. Malkin has expressed an interest in reappointment and has met the attendance requirement during his current term. The board is composed of nine (9) members. Seven (7) members are district appointments and two (2) are at-large. The Ordinances require that the appointee should reflect, to the greatest extent possible, representation from the protected groups identified in the Ordinances and who have experience and interest in equal opportunities. The board meets quarterly. A memorandum was sent to the Board of County Commissioners on July 21, 2015 requesting nominations. Countywide (DO)

Background and Justification: The Board of County Commissioners enacted Ordinances 95-31 and Ordinance 90-1, as codified in Sections 2-261 through 2-313 of the Palm Beach County Code and Sections 15-36 through 15-64, respectively, establishing the Fair Housing/Equal Employment Board. This board serves as a quasi-judicial body empowered to hear and decide upon the merits of employment and housing discrimination complaints investigated by the Office of Equal Opportunity. The board meets quarterly. The Board currently consists of 9 members with 8 seats currently filled and a diversity of White: 4 (50%), Black: 2 (25%) and Hispanic: 2 (25%). The gender ratio (female: male) is: 5:3. This nominee is a Caucasian male.

Pursuant to the Policies and Procedures Manual Board Appointments, the Department requested that the Mayor and members of the Board of County Commissioners submit nominees to fill these at-large vacancies.

Attachments:

1. Memorandum of July 21, 2015 to BCC
2. Board application and Code of Ethics
3. Resume
4. Current Membership Listing of FH/EEO Board

Recommended by: 
Department Director

28 August 2015
Date

Legal Sufficiency: 
Assistant County Attorney

August 24, 2015
Date



PALM BEACH COUNTY
OFFICE OF
EQUAL OPPORTUNITY

15 AUG -3 PM 1:5

RECEIVED

JUL 24 2015

ATTACHMENT 1
PAGE 1 OF 1

MEMORANDUM

Office of Equal Opportunity

301 N. Olive Avenue, 10th Floor

West Palm Beach, FL 33401


(561) 355-4884

Fax: (561) 355-4932

www.pbcgov.com/equalopportunity

DATE: July 21, 2015

TO: Shelley Vana, Mayor and Members of the Board of County Commissioners

FROM: Pamela Guerrier, Director
Office of Equal Opportunity 

RE: Fair Housing / Equal Employment Opportunity Board

Palm Beach County Board of County Commissioners

Shelley Vana, Mayor

Mary Lou Berger, Vice Mayor

Hal R. Valeche

Paulette Burdick

Steven L. Abrams

Melissa McKinlay

Priscilla A. Taylor

County Administrator

Robert Weisman

The appointment of Eric Malkin as a member of the Fair Housing/Equal Employment Board expires on September 30, 2015. Mr. Malkin is an at-large appointee. He was appointed to his first term on April 6, 2010. Mr. Malkin has indicated his desire and willingness to continue to serve as a member of this advisory board.

Pursuant to County Ordinances 95-31 and 90-1, as amended, this new appointment will be for a three year term. The board is composed of nine (9) citizens of Palm Beach County – seven (7) are district appointments and two (2) are at-large. The Ordinances require that appointees should reflect, to the greatest extent possible, representation from the groups identified in the respective Ordinances and who have experience and interest in equal opportunities.

Attached is a completed Board Application requesting the reappointment of Mr. Malkin. This nominee has met the required attendance criteria during the past year. If you approved of this reappointment, it is requested that the form be signed and returned to this office for further processing and consideration at the September 22, 2015 meeting of the Board of County Commissioners. The roster of the current members of the FH/EEO Board is enclosed for your information.

If there are any questions concerning this request, or if additional information is needed, please contact me at 355-2558.

cc: Brad Merriman, Assistant County Administrator
David Ottey, Assistant Count Attorney

Attachments

"An Equal Opportunity
Affirmative Action Employer"

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARDS/COMMITTEES APPLICATION

ATTACHMENT 2

PAGE 1 OF 2

The information provided on this form will be used in considering your nomination. Please **COMPLETE SECTION II IN FULL.** Answer "none" or "not applicable" where appropriate. **Please attach a biography or résumé to this form.**

Section I (Department): (Please Print)

Board Name: Fair Housing/ Equal Employment Board Advisory ☒ Not Advisory ☐
☒ At Large Appointment or ☐ District Appointment /District #: _____
Term of Appointment: 3 Years. From: 09/22/2015 To: 09/30/2018
Seat Requirement: Palm Beach County Resident Seat #: 8
☒ *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: MALKIN ERIC STEVEN
Last First Middle
Occupation/Affiliation: RETIRED
Owner ☐ Employee ☐ Officer ☐

Business Name: _____
Business Address: _____
City & State _____ Zip Code: _____

Residence 9353 WATER COURSE WAY Address: _____
City & State BOYNTON BEACH FL 33437 Zip Code: _____
Home Phone: (601) 7311765 Business Phone: () Ext. _____
Cell Phone: 954 2984705 Fax: (601) 7314480
Email Address: ERIC MALKIN @ YAHOO.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

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>
<u>Example: (R#XX-XX/PO XX)</u>	<u>Parks & Recreation</u>	<u>General Maintenance</u>	<u>10/01/00-09/30/2100</u>
_____	_____	_____	_____
_____	_____	_____	_____

(Attach Additional Sheet(s), if necessary)
OR

NONE

NOT APPLICABLE/
(Governmental Entity)

ETHICS TRAINING: All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the State Guide to the Sunshine Amendment. **Article XIII, and the training requirement can be found on the web at: <http://www.palmbeachcountyethics.com/training.htm>.** Ethics training is on-going, and pursuant to PPM CW-P-79 is required before appointment, and upon reappointment.

☒ 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 on _____ 20____

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: *Eric S. Mackin* Printed Name: ERIK S. MACKIN Date: 7/15/15

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: *Shelley Yama* Date: 7/31/15

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

Revised 01/14/2014

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

ATTACHMENT 2
PAGE 1 OF 2

*The information provided on this form will be used in considering your nomination. Please **COMPLETE SECTION II IN FULL.** Answer "none" or "not applicable" where appropriate. Please attach a biography or résumé to this form.*

Section I (Department): (Please Print)

Board Name: Fair Housing/ Equal Employment Board Advisory ☒ Not Advisory ☐

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

Term of Appointment: 3 Years. From: 09/22/2015 To: 09/30/2018

Seat Requirement: Palm Beach County Resident Seat #: 8

☒ *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: MALKIN ERIC STEVEN
Last First Middle

Occupation/Affiliation: RETIRED

Owner ☐ Employee ☐ Officer ☐

Business Name: _____

Business Address: _____

City & State: _____ Zip Code: _____

Residence 9353 WATER COURSE WAY Address: _____

City & State BOYNTON BEACH FL 33437 Zip Code: _____

Home Phone: (861) 731 1765 Business Phone: () Ext. _____

Cell Phone: 954 298 4705 Fax: (861) 731 4480

Email Address: ERIC MALKIN @ YAHOO.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

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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<u>Example: (R#XX-XX/PO XX)</u>	<u>Parks & Recreation</u>	<u>General Maintenance</u>	<u>10/01/00-09/30/2100</u>
_____	_____	_____	_____
_____	_____	_____	_____
(Attach Additional Sheet(s), if necessary) OR			
NONE	<input checked="" type="checkbox"/>	NOT APPLICABLE/ (Governmental Entity)	<input type="checkbox"/>

ETHICS TRAINING: All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the State Guide to the Sunshine Amendment. **Article XIII, and the training requirement can be found on the web at: <http://www.palmbeachcountyethics.com/training.htm>.** Ethics training is on-going, and pursuant to PPM CW-P-79 is required before appointment, and upon reappointment.

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☒ By watching the training program on the Web, DVD or VHS on _____ 20____

☐ 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: Eric S. Malkin Printed Name: ERIC S. MALKIN Date: 7/15/15

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: Mary Lou Beyer Date: 9/8/15

ERIC S. MALKIN
9353 Water Course Way, Boynton Beach, FL 33437
561-731-1765 or 954-298-4705

Since "Retirement", Eric has dedicated the past several years to various areas of community service. Currently, he serves as Vice Chair on the Fair Housing and Equal Employment Opportunity Board for Palm Beach County, having been appointed in early 2010 to fill an at-large seat by the County Commission. As a member of the Greater Boynton Beach Chamber of Commerce, Eric has served as Chair for the Ambassadors Committee and on the Government and Business Affairs Council for the past 5 years. Eric was named the 2014 Ambassador of the Year by the Chamber.

Previously he served as a Volunteer in the Office of the Statewide Prosecutor for Prescription Drugs and the State Attorney's Ad Hoc Advisory Board as well as on State Senator Maria Sachs' Blue Ribbon Committees for Education, Emergency Planning and Health Care.

For the past 9 years, Eric has been the Delegate to COBWRA for Boynton Waters and is a member of the Growth Management Committee and served on the Legislative Affairs Committee for many years. He previously served as the Second Vice President for 2 years, Chair for Program Planning and was the Executive Board liaison for several Committees. He previously served on various Committees including Chair, Safety and Security Awareness Committee, West Boynton Area Community Plans, Bethesda Hospital Support, Culture and Entertainment, Health and Flu Shot, Membership, Education and By-Laws.

In addition to COBWRA, Eric was President of the Boynton Waters Homeowners Association for 2 years, was Chairman of the Violations Committee and a member of the Architectural Review, By-Laws and Social Committees. In the past 12 years, he has enjoyed the changing demographics of the Community and has remained active, enjoying the camaraderie and enthusiasm of his neighbors.

Eric attended and actively participated in the Palm Beach County Sheriff's Office Citizen Police Academy, graduating in October 2008, the Boynton Beach Leadership Conference, earning a certificate in October 2010, and the Leadership Palm Beach FOCUS 2011, earning a certificate in January of this year.

Prior to retirement, Eric worked in retail sales, marketing and customer service for over 45 years. During his long career, Eric owned his own businesses in North Haven and Stamford, CT for over 7 years, was Sales Manager for several Circuit City store locations in FL and AL for 8 years and was the Sales Manager and Training Director for two local Pontiac/GMC dealerships for the 8 years prior to retiring.

In his off-time, Eric served as President of Temple Beth Shalom Hebrew School, Hamden, CT for 7 years and was on the Board of Directors for Temple Beth Shalom, Hamden, CT. Eric served as a member of the School Board for the Town of Hamden, CT for 7 years. He also coached basketball, Little League and Babe Ruth League baseball and soccer for over 14 years and was an Umpire in Babe Ruth League baseball for 6 years. Other affiliations included being an active member of the Chambers of Commerce in North Haven and Stamford, CT for over 6 years and active member and participant in the Theater Guild of New Haven, CT for over 15 years.

Eric's passion and commitment to the arts and theater is highlighted by being a member/supporter for the Norton Museum, Boca Museum of Art, Metropolitan Museum of Art, Kravis Center for the Performing Arts, Miami City Ballet, Palm Beach Dramaworks and Stage Door Theater of Broward County and previously supported Florida Stage and the Caldwell Theater.

Eric is a graduate of Hamden High School, Hamden, CT and holds an Associate Degree in Marketing from Quinnipiac College, Hamden, CT. Eric has also completed additional training and coursework through GM Training and Xerox Professional Selling Skills both as student and instructor. He has also completed several courses/modules in interior planning and design. Eric served in the US Navy for 6 years as a Combat Medic operating with the US Marine Corps.

Eric has been a resident of Palm Beach County for the past 22 years, and currently resides in Boynton Waters with Barbara, his bride of 13 years and their 2 dogs. Together, they have 6 sons, 15 grandchildren and 1 great-grandchild.



**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
FAIR HOUSING/EQUAL EMPLOYMENT BOARD**

ATTACHMENT 4
PAGE 1 OF 5

I. AUTHORITY :

Ordinance No. 90-1 adopted January 31, 1990, as amended by Ordinance No. 95-31 adopted on August 15, 1995; as amended by Ordinance No. 95-42 adopted October 17, 1995; as amended by Ordinance 07-042, adopted December 18, 2007; amended by Ordinance 2014-019, adopted July 22, 2014.

II. APPOINTING BODY :

Board of County Commissioners

III. COMPOSITION, QUALIFICATIONS, TERMS & REMOVAL :

This Board shall be comprised of nine citizens of Palm Beach County: seven appointed as District appointments; and two at-large by the Board of County Commissioners on the basis of community representation, integrity, experience and interest in the area of equal opportunities. Members serve for terms of three years with a limit of three consecutive three-year terms. Terms begin on October 1 and end September 30. Members must be residents of Palm Beach County at the time of appointment and while serving on the Board. Appointments should reflect, to the greatest extent possible, the racial, gender and ethnic make-up of the community. Vacancies shall be filled in the same manner as the original appointments for the remainder of the vacant term.

EXTENDED COMPOSITION :

IV. MEETINGS :

The Board shall meet on a regular basis and as necessary to conduct Administrative Hearings. Notice of time and place of the meeting shall be given to all board members and all parties scheduled to be heard, and shall be made public. The chairperson may call an unscheduled meeting upon not less than 24 hours notice. A meeting may also be called by the Director upon the request of three members of the board.

V. FUNCTIONS :

To promote and encourage fair treatment and equal opportunity in housing, public accommodation and employment for all persons regardless of race, sex, color, religion, national origin, disability, familial status, sexual orientation, age, marital status, or gender identity or expression; to promote and encourage mutual understanding and respect among such persons and to endeavor to eliminate discrimination against and antagonism for all persons; to cooperate with governmental and non-governmental agencies and organizations having like or kindred functions; to make such investigations and studies in the field of fair housing, public accommodation and employment; to assist various groups, agencies, of the communities to cooperate in educational programs and campaigns devoted to elimination of discrimination in housing, places of public accommodation and employment; to aid in permitting the County to benefit from the fullest realization of its housing, public accommodation and employment resources; to recommend to the BCC the acceptance of certain grants and contracts from foundations and other sources for the purpose of carrying out purposes of these ordinances; to recommend to the BCC methods for elimination of discrimination and intergroup tensions.

* indicates a member having an action pending

VI. LIAISON INFORMATION :

<u>LIAISON DEPARTMENT</u>	<u>CONTACT PERSON</u>	<u>ADDRESS</u>
Office of Equal Opportunity	Pamela Guerrier	301 N Olive Ave Fl 10th West Palm Beach FL 33401 Phone # 561-355-2558

* indicates a member having an action pending



FAIR HOUSING/EQUAL EMPLOYMENT BOARD

ATTACHMENT 4
PAGE 3 OF 5

SEAT ID	CURRENT MEMBER	ROLE TYPE	RACE CODE	GENDER	BUSINESS / HOME PHONE	SEAT REQUIREMENT	APPOINT DATE	REAPPOINT DATE	EXPIRE DATE
Appointed By : District 1									
1	Ethel M. Gravett Coldwell Banker - Jupiter Office 1061 E Indiantown Rd Ste 100 Jupiter FL 33477	Member	CA	F	561-745-3550 X3550	Resident of Palm Beach County	06/04/2002	05/06/2014	09/30/2017
NOMINATED BY : District 1 Commissioner									
Appointed By : District 2									
2	Rae C. Franks Rae Franks, Esquire 224 Datura St Ste 900 West Palm Beach FL 33401	Member	HA	F	561-820-9177	Resident of Palm Beach County	05/07/2002	03/06/2014	09/30/2017
NOMINATED BY : District 2 Commissioner									
Appointed By : District 3									
3	Jeffery M. Garber Ciklin Lubitz Martens & O'Connell 515 N Flagler Dr Ste 2000 West Palm Beach FL 33401	Member	CA	M	561-820-0373	Resident of Palm Beach County	11/16/2010	10/07/2014	09/30/2017
NOMINATED BY : District 3 Commissioner									
Appointed By : District 4									
4	Stephen Wertheimer 22729 El Dorado Dr Boca Raton FL 33433	Member	CA	M	561-362-4020	Resident of Palm Beach County	03/06/2012	03/06/2014	09/30/2017
NOMINATED BY : District 4 Commissioner									

* indicates a member having an action pending

Appointed By : District 5

5 ~~Vacant~~ *Vacant* Member Resident of Palm Beach County

NOMINATED BY : District 5 Commissioner

Appointed By : District 6

6 Melesia V. Ziller Member HA F 303-847-1149 Resident of Palm Beach County 06/02/2015 09/30/2017

9385 Madewood Ct
Royal Palm Beach FL 33411

NOMINATED BY : District 6 Commissioner

Appointed By : District 7

7 Lynne L. Hubbard Member AA F 561-598-0514 Resident of Palm Beach County 02/02/2010 03/11/2014 09/30/2017

1405 W 23rd St
Riviera Beach FL 33404 4027

NOMINATED BY : District 7 Commissioner

Appointed By : At-Large/Palm Beach County Board of County Commissioners

8 * Eric Malkin Member CA M 561-731-1765 Resident of Palm Beach County 04/06/2010 01/09/2013 09/30/2015

9353 Water Course Way
Boynton Beach FL 33437

NOMINATED BY :

* indicates a member having an action pending

Appointed By : At-Large/Palm Beach County Board of County Commissioners

ATTACHMENT 4
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9 ~~Vacant~~ Member

Resident of Palm Beach County

Roxanne Harris

AA

08/18/15

—

09/30/18

NOMINATED BY :

* indicates a member having an action pending