

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: April 12, 2022 Consent [X] Regular []
Public Hearing []

Department: Water Utilities Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to adopt: Resolution of the Board of County Commissioners or Palm Beach County, Florida, Amending Resolution R2014-0457, Relating to the Water Utilities Advisory Board (WUAB).

Summary: Resolution No. R2014-0457 provides for an eleven member WUAB. The membership consists of seven (7) District members, two (2) County-wide At-Large members, one (1) Lake Region member and one (1) Royal Palm Beach member. The requested change includes those Districts in which the Department provides water and wastewater service to less than ten percent (10%) of the district area; that District Member is not required to be a current customer of the Department but is preferable that District Members are either a current customer of the Department or a customer of a local government utility which purchases bulk water or wastewater service from the Department.

The WUAB has 11 seats, 8 seats currently filled and a diversity count of 6 Caucasian (75%), 1 Hispanic-American (12.5%), 1 African-American (12.5%). The gender ratio (male/female) is 5:3. Countywide (MJ)

Background and Justification: The WUAB was created by the Board of County Commissioners in March 1984 to provide informed customer service advice regarding the Water Utilities Department policies, plans, and programs. The WUAB review's the Department's annual budget as well as proposed rate changes. It also makes recommendations concerning capital improvement plans, acquisitions, new technologies for improving water, wastewater and reclaimed water service, and assists in handling the Department's Administrative Hearings.

Attachments:

1. One (1) Original Resolution

Recommended By: Ali Bayat 3/16/22
Department Director Date

Approved By: Ull J. Ghur 3/30/2022
Assistant County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2022	2023	2024	2025	2026
Capital Expenditures	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Operating Costs	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
External Revenues	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Program Income (County)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
In-Kind Match County	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
NET FISCAL IMPACT	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

Budget Account No.: **Fund** **Dept.** **Unit** **Object**

Is Item Included in Current Budget? Yes X No

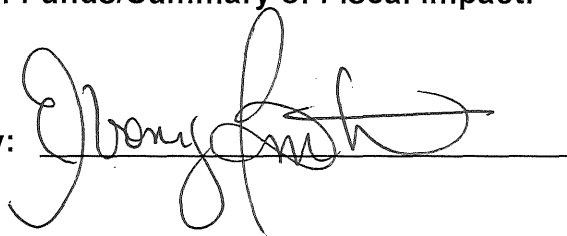
Does this item include the use of federal funds? Yes No X

Reporting Category N/A

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

No fiscal impact.

C. Department Fiscal Review:



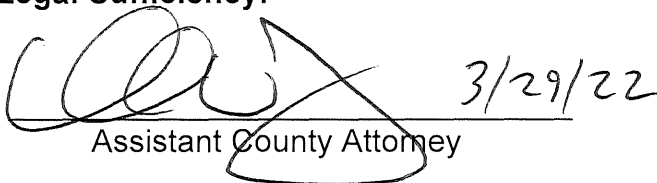
III. REVIEW COMMENTS

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


_____ 3/17/22
MG 3/17 OFMB


_____ 3/29/22
Contract Development and Control

B. Legal Sufficiency:


_____ 3/29/22
Assistant County Attorney

C. Other Department Review:

Department Director

This summary is not to be used as a basis for payment.

RESOLUTION NO. R2022-_____

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
OF PALM BEACH COUNTY, FLORIDA, AMENDING
RESOLUTION R2014-0457, RELATING TO THE WATER
UTILITIES ADVISORY BOARD.**

WHEREAS, the Water Utilities Advisory Board (Advisory Board) reviews existing and proposed policies, plans and programs of the Palm Beach County Water Utilities Department (Department) and reviews existing or proposed rate changes and structures; and

WHEREAS, current eligibility requirements of the Advisory Board require that members be current customers of the Department; and

WHEREAS, within certain commission districts, the Department may have few or no current customers; and

WHEREAS, the Board of County Commissioners wishes to modify the existing resolution to remove the Department-customer requirement in certain commission districts.

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

1. Section 2, "Creation, Composition", is hereby amended as follows:

Section 2. Creation, Composition.

There is hereby created the Palm Beach County Water Utilities Advisory Board, hereinafter referred to as "Advisory Board." Said Advisory Board shall be composed of eleven members: seven (7) District Members, one appointed by each of the Commissioners; two (2) At-Large Members appointed by the Board of County Commissioners; one (1) Lake Region Member appointed by the Board of County Commissioners from residents of the Belle Glade, Pahokee, and South Bay (the "Glades Cities") and adjacent unincorporated areas (the "Glades Cities") who submit applications for the position; and one (1) Royal Palm Beach Member, to be appointed by the Village of Royal Palm Beach Village Council.

Except as set forth below, District and At-Large Advisory Board Members must be County residents and current customers of the Department, both at the time of their appointment to the Advisory Board and throughout the entirety of their term of membership on the Advisory Board.

In those districts in which the Department provides water and wastewater service to less than ten percent (10%) of households, the District Member is not required to be a current customer of the Department, although it is preferable that District Members in said Districts are either a current customer of the Department or a customer of a local government utility which purchases bulk water or wastewater service from the Department.

The Lake Region Member must be a resident of the Glades Cities or the unincorporated area immediately adjacent to one of the Glades Cities and shall be a current customer of the Department, both at the time of their appointment to the Advisory Board and throughout the entirety of their term of membership on the Advisory Board. The Royal Palm Beach Member must be a resident of Royal Palm Beach and a current customer of the Department, both at the time of their appointment to the Advisory Board and throughout the entirety of their term of membership on the Advisory Board. It shall be the responsibility of the Department to confirm eligibility of potential new members prior to their appointment/reappointment.

Preference for membership shall be accorded, but not limited to, those residents who are knowledgeable or possess expertise in the following areas: utilities, operations, engineering, law, planning, management, and accounting and finance.

Upon compliance with the applicable exemption provisions of Florida Statute, Chapter 112.313(12), and the Palm Beach County Code of Ethics, up to two (2) Advisory Board members may be involved in a business relationship, directly or indirectly, with the Palm Beach County Water Utilities Department. Employees of Federal, State or local agencies which have regulatory/enforcement authority over the Department's activities shall not be eligible for membership on the Advisory Board.

Section 2. Effective Date.

The provisions of this Resolution shall become effective upon approval by the Board of County Commissioners.

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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:

Commissioner Robert S. Weinroth, Mayor	-
Commissioner Gregg K. Weiss, Vice Mayor	-
Commissioner Maria G. Marino	-
Commissioner Dave Kerner	-
Commissioner Maria Sachs	-
Commissioner Melissa McKinlay	-
Commissioner Mack Bernard	-

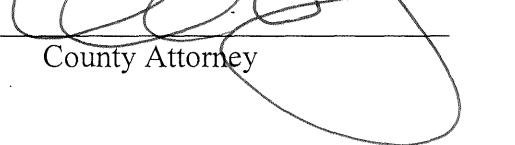
The Mayor thereupon declared the Resolution duly passed and adopted this _____ day of _____, 2022.

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

JOSEPH ABRUZZO, CLERK OF THE CIRCUIT
COURT & COMTRLLER

By: _____
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: 
County Attorney