

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
BOARD APPOINTMENT SUMMARY

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Meeting Date: July 12, 2016

Department: Planning, Zoning & Building Department

Submitted By: Building Division

Advisory Board Name: Construction Board of Adjustments and Appeals

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I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to approve: Appointment of one member to the Construction Board of Adjustments and Appeals (CBAA).

<u>Appoint</u>	<u>Seat</u>	<u>Requirement</u>	<u>Nominated By</u>	<u>Term</u>
Justin McIntosh	11	Alternate - Public at Large	Commissioner Melissa McKinlay	7/12/2016 – 7/11/2019


**Summary:** Palm Beach County Ordinance 89-31, as amended in 2002, established the Construction Board of Adjustment and Appeals (the "Board"). The term of office for Board members is three years, with a limit of three consecutive three-year terms. Justin McIntosh has been nominated for a three-year term as an alternate member of the public at large. Per Palm Beach County Ordinance 2015-028, Palm Beach County Amendments to the Florida Building Code, 5<sup>th</sup> Edition (2014), the Board is comprised of nine regular members: one architect; one engineer; two Division 1 contractors (general, building, or residential contractors); one electrical contractor; one HVAC contractor; one plumbing contractor; a member at large from the public; and any other contractor licensed category. In addition to these members, there should be two alternate members: one member with the qualifications referenced above; and one member at large from the public. This Board membership has 11 seats: 9 currently filled, 2 vacant, and a diversity count of Caucasian: 9 (100%). The gender ratio (male:female) is 8:1. Countywide (SF)

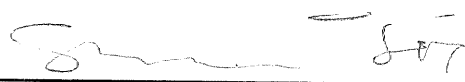
**Background and Justification:** The Construction Board of Adjustments and Appeals shall have the power, as further defined in Section 113.3 of the Palm Beach County Amendments to the Florida Building Code, to hear appeals of decisions and interpretations of the Building Official, and consider variances of the technical codes. The Board shall establish rules and regulations for its own procedures consistent with the provisions of this code. The Board shall meet on call of the Chairman and within 30 calendar days after Notice of Appeal has been received.

**Attachments:**

1. Board/Committees Application for Justin McIntosh
2. Resume for Justin McIntosh
3. Email Nomination from Commissioner McKinlay's Office
4. Section 113 of the Palm Beach County Amendments to the Florida Building Code, 5th Edition (2014)

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Recommended By:  6/20/16  
Department Director Date

Legal Sufficiency:  6/27/16  
Assistant County Attorney Date

**II. REVIEW COMMENTS**

**A. Other Department Review:**

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<b>Department Director</b>	<b>Date</b>

REVISED 06/92  
ADM FORM 03  
(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)

**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: Construction Board of Adjustments and Appeals Advisory ☐ Not Advisory ☒  
☒ At Large Appointment or ☐ District Appointment /District #: \_\_\_\_\_  
Term of Appointment: 3 Years. From: \_\_\_\_\_ To: \_\_\_\_\_  
Seat Requirement: Alternate - At large from the public 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:** \_\_\_\_\_

**Section II (Applicant):** (Please Print)

**APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT**

Name: McIntosh Justin Samuel  
Last First Middle  
Occupation/Affiliation: Organizer / President  
Owner ☐ Employee ☒ Officer ☒  
Business Name: IBEW Local Union 728  
Business Address: 4620 Summit Blvd  
City & State: West Palm Beach, FL Zip Code: 33415  
Residence Address: 810 W. 7<sup>th</sup> St.  
City & State: Lantana, FL Zip Code: 33462  
Home Phone: (561) 585-7064 Business Phone: (561) 966-2224 Ext. 210  
Cell Phone: (609) 234-5194 Fax: (561) 966-2231  
Email Address: jmcintosh@ibew728.org  
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.

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	<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-80 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 May 19 2016

☐ 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: Justin S. McIntosh Date: May 19, 2016

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](http://www.palmbeachcountyethics.com) or contact us via email at [ethics@palmbeachcountyethics.com](mailto:ethics@palmbeachcountyethics.com) or (561) 233-0724.

Return this FORM to:  
Jacquelyn Anderson, Palm Beach County PZB, Building Division  
2300 North Jog Road, West Palm Beach, Florida 33411

**Section III (Commissioner, if applicable):**  
Appointment to be made at BCC Meeting on: \_\_\_\_\_

Commissioner's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

## JUSTIN MCINTOSH

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**SKILLS & ABILITIES** I have 24 years in the electrical construction industry. My experience ranges from residential, commercial, institutional, health care, critical facility and heavy industrial. During this time I have worked my way up from the apprentice level up to the management level.

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**EXPERIENCE** **IBEW LU #728/ORGANIZER**  
August 2015-Present

**MILLER ELECTRIC COMPANY/GENERAL FORMAN**  
January 2012-August 2015

**UNIVERSAL ELECTRICAL SERVICE/GENERAL FORMAN**  
April 2010-December 2011

**INDUSTRIAL ELECTRIC COMPANY/V.P.-QUALIFIER**  
December 2006-March 2009

**MILLER ELECTRIC COMPANY/PROJECT MANAGER**  
March 2000-December 2006

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**EDUCATION** Served a five year electrical apprenticeship at the Florida East Coast Electrical JATC and graduated in 1998 as a journeyman wireman.  
Attended Santaluces Community High School and Graduated in 1991.

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**LEADERSHIP** President-IBEW LU 728, 2011-Present  
Labor Trustee-IBEW LU 728 Health & Welfare/Pension & Annuity Plan, 2011-Present  
Labor Trustee-Florida East Coast Electrical JATC, 2011-Present  
Committee Member-Chamber of Commerce Governmental Affairs Committee, Jan. 2015-Present  
Executive Board Member/IBEW LU 728, 1999-2005

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**Jacquelyn Anderson B.**

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**From:** Kelley Burke A.  
**Sent:** Thursday, May 12, 2016 8:32 AM  
**To:** Doug Wise B.  
**Subject:** FW: Construction Board of Adjustments Back-Up

Doug,  
Commissioner McKinlay has a recommendation for the Construction Board of Adjustments, At-Large Seat, which is currently vacant. Last week I sent Justin the packet I had received from you describing the committee's role and member requirements, and he is interested.

Here is Justin's contact info:

**Justin McIntosh**  
**President**  
IBEW Local Union 728  
4620 Summit Blvd.  
West Palm Beach, Fl. 33415  
(561) 966-2224  
Fax (561) 966-2231  
[JMcIntosh@ibew728.org](mailto:JMcIntosh@ibew728.org)

Please let me know if you need any additional information from our office.

Thanks,  
Kelley

Kelley A. Burke  
Legislative Aide to  
Commissioner Melissa McKinlay  
Palm Beach County District Six  
Tel (561) 355-2206  
Fax (561) 355-4366  
Email: <mailto:Kburke@pbcgov.org>

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**From:** Patty Hindle  
**Sent:** Thursday, May 12, 2016 8:06 AM  
**To:** Kelley Burke A.  
**Cc:** Doug Wise B.  
**Subject:** RE: Construction Board of Adjustments Back-Up

Send Building the candidates contact information, and they'll send the individual the appropriate paperwork.

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**From:** Kelley Burke A.  
**Sent:** Wednesday, May 11, 2016 1:41 PM  
**To:** Patty Hindle  
**Cc:** Doug Wise B.  
**Subject:** FW: Construction Board of Adjustments Back-Up

Commissioner McKinlay has a candidate for this at large seat. What do I need to do?

SECTION 113  
CONSTRUCTION BOARD  
OF ADJUSTMENT AND APPEALS

*113.1 Appointment.* There is hereby established a board to be called the Construction Board of Adjustment and Appeals, which shall consist of nine regular members and two alternates. The applicable governing body shall appoint the Board.

*113.2 Membership and Terms.*

*113.2.1 Membership.* The Construction Board of Adjustment and Appeals shall consist of nine regular members plus two alternate members. Regular board members shall be composed of individuals with knowledge and experience in the technical codes to include, to the greatest extent possible, an architect, engineer, two Division I contractors (GC, BC, or RC), electrical contractor, HVAC contractor, plumbing contractor, a member at large from the public, and any other contractor licensed category. In addition to the regular members, there should be two alternate members, one member with the qualifications referenced above and one member at large from the public. A board member shall not act in a case in which he or she has a personal or financial interest.

*113.2.2 Terms.* The terms of office of the regular board members shall be for three (3) years and staggered so no more than one-third of the board is appointed or replaced in any 12-month period. The two alternates shall serve three-year terms. Vacancies shall be filled for an unexpired term in the manner in which original appointments are required to be made. No board member shall be appointed or re-appointed to this board for more than three (3) consecutive, three (3) year terms.