

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARD APPOINTMENT SUMMARY

Meeting Date: October 6, 2015

Department:
Submitted By: Office of Financial Management and Budget
Submitted For: Contract Review Committee

I. EXECUTIVE BRIEF

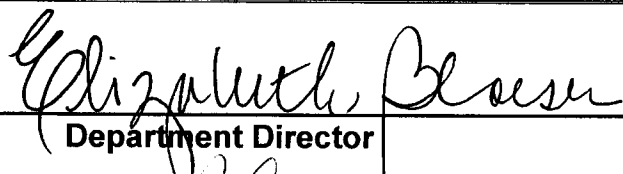
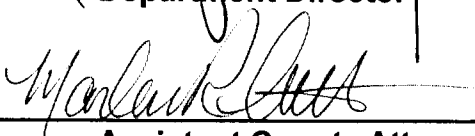
Motion and Title: **STAFF RECOMMENDS MOTION TO APPROVE:** Appointment of Robert S. Kleinberg to the Contract Review Committee (CRC).

<u>Nominee</u>	<u>Seat No.</u>	<u>Nominated By</u>
Robert S. Kleinberg	4	Commissioner Burdick

Summary: On December 6, 2011 the Board of County Commissioners voted to add an At-Large appointee to the CRC. The Board directed the new member to be a representative from the community with general contracting experience or an attorney experienced in construction law. Malcolm Cunningham, Esq., was appointed to the CRC. As Mr. Cunningham did not comply with the Board's attendance policy, a vacancy has occurred on the CRC, and the Honorable Robert S. Kleinberg has been nominated. Mr. Kleinberg is a retired Judge and had practiced law for many years. The term of this seat expires September 8, 2017. The Board was notified of the vacancy on July 20, 2015. (Countywide) (MRE)

Background and Justification: Per the direction of the Board, a fourth member of the CRC was added on December 6, 2011. The new member is an at-large appointee from the Community with experience in general contracting or an attorney with experience in construction law. The other three members of the Committee are the County Attorney (or designee), the County Engineer (or designee), and the Director of Contract Development and Control (or designee) who serves as the Committee's chair. The CRC meets weekly, and discusses and approves items brought forth by Departments that effect changes to Board approved construction or design professional contracts. The Committee also votes on Final Contract Summaries for construction projects.

- Attachment:
- 1. Application with résumé of Robert S. Kleinberg
 - 2. Memo to Commissioners dated July 20, 2015

Recommended by:		9/14/15
	Department Director	Date
Approved by:		9/14/15
	Assistant County Attorney	Date

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARDS/COMMITTEES APPLICATION

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: Contract Review Committee Advisory ☐ Not Advisory ☒

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

Term of Appointment: 3 Years. From: 09/09/2014 To: 09/08/2017

Seat Requirement: General Contractor's experience or an attorney experienced in construction law Seat #: 4

☐ Reappointment or ☐ New Appointment

or ☒ to complete the term of Malcolm Cunningham Due to: ☐ resignation ☒ other

Completion of term to expire on: 09/08/2017

*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: _____

Section II (Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: Kleinberg Robert S
Last First Middle

Occupation/Affiliation: retired
Owner ☐ Employee ☐ Officer ☐

Business Name: N/A

Business Address: _____

City & State: _____ Zip Code: _____

Residence Address: 313 Cape Cod Circle

City & State: Lake Worth, FL Zip Code: 33467

Home Phone: (561) 304-0293 Business Phone: () Ext. _____

Cell Phone: (561) 390-9020 Fax: (561) 491-8189

Email Address: Esq61@comcast.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

Section III 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.

Contract/Transaction No.	Department/Division	Description of Services	Term
Example: (R/XX-XX/PO XX)	Parks & Recreation	General Maintenance	10/01/00-09/30/2100

(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 Aug 26th 2015
☐ 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: [Signature] Printed Name: ROBERT S. KLEIWAERS Date: 8/26/15

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: Paula Burdick Date: 8-24-2015

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

Revised 01/14/2014



JUDGE ROBERT S. KLEINBERG, (RET)

313 CAPE COD CIRCLE
LAKE WORTH, FLORIDA 33467

Phone: (561) 304-0293

Fax: (561) 491-8189

Cell: (201) 390-9020

Email: esq61@comcast.net

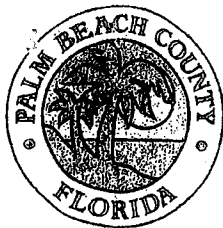
EDUCATION

1. Boston University, B.S. (Magna Cum Laude) 1958
2. Rutgers University, J.D. 1961

PROFISSIONAL HIGHLIGHTS

1. Deputy Attorney General, State of New Jersey 1966-1968
2. Municipal Attorney, Borough of Park Ridge, New Jersey 1970-1975
3. Sewer Construction Attorney, Borough of Park Ridge, New Jersey 1972-1976
4. Municipal Court Judge, Borough of Park Ridge and Waldwick, New Jersey 1985-2003
5. Private practice of Law as an individual and partner in several firms 1961-1966, 1968-2003

Retired since January 1, 2003



**Office of
Financial Management & Budget
Contract Development & Control**

P.O. Box 1989
West Palm Beach, FL 33402-1989
(561) 355-4150
FAX: (561) 355-3675
www.pbcgov.com




**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

"An Equal Opportunity
Affirmative Action Employer"

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Date: July 20, 2015

To: The Honorable Shelley Vana, Mayor, and Members
Board of County Commissioners

From: Irwin L. Jacobowitz, Director
Contract Development & Control/OFMB

Re: Vacancy - Contract Review Committee

Please be advised that there is currently a vacancy on the County's Contract Review Committee. As Mr. Malcolm Cunningham failed to attend three consecutive meetings, per County Resolution R2013-0193, he has been removed from the Committee.

Nominees are being sought to fill the completion of Mr. Cunningham's term, which expires on September 8, 2017. Attached for your convenience is a blank Boards/Committees Application, with the salient information filled in. Section II needs to be filled in by the applicant and Section III needs to be signed by the nominating Commissioner.

Please have all nominations to me by Friday, August 14, 2015. I will prepare an item for Board consideration shortly thereafter. If you have any questions, feel free to call me at 355-4151.

Thank you.

cc: Robert Weisman, County Administrator
Liz Bloeser, Director, Office of Financial Management & Budget
Marlene Everitt, Esq., Assistant County Attorney
Patty Hindle, Administration