

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS**

**AGENDA ITEM SUMMARY**

<b>Meeting Date:</b>	May 7, 2019	<input type="checkbox"/> Consent	<input checked="" type="checkbox"/> Regular
		<input type="checkbox"/> Ordinance	<input type="checkbox"/> Public Hearing
<b>Department:</b>	Office of Equal Opportunity		
<b>Submitted By:</b>	Office of Equal Opportunity		

**I. EXECUTIVE BRIEF**


**Motion and Title:** Staff recommends motion to adopt a Resolution of the Board of County Commissioners of Palm Beach County, Florida, repealing Resolution No. R-92-1890 and providing an effective date.

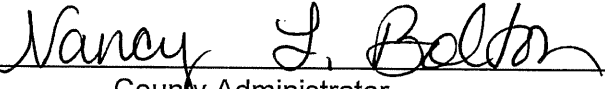
**Summary:** The Board of County Commissioners (BCC) adopted Resolution R-92-1890 in December 1992, establishing the duties of the Office of Equal Opportunity Handicap Accessibility and Awareness Grant Review Committee (Grant Review Committee). The Grant Review Committee's duties include reviewing non-profit agencies' proposals for funding to improve accessibility and public awareness for physically disabled persons in the County, and making recommendations to the BCC on the proposals. However, because the Housing and Places of Public Accommodation Board (Fair Housing Board) currently performs similar functions, some of which overlap, staff believes it will be a more effective and efficient use of County resources to have the Fair Housing Board perform this function. Countywide (DO)

**Background and Policy Issues/Justification:** The BCC adopted Resolution R-92-1890 in December 1992 and established the Office of Equal Opportunity Handicap Accessibility and Awareness Grant Review Committee (Grant Review Committee), whose members are all at-large appointments. The Grant Review Committee reviews proposals from non-profit agencies for funding to improve accessibility and increase public awareness for physically disabled persons in the County. Their duties also include making recommendations to the BCC regarding the proposals that should be selected for funding and the funding amount. Considering the fact that the Fair Housing Board performs similar functions, some of which overlap with that of the Grant Review Committee, staff believes it would be a more efficient and effective use of County resources to repeal the Resolution and have the Fair Housing Board carry out the function of the Grant Review Committee.

**Attachments:**

1. Proposed Resolution
2. Resolution No. R-92-1890

**Recommended By:**  Department Director 26 April 2019 Date

**Approved By:**  County Administrator May 7 2019 Date

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	2019	2020	2021	2022	2023
Capital Expenditures					
Operating Costs					
External Revenues					
Program Income (County)					
In-Kind Match (County)					
<b>NET FISCAL IMPACT</b>					
<b># ADDITIONAL FTE POSITIONS (CUMULATIVE)</b>					

Is Item included in current budget? Yes No

Does this Item include the use of federal funds? Yes No

**Budget Account No.:**

Fund \_\_\_\_\_ Agency \_\_\_\_\_ Organization \_\_\_\_\_ Object \_\_\_\_\_

**B. Recommended Sources of Funds/Summary of Fiscal Impact:**

*\* No Fiscal Impact*

**C. Departmental Fiscal Review:**

\_\_\_\_\_

**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Development & Control Comments:**

*[Signature]* 4/22/19  
 OFMB 4/22/19  
*[Signature]* 4/29

*[Signature]* 4/30/19  
 Contract Dev. & Control  
 4/30/19

**B. Legal Sufficiency**

*[Signature]*  
 Assistant County Attorney

**C. Other Department Review**

\_\_\_\_\_  
 Department Director

RESOLUTION NO. R-2019-

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, REPEALING RESOLUTION R-92-1890; AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, the Palm Beach County Board of County Commissioners have a firm commitment to the promotion of equal opportunity for persons with disabilities; and

**WHEREAS**, the Board of County Commissioners awards grants to non-profit organizations for projects designed to improve accessibility and equal opportunity to physically disabled persons and/or to conduct public awareness programs concerning physically disabled persons in the County; and

**WHEREAS**, the Board of County Commissioners, through Resolution No. R-92-1890, established the Office of Equal Opportunity Handicap Accessibility and Awareness Grant Review Committee to review proposals and make recommendations on the award of grant funds; and

**WHEREAS**, the duties of the Fair Housing and Places of Public Accommodation Board are similar and overlap with the duties of Equal Opportunity Handicap Accessibility and Awareness Grant Review Committee; and

**WHEREAS**, it is necessary to efficiently and effectively allocate the resources of the County by having the Fair Housing and Places of Public Accommodation Board assume the duties of the Equal Opportunity Handicap Accessibility and Awareness Grant Review Committee by repealing Resolution No. R-92-1890.

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

I. **REPEAL OF RESOLUTION NO. R -92-1890**

Resolution No. R-92-1890 is hereby repealed in its entirety by this Resolution.

II. **EFFECTIVE DATE**

This Resolution shall become effective upon approval by a majority vote of the Board of County Commissioners of Palm Beach County, Florida.

The foregoing Resolution was offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

- Mayor Mack Bernard -
- Vice Mayor Dave Kerner -
- Commissioner Hal R. Valeche -
- Commissioner Gregg K. Weiss -
- Commissioner Robert S. Weinroth -
- Commissioner Mary Lou Berger -
- Commissioner Melissa McKinlay -

The Chair thereupon declared the Resolution duly passed and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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

APPROVED AS TO FORM  
LEGAL SUFFICIENCY

SHARON R. BOCK,  
CLERK & COMPTROLLER

By:  \_\_\_\_\_  
Chief Assistant County Attorney

By: \_\_\_\_\_  
Deputy Clerk

## RESOLUTION NO. R-92-1890

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, REPLACING RESOLUTION NO. R-88-1929 WHICH ESTABLISHED THE OFFICE OF EQUAL OPPORTUNITY HANDICAP ACCESSIBILITY AND AWARENESS GRANT REVIEW COMMITTEE AND PROVIDING FOR THE RE-ESTABLISHMENT OF THE OFFICE OF EQUAL OPPORTUNITY HANDICAP ACCESSIBILITY AND AWARENESS GRANT REVIEW COMMITTEE PURSUANT TO THE COUNTY'S UNIFORM POLICIES ON ADVISORY BOARDS

WHEREAS, the Board of County Commissioners of Palm Beach County has a firm commitment to the promotion of equal opportunity for disabled persons; and

WHEREAS, in demonstration of that commitment the Board of County Commissioners enacted Ordinance No. 92-29, the Palm Beach County Physically Disabled Parking Space Ordinance which included increased fines for violation; and

WHEREAS, a portion of the funds collected under Ordinance No. 92-29 through the imposition of fines are to be used to improve accessibility and equal opportunity to physically disabled persons in the County and to provide funds to conduct public awareness programs in the County concerning physically disabled persons; and

WHEREAS, Palm Beach County awards grants to non-profit organizations for projects designed to improve accessibility and equal opportunity to physically disabled persons in the County and/or to conduct public awareness programs in the County concerning physically disabled persons; and

WHEREAS, the Board of County Commissioners through Resolution No. R-88-1929 authorized the formulation of the Office of Equal Opportunity Handicap Accessibility and Awareness Grant Review Committee to review proposals and make recommendations on the award of grant funds; and

WHEREAS, it is necessary to replace Resolution No. R-88-1929 in order that the duties and responsibilities of the Office of Equal Opportunity Handicap Accessibility and Awareness Grant Review Committee are consistent with the County's uniform policies regarding advisory boards as provided in Resolution No. R-91-1003.

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

I. RESCISSION OF RESOLUTION NO. R-88-1929.

Resolution No. R-88-1929 is hereby rescinded and replaced in its entirety by this resolution.

II. CREATION.

There is hereby established an Office of Equal Opportunity Handicap Accessibility and Awareness Grant Review Committee (Grant Review Committee) to be comprised of nine (9) members.

III. REQUIREMENTS FOR MEMBERSHIP

A. General Conditions.

All members of the Grant Review Committee shall be advocates for persons with disabilities. The Committee membership should be representative of persons with various disabilities in the community. All members of the Grant Review Committee shall be appointed at-large by the Board of County Commissioners.

B. Residency Requirement.

All members must be residents of Palm Beach County at the time of appointment and while serving on the Grant Review Committee.

C. Prohibition of County Staff.

County employees may not be appointed to the Grant Review Committee.

D. Term of Appointment.

The term of membership shall be for two (2) years. A vacancy occurring during a term shall be filled for the unexpired term and in the manner described above. There shall be no limit to the number of terms a member may serve.

E. Automatic Removal for Lack of Attendance.

A member of the Grant Review Committee shall be automatically removed for lack of attendance. Lack of attendance is defined as failing to attend three (3) consecutive meetings or failure to attend more than one-half of the meetings scheduled during a term.

Participation for less than three-quarters of a meeting shall constitute lack of attendance. Excused absences due to illness, absence from the County, or personal hardship, if approved by a majority vote of the Grant Review Committee, shall not constitute a lack of attendance. Excused absences shall be entered into the minutes of the next regularly scheduled meeting of the Grant Review Committee. Members removed under this paragraph shall not continue to serve until a new appointment is made. A removal shall create a vacancy.

F. Elected Office.

Members shall not be prohibited from qualifying as candidates for elected office.

G. Travel Reimbursement.

Travel reimbursement is limited to expenses incurred for travel outside Palm Beach County necessary to fulfill Grant Review Committee member responsibilities when sufficient funds have been budgeted and are available and upon the prior approval of the Board of County Commissioners.

No other expenditures are reimbursable except documented long distance telephone calls to the liaison County Department.

H. Ethics.

Members shall be governed by the applicable provisions of the Palm Beach County Ethics Ordinance upon its adoption.

IV. DUTIES OF GRANT REVIEW COMMITTEE.

The Grant Review Committee will review proposals made by non-profit agencies for funding to improve accessibility and increase the public awareness for physically disabled persons in the County and make recommendations to the Board of County Commissioners as to the organizations that should be awarded the funding and the amount of funding which should be awarded, not to exceed \$5,000.

The Grant Review Committee may make recommendations to the Board of County Commissioners on amendments or improvements to the Office of Equal Opportunity Handicap

Accessibility and Awareness Grant Program.

The Grant Review Committee must submit an annual report to the Board of County Commissioners on their activities.

V. MEETINGS OF GRANT REVIEW COMMITTEE.

The Grant Review Committee shall meet at least quarterly. A quorum must be present for the conduct of all meetings. A majority of the members appointed shall constitute a quorum. All meetings shall be governed by Roberts Rules of Order. Reasonable public notice of all meetings shall be provided and all such meetings be open to the public at all times.

VI. CHAIR AND VICE-CHAIR.

A Chair and Vice-Chair shall be elected by majority vote of the Grant Review Committee and shall serve for a term of one year.

A. Duties of the Chair.

1. Call Grant Review Committee Meetings and set the agenda for same;
2. Preside at Grant Review Committee Meetings;
3. Established committees, appoint committee chairs and charge committees with specific tasks;
4. Perform other functions as the Grant Review Committee may assign by rule or order.

B. Duties of Vice-Chair.

The Vice-Chair shall perform the duties of the Chair in the Chair's absence, and such other duties as the Chair may assign. If a vacancy occurs in the office of the Chair, the Vice-Chair shall become the Chair for the unexpired term. If a vacancy occurs in the office of Vice-Chair, the Council will elect another member to fill the unexpired term of the Vice-Chair.

VII. EFFECTIVE DATE.

This resolution shall become effective upon approval by a majority vote of the Board of County Commissioners of Palm Beach County, Florida.



The foregoing resolution was offered by Commissioner  
Marcus \_\_\_\_\_, who moved its adoption. The Motion was  
seconded by Commissioner Roberts \_\_\_\_\_, and upon being put  
to a vote, the vote was as follows:

KAREN T. MARCUS	- Aye
WARREN H. NEWELL	- Aye
BURT AARONSON	- Aye
CAROL A. ROBERTS	- Aye
MARY MC CARTY	- Aye
KEN FOSTER	- Aye
MAUDE FORD LEE	- Aye

The Chair thereupon declared the Resolution duly passed  
and adopted this 15th day of December, 1992.

APPROVED AS TO FORM  
LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA BY  
ITS BOARD OF COUNTY COMMISSIONERS

Milton T. Bauer, Clerk

By: 

[H:bha\wpdata\tkf\resolut2.020]