

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2007	2008	2009	2010	2011
Capital Expenditures	(\$ 270)	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	135	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	(\$ 135)	-0-	-0-	-0-	-0-

ADDITIONAL FTE
POSITIONS (Cumulative) _____

Is Item Included in Current Budget? Yes X No .
Budget Acct No.: Fund 3511 Dept 365 Unit S190 Object 8101
Program

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

C. Departmental Fiscal Review: R.D. Ward 11/15/06

III. REVIEW COMMENTS

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

Elizabeth Brash 11/30/06 N/A
OFMB Contract Dev. and Control
OTM 11-30-06 *(Signature) 11-30-06*

B. Approved as to Form and Legal Sufficiency:

Malcolm R. [Signature] 12/4/06
Assistant County Attorney

C. Other Department Review:

Department Director

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

Background and Justification: (Continued)

129th Avenue North, from Orange Grove Boulevard south to the canal, is in an unincorporated area of Palm Beach County (County), located within the service area of the Indian Trail Improvement District (District). On January 10, 2006, the County and the District entered into a Funding Agreement (R-2006-0051) providing for construction of the Project.

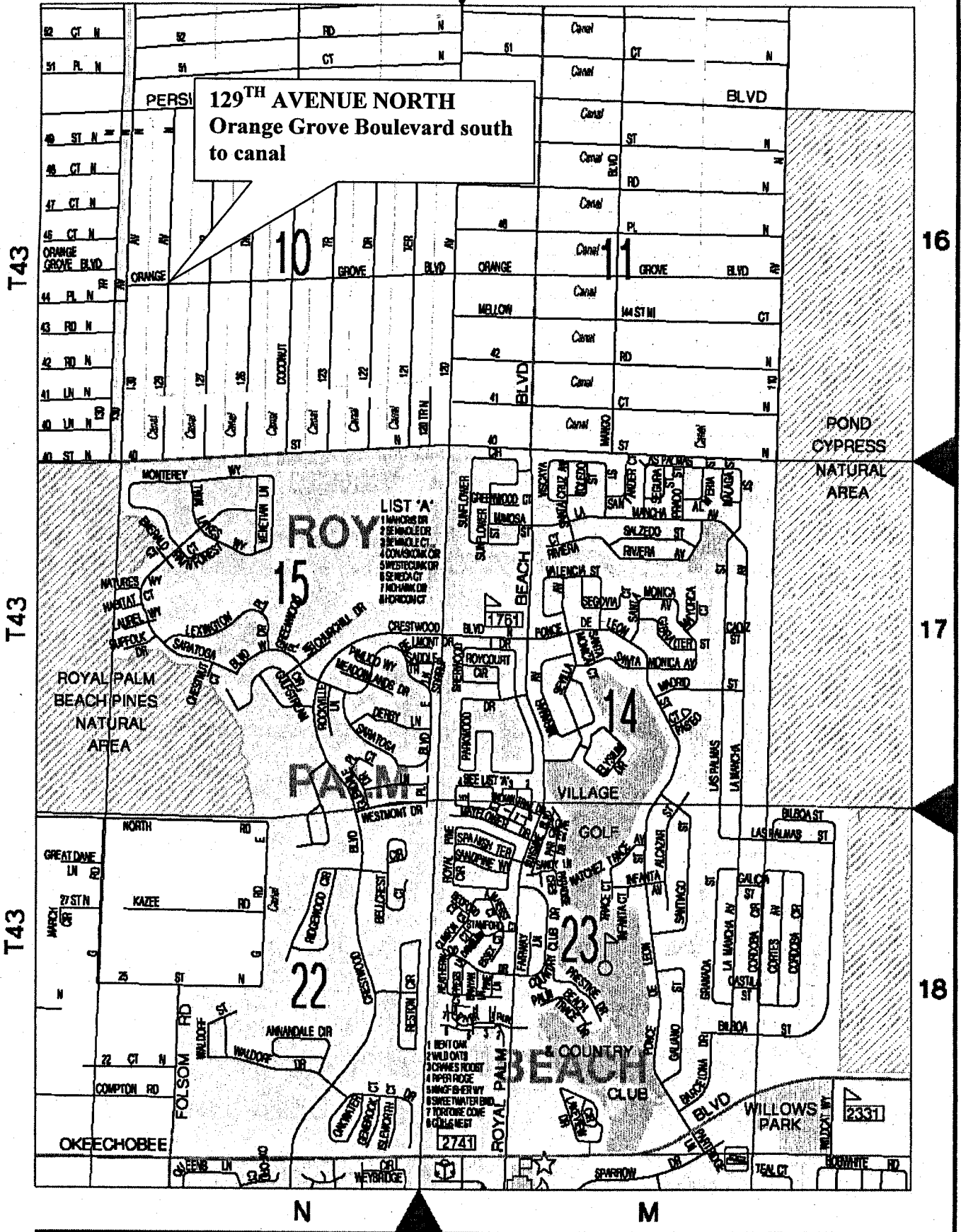
On January 10, 2006, the County held a Public Hearing (R-2006-0115) and adopted an assessment roll for the project. The original estimated total cost, based on 50% of the cost payable over ten years at 6.5%, was \$1,401.11 per acre. The actual project cost is less than estimated, resulting in a reduction in the assessments to the property owners as follows:

	<u>Project Total</u>	<u>Assessable Portion 50% of Total</u>	<u>Cost Per Acre</u>
Estimated Costs	\$63,050.00	\$31,525.00	\$1,401.11
Final Cost	\$62,779.46	\$31,389.73	\$1,395.10
Savings	\$ 270.54	\$ 135.27	\$ 6.01

This office recommends the adoption and approval of the above named actions in order to continue with the Assessment Process for this project.

N

M



LOCATION MAP - ATTACHMENT 1

RESOLUTION NO. R-2006-

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA AMENDING THE SPECIAL ASSESSMENT FOR 129TH AVENUE NORTH FROM ORANGE GROVE BOULEVARD SOUTH TO CANAL PAVING IMPROVEMENT PROJECT, SECTION 10, TOWNSHIP 43 SOUTH, RANGE 41 EAST, PAVING IMPROVEMENT PROJECT, PURSUANT TO A PUBLIC HEARING HELD THEREON.

WHEREAS, a confirming special assessment process was approved by the Board of County Commissioners (Board) on January 10, 2006 (R-2006-0115) for the 129th Avenue North from Orange Grove Boulevard south to canal, Paving Improvement project, authorized pursuant to Palm Beach County Ordinance No. 94-11, as amended by Ordinance No. 95-53 known as the Municipal Service Taxing Unit Road Improvement Ordinance. Due to a decrease in final project costs, it is necessary to **amend** the final project costs from \$63,050 to \$62,779.46 resulting in a reduction of \$270.54; and

WHEREAS, fifty percent (50%) of the cost of the street improvements, will be repaid by special assessment upon specially benefited parcels of land; and

WHEREAS, the method of assessment is to be on a per acre basis for the street improvements; and

WHEREAS, pursuant to Section 18 of Ordinance No. 94-11, as amended by Ordinance No. 95-53, the Board of County Commissioners did hold a public hearing on the 10th day of January 2006, at the Commission Chambers of the Board of County Commissioners of Palm Beach County, Florida, so as to satisfy the requirements of Ordinance 94-11 as amended by Ordinance No. 95-53; and

WHEREAS, the Board of County Commissioners finds that the public notice and public hearing requirements of Ordinance No. 94-11 as amended by Ordinance No. 95-53 have been substantially met.

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

1. The Special Assessment Roll for the improvement project for 129th Avenue North from Orange Grove Boulevard south to canal, Section 10, Township 43 South, Range 41 East, as on file in the Clerk of this Board and attached hereto as EXHIBIT II is hereby approved

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December 19, 2006

and confirmed and shall be recorded by the Clerk of the Board of County Commissioners in a special book to be known as "The Improvement Lien Book" and the record of the lien in said book shall constitute prima facie evidence of the validity of said lien.

2. Pursuant to Ordinance No. 94-11 as amended by Ordinance No. 95-53, the following project is hereby approved: 129th Avenue North from Orange Grove Boulevard south to canal, Section 10, Township 43 South, Range 41 East Palm Beach County, Florida.

3. The said special assessments are hereby made upon all parcels of land described in said **amended** Special Assessment Roll in the amount shown thereon.

4. Pursuant to Ordinance No. 94-11 as amended by Ordinance No. 95-53, any and all special assessments made pursuant to this **Amending** Resolution, which have not been paid in full within thirty (30) days after completion of the subject improvements for which said assessment was made, shall be subject to interest at a rate of six and one-half (6½%) percent per annum from the date of the acceptance of said improvement by Palm Beach County and shall be payable in ten (10) equal annual installments.

5. The **amended** project costs of the street improvements are reflected on EXHIBIT I (Report of Cost). The original total cost of the street improvements was \$63,050.00. This Resolution decreases the total project costs by \$270.54 resulting in a total project cost of \$62,779.46. Fifty percent (50%) of the total costs will be paid by special assessment.

6. Pursuant to Section 21 of Ordinance No. 94-11 as amended by Ordinance No. 95-53, if any special assessment made under this resolution shall be either in whole or part vacated or set aside by the judgment of any court, or the Board of County Commissioners shall be satisfied that any such assessment is so defective that the same cannot be enforced or collected, or if the Board will have omitted to make any such assessment when it might have done so, the Board of County Commissioners will take all necessary steps to cause a new assessment to be made for any improvement against any property specially benefited by such improvement.

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7. The Board of County Commissioners further finds that each parcel listed on EXHIBIT II will obtain a special benefit which is at least equal to the amount of special assessment made against each such parcel.

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:

ADDIE L. GREENE, CHAIRPERSON

JEFF KOONS, VICE CHAIR

KAREN T. MARCUS

WARREN H. NEWELL

MARY MCCARTY

BURT AARONSON

JESS R. SANTAMARIA

The Chairperson thereupon declared the Resolution duly passed and adopted this day of _____, 2006.

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

SHARON R. BOCK
CLERK & COMPTROLLER

By: _____
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

By: _____
County Attorney

Report of Cost

129th Avenue North

Orange Grove Boulevard South to Canal

(22.5 Acres) \$62,779.46 Actual Cost



Per Acre
\$2790²⁰

Owner Responsibility Per Acre
\$1395¹⁰

Per Year
\$194⁰⁶

Per Month
\$16¹⁷

Property owners will be assessed over a 10-year period on their yearly tax bill for 50% of the cost of the road improvements.
Property owners can also opt to pay their portion of the cost in full and avoid interest charges of 6 1/2% per year.

Exhibit 1



Assessment Roll - Final

129TH AVENUE NORTH
ORANGE GROVE BOULEVARD SOUTH TO CANAL
PAVING IMPROVEMENT PROJECT
PROJECT NO. 2006156

FUND	AGENCY	ORG	COMMISSION DISTRICT			SECTION	TOWNSHIP	RANGE
			6			10	43S	41E

No.	Homeowner/Mailing Address	PCN/Legal Description	Assessable Acreage	Total Assessment	Annual Cost/Per Year	Notes
1	POWELL CHARLES H & 12840 ORANGE GROVEBLV ROYAL PALM BEACH, FL 33411-8911	00-41-43-10-00-000-702.0 10-43-41, W 1/2 OF NW 1/4 OF NE 1/4 OF NW 1/4 OF SW 1/4 A/K/A A-815	1.25	\$1,743.88	\$242.58	
2	HANNAH KEVIN C & 4332 129TH AVE N WEST PALM BEACH, FL 33411-8949	00-41-43-10-00-000-712.0 10-43-41, S 1/2 OF NW 1/4 OF SE 1/4 OF NW 1/4 OF SW 1/4	1.25	\$1,743.88	\$242.58	
3	TRAINA DANIEL & 12870 ORANGE GROVEBLV ROYAL PALM BEACH, FL 33411-8981	00-41-43-10-00-000-714.0 10-43-41, E 1/2 OF NE 1/4 OF NW 1/4 OF NW 1/4 OF SW 1/4 A/K/A B-786	1.25	\$1,743.88	\$242.58	
4	BYERS PATRICK & 4420 129TH AVE N WEST PALM BEACH, FL 33411-8949	00-41-43-10-00-000-723.0 10-43-41, N 1/2 OF SW 1/4 OF NE 1/4 OF NW 1/4 OF SW 1/4 A/K/A B-814	1.25	\$1,743.88	\$242.58	
5	KOEHLER WERNER N & 4360 129TH AVE N WEST PALM BEACH, FL 33411-8949	00-41-43-10-00-000-746.0 10-43-41 N 1/2 OF NW 1/4 OF SE 1/4 OF NW 1/4 OF SW 1/4	1.25	\$1,743.88	\$242.58	

Assessments which have not been paid in full within thirty days after completion of the subject improvements for which said assessment was made, will be charged interest at a rate of six and a half (6.5) percent per annum from the date of the acceptance of said improvement by Palm Beach County and shall be payable in ten equal annual installments of principal and interest.



Assessment Roll - Final

129TH AVENUE NORTH
ORANGE GROVE BOULEVARD SOUTH TO CANAL
PAVING IMPROVEMENT PROJECT
PROJECT NO. 2006156

FUND AGENCY ORG	COMMISSION DISTRICT	SECTION TOWNSHIP RANGE
	6	10 43S 41E

No.	Homeowner/Mailing Address	PCN/Legal Description	Assessable Acreage	Total Assessment	Annual Cost/Per Year	Notes
6	GRUNWALD FREDERICK 4331 129TH AVE N ROYAL PALM BEACH, FL 33411-8950	00-41-43-10-00-000-747.0 10-43-41, S 1/2 OF NE 1/4 OF SW 1/4 OF NW 1/4 OF SW 1/4	1.25	\$1,743.88	\$242.58	
7	MOULTRIE HULLENDER MICHELLE & 4270 129TH AVE N ROYAL PALM BEACH, FL 33411-8949	00-41-43-10-00-000-748.0 10-43-41, S 1/2 OF SW 1/4 OF SE 1/4 OF NW 1/4 OF SW 1/4	1.25	\$1,743.88	\$242.58	
8	PHAN SON H & 4269 N 129TH AVE N ROYAL PALM BEACH, FL 33411-8950	00-41-43-10-00-000-753.0 10-43-41 S 1/2 OF SE 1/4 OF SW 1/4 OF NW 1/4 OF SW 1/4	1.25	\$1,743.88	\$242.58	
9	GRUNWALD FREDERICK & 4301 129TH AVE N WEST PALM BEACH, FL 33411-8950	00-41-43-10-00-000-754.0 10-43-41, N 1/2 OF SE 1/4 OF SW 1/4 OF NW 1/4 OF SW 1/4	1.25	\$1,743.88	\$242.58	
10	MAYNOR MICHAEL J & 4300 129TH AVE N ROYAL PALM BEACH, FL 33411-8949	00-41-43-10-00-000-766.0 10-43-41, N 1/2 OF SW 1/4 OF SE 1/4 OF NW 1/4 OF SW 1/4	1.25	\$1,743.88	\$242.58	

Assessments which have not been paid in full within thirty days after completion of the subject improvements for which said assessment was made, will be charged interest at a rate of six and a half (6.5) percent per annum from the date of the acceptance of said improvement by Palm Beach County and shall be payable in ten equal annual installments of principal and interest.



Assessment Roll - Final

129TH AVENUE NORTH
ORANGE GROVE BOULEVARD SOUTH TO CANAL
PAVING IMPROVEMENT PROJECT
PROJECT NO. 2006156

FUND	AGENCY	ORG	COMMISSION DISTRICT			SECTION	TOWNSHIP	RANGE
			6			10	43S	41E

No.	Homeowner/Mailing Address	PCN/Legal Description	Assessable Acreage	Total Assessment	Annual Cost/Per Year	Notes
11	CALDWELL ROBERT & 4395 129TH AVE N ROYAL PALM BEACH, FL 33411-8950	00-41-43-10-00-000-770.0 10-43-41, S 1/2 OF SE 1/4 OF NW 1/4 OF NW 1/4 OF SW 1/4	1.25	\$1,743.88	\$242.58	
12	GALE WILLIAM C JR & 4241 129TH AVE N ROYAL PALM BEACH, FL 33411-8950	00-41-43-10-00-000-776.0 10-43-41, N 1/2 OF NE 1/4 OF NW 1/4 OF SW 1/4 OF SW 1/4	1.25	\$1,743.88	\$242.58	
13	JACKSON CHRISANTHI 4240 129TH AVE N ROYAL PALM BEACH, FL 33411-8949	00-41-43-10-00-000-777.0 10-43-41, N 1/2 OF NW 1/4 OF NE 1/4 OF SW 1/4 OF SW 1/4	1.25	\$1,743.88	\$242.58	
14	BARNINGHAM DEREK M & 4210 129TH AVE N WEST PALM BEACH, FL 33411-8949	00-41-43-10-00-000-787.0 10-43-41, S 1/2 OF NW 1/4 OF NE 1/4 OF SW 1/4 OF SW 1/4	1.25	\$1,743.88	\$242.58	
15	POLIQUIN LAWRENCE J & 4211 129TH AVE N ROYAL PALM BEACH, FL 33411-8950	00-41-43-10-00-000-788.0 10-43-41, S 1/2 OF NE 1/4 OF NW 1/4 OF SW 1/4 OF SW 1/4, A/K/A LT 794	1.25	\$1,743.88	\$242.58	

Assessments which have not been paid in full within thirty days after completion of the subject improvements for which said assessment was made, will be charged interest at a rate of six and a half (6.5) percent per annum from the date of the acceptance of said improvement by Palm Beach County and shall be payable in ten equal annual installments of principal and interest.



Assessment Roll - Final

129TH AVENUE NORTH
ORANGE GROVE BOULEVARD SOUTH TO CANAL
PAVING IMPROVEMENT PROJECT
PROJECT NO. 2006156

FUND AGENCY ORG	COMMISSION DISTRICT	SECTION TOWNSHIP RANGE
	6	10 43S 41E

No.	Homeowner/Mailing Address	PCN/Legal Description	Assessable Acreage	Total Assessment	Annual Cost/Per Year	Notes
16	PERROTTI MICHAEL J & 4421 129TH AVE N WEST PALM BEACH, FL 33411-8950	00-41-43-10-00-000-836.0 10-43-41, N 1/2 OF SE 1/4 OF NW 1/4 OF NW 1/4 OF SW 1/4 A/K/A B-787	1.25	\$1,743.88	\$242.58	
17	BAILEY KENNETH L & 4361 129TH AVE N WEST PALM BEACH, FL 33411-8950	00-41-43-10-00-000-837.0 10-43-41, N 1/2 OF NE 1/4 OF SW 1/4 OF NW 1/4 OF SW 1/4 A/K/A B-789	1.25	\$1,743.88	\$242.58	
18	LOASIS BLDR INC 11328 2 OKEECHOBEEBLV ROYAL PALM BEACH, FL 33411	00-41-43-10-00-000-838.0 10-43-41, S 1/2 OF SW 1/4 OF NE 1/4 OF NW 1/4 OF SW 1/4 A/K/A A-813	1.25	\$1,743.88	\$242.58	
			Totals:	22.50	\$31,389.84	

Note Description/Totals		
1	ASSIGNED FRONT FOOTAGE	0
2	ASSIGNED AVERAGE FRONT FOOTAGE	0
3	50% OF SUM OF ALL ABUTTING FOOTAGE	0

Assessments which have not been paid in full within thirty days after completion of the subject improvements for which said assessment was made, will be charged interest at a rate of six and a half (6.5) percent per annum from the date of the acceptance of said improvement by Palm Beach County and shall be payable in ten equal annual installments of principal and interest.