

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

BOARD APPOINTMENT SUMMARY

Meeting Date: December 19, 2023
Department: Office of Financial Management & Budget
Advisory Board: Infrastructure Surtax Independent Citizen Oversight Committee

I. EXECUTIVE BRIEF

Motion & Title: Staff recommends motion to:


- (A) Waive the contractual relationship conflict under Section 2-443(e) of the Palm Beach County Code of Ethics; and
- (B) Appoint the following individual to the County Infrastructure Surtax Independent Citizen Oversight Committee (Surtax Committee) for the term beginning December 19, 2023 to April 30, 2026

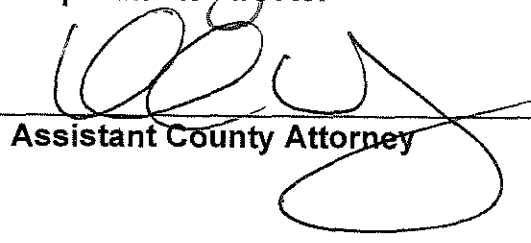
<u>Nominee</u>	<u>Seat No.</u>	<u>Nominated By</u>
Maziar Keshavarz	16	Economic Council of Palm Beach County

Summary: The Committee provides oversight and reviews of the expenditure report produced by the County to ensure compliancy with the County's Surtax Plan. On December 20, 2016, the Board of County Commissioners (BCC) created the Surtax Committee. The Surtax Committee will meet quarterly, issue an annual report, may make recommendations to the BCC, and ensure that the proceeds of the County's infrastructure surtax are expended for the purposes set forth in the ballot measure and are in compliance with the County's surtax plan. Mr. Keshavarz is the President of Keshavarz and Associates, Inc., an engineering consulting firm which has multiple contracts with the County. It is possible that the Surtax Committee may provide contract oversight for some of these contracts. The Surtax Committee is a purely advisory board. Pursuant to Section 2-443(e) of the Palm Beach County Code of Ethics, in order to appoint Mr. Keshavarz to the Surtax Committee, this conflict must be disclosed to and waived by the Board by an affirmative vote of a majority plus one (1) of the total membership of the Board. The Surtax Committee has 19 seats, and out of the current 12 positions filled, the diversity count is: 2 African-American (17%); 3 Hispanic (25%); and 7 Caucasian (58%). The gender ratio (female:male) is 5:7. Staff is addressing the need to increase diversity within our boards and will continue to encourage this to expand this Board's diversity. Countywide (MJ)

Background and Justification The Surtax Committee will consist of the following: one member appointed by each District Commissioner; one member nominated by the Black Chamber of Commerce of Palm Beach County; one member nominated by the Hispanic Chamber of Commerce of Palm Beach County; two members nominated by the Business Forum of Palm Beach County; one member nominated by the Tri City Education Committee; one member nominated by the Florida Engineering Society Palm Beach Chapter; one member nominated by the Urban League of Palm Beach County; one member nominated by the Palm Beach County City Management Association; one member from the Economic Council of Palm Beach County; one member nominated by the Associated General Contractors Association Florida East Coast Chapter; and two members nominated by the Palm Beach – Treasure Coast AFL-CIO.

Attachments: Advisory Board Application

Recommended by:  12/5/2023
 Department Director Date

Legal Sufficiency:  12/5/23
 Assistant County Attorney Date

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>
<u>R2021-0504</u>	<u>PBC WATER UTILITIES DEPARTMENT</u>	<u>PRESSURE PIPELINE ENGINEERING SERVICES</u>	<u>04/20/2021 - 04/20/2026</u>
<u>R2020-1898</u>	<u>PBC WATER UTILITIES DEPARTMENT</u>	<u>UTILITY DISTRIBUTION & COLLECTION SYSTEMS</u>	<u>12/15/2020 - 12/15/2023</u>

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

NONE

NOT APPLICABLE/
(Governmental Entity)

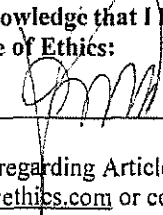
ETHICS TRAINING: All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the State Guide to the Sunshine Amendment, Article XIII, and the training requirement can be found on the web at: <http://www.palmbeachcountvethics.com/training.htm>. 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 the Sunshine Law Overview for Advisory Board Members and agree to abide by the Florida Sunshine Law and the Florida and 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 11/13 2023
 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:  Printed Name: Mozior Keshavarz Date: 11/13/23

Any questions and/or concerns regarding Article XIII, the Palm Beach County Code of Ethics, please visit the Commission on Ethics website www.palmbeachcountvethics.com or contact us via email at ethics@palmbeachcountvethics.com or (561) 233-0724.

Return this FORM to:
 Alicia DeAbreu, Assistant Budget Director, Office of Financial Management & Budget
 301 N. Olive Avenue, 7th Floor, West Palm Beach, FL 33401
 Telephone: (561) 355-4160/Fax: (561) 656-7181/Email: adeabreu@pbcgov.org

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: _____ Date: _____

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

Revised 01/09/2023

ATTACHMENT TO ECONOMIC COUNCIL OF PBC SEAT 16 APPLICATION, SECTION II:

- R2016-1170 PBCWUD 15-102 CD03; Water Distribution System Improvements
R2020-0262 Amendment No. 1, Work Task Orders 1, 2 and 3
- R2020-1898 PBCWUD 19-082 Utility Distribution & Collection System Engineering Services
TERM: 12/15/2020 – 12/15/2023
Specific Projects Assigned:
R2021-1927 PBCWUD 21-084 Lake Worth Hills Watermain Replacement
R2021-0753 PBCWUD 21-041 Critical Facilities and Single Feed Community Improvements Phase 1
R2021-0587 PBCWUD 21-047 Belle Glade SE Zone 6 Water Main Replacement
R2021-0510 PBCWUD 21-033 Belle Glade SW Zone 4 Watermain Replacement
R2020-1900 PBCWUD 20-071 Utility Adjustments for the City of Belle Glade Resurfacing Project-Phase 3
- R2021-0504 PBCWUD 20-044 Pressure Pipeline Engineering Services
TERM: 04/20/2021 – 04/20/2026
Specific Projects Assigned:
R2021-0506 PBCWUD 21-025 Golfview Heights of Westgate Water Main Replacement
- R2019-0716 PBC ENGINEERING/PUBLIC WORKS Civil Engineering Annual Services Contract
TERM: 06/04/2019 – 06/03/2022
Specific Projects Assigned (and currently nearing completion):
PBC Engr 2019603 Hagen Ranch Road from Smith Farm Boulevard to Lantana Road
PBC Engr 2020107 Palmetto Park Road and SR7 Intersection Improvements
PBC Engr 2020108 SW 18th Street and SR 7 Intersection Improvements
PBC Engr 2021805 Belvedere Road Canal Piping and Sidewalk Addition

AS SUBCONSULTANTS TO OTHERS:

- PBCWUD 18-022 (as Subconsultant to Chen Moore) CD09 Phase 1A
PBCWUD 21-048 (as Subconsultant to Chen Moore) CD09 (Boca Rio Road) Phase 2A
PBCWUD 21-048 (as Subconsultant to Chen Moore) CD09 (Lyons Road) Phase 2B
PBCWUD 20-036 (as Subconsultant to CDM Smith) Green Cay Park and Water Purification Facility
PBCWUD 21-012 (as Subconsultant to CDM Smith) System-Wide Force Main Evaluation
PBC Animal Care & Control (as Subconsultant to PGAL)
PBC Engr 2020601 (as Subconsultant to CDM Smith) GIS Stormwater Mapping



M.K.
10/13/23