

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2009	2010	2011	2012	2013
Capital Expenditures	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
External Revenues	<u>\$25,613.08</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>\$25,613.08</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 4013 Dept 721 Unit 4211 Rsrc 6310

Is Item Included in Current Budget? Yes X No

Reporting Category N/A

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

The removal of the lien results in negative fiscal impact to the Water Utilities Department of \$25,613.08 resulting from lost assessment fees.

C. Department Fiscal Review: Debra M. West

III. REVIEW COMMENTS

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

<p><u>atwillhite 10.16.08</u> OFMB 10/16 10/15 CN 10/15/08</p>	<p><u>Dr. J. J. [Signature]</u> Contract Development and Control 10/17/08</p>
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B. Legal Sufficiency:

[Signature] 10/20/08
 Assistant County Attorney

C. Other Department Review:

 Department Director

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

RESOLUTION NO. R-2008-

RESOLUTION OF THE BOARD OF
COUNTY COMMISSIONERS OF
PALM BEACH COUNTY, FLORIDA,
AMENDING RESOLUTION R-2005-
0588; PERTAINING TO THE SPECIAL
ASSESSMENT PROCESS FOR THE
ATLANTIC AVENUE AND STATE
ROAD 7 AREA WASTEWATER
FORCE MAIN EXTENSION PROJECT

WHEREAS, on March 11, 2003, in accordance with the Palm Beach County Ordinance 2001-0010, the Board of County Commissioners, Palm Beach County, Florida, adopted Resolution No. R-2005-0588, confirming the special assessment process for the Atlantic Avenue and State Road 7 Area Wastewater Force Main Extension Project; and,

WHEREAS, pursuant to Section 12 of Ordinance 2001-0010, a mistakenly assessed property can be deleted from the assessment roll; and,

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

1. Each and every other paragraph of Resolution No. R-2005-0588 shall remain in full force and effect and said Resolution is reaffirmed as modified herein.

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:

District 1: Karen T. Marcus
District 2: Jeff Koons
District 3:
District 4: Mary McCarty
District 5:
District 6: Jess R. Santamaria
District 7:

The Chair thereupon declared the Resolution duly passed and adopted this day of _____, 2008.

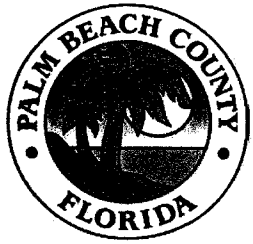
PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY
COMMISSIONERS

Sharon R. Bock

By: _____
Clerk and Comptroller

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By _____
Assistant County Attorney



**Palm Beach County
Water Utilities
Service Area (SA) and
Major Facilities**

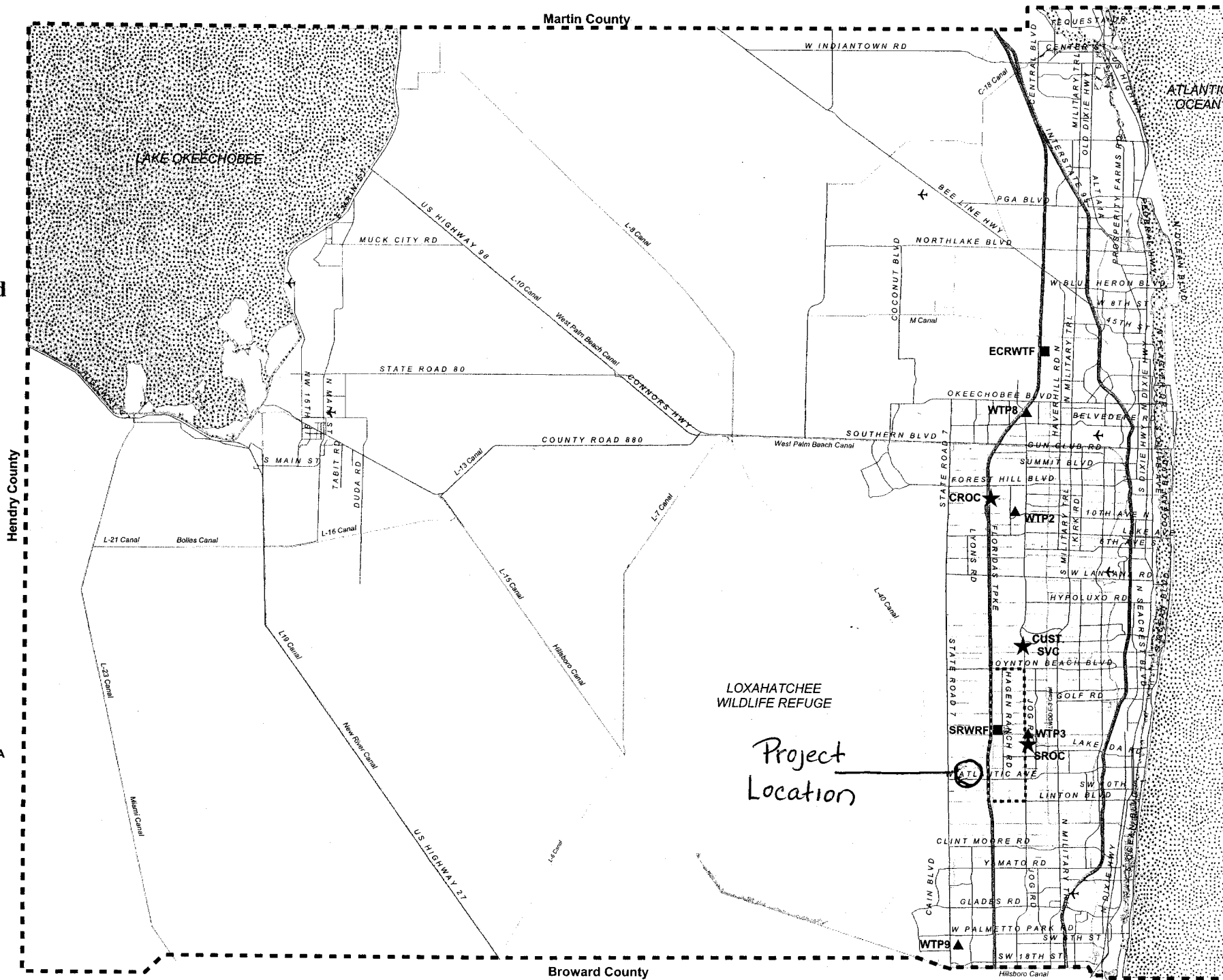
Attachment 2

Legend

- P.B.C.W.U.D. SA
- - - MANDATORY RECLAIMED SA
- - - COUNTY LIMITS
- ★ Administration
- Water Reclamation Plant
- ▲ Water Treatment Plant
- ⊙ Wetlands



NOT TO SCALE



LOXAHATCHEE
WILDLIFE REFUGE

Project
Location

RESOLUTION NO. R-2005- 0588

**RESOLUTION OF THE BOARD
OF COUNTY COMMISSIONERS
OF PALM BEACH COUNTY,
FLORIDA, CONFIRMING THE
SPECIAL ASSESSMENT ROLL
FOR ATLANTIC AVENUE AND
STATE ROAD 7 AREA
WASTEWATER FORCE MAIN
EXTENSION PROJECT**

WHEREAS, pursuant to Section 8 of Ordinance 2001-0010, the Board of County Commissioners held a public hearing at 9:30 A.M. on the 15th day of March 2005, at the Commission Chambers of the Board of County Commissioners of Palm Beach County, Florida, so as to satisfy the requirements of Ordinance 2001-0010; and

WHEREAS, the Board of County Commissioners finds that the public notification and public hearing requirements of Ordinance 2001-0010 have been complied with; and

WHEREAS, the Board of County Commissioners intends to levy special assessment(s) upon the properties located in the Atlantic Avenue and State Road 7 Area for the purpose of funding a wastewater force main extension; and

WHEREAS, the total assessable costs of the improvement project shall not exceed \$1,887,931.81; and

WHEREAS, the method of apportioning the assessable costs of the improvement project among the parcels of property located within the boundaries of the improvement project shall be by front footage method; and

WHEREAS, the maximum dollar amount of each assessment unit shall be \$76.87 per front foot based on 24,560.06 front feet; and

WHEREAS, the Board of County Commissioners finds that each parcel listed in the Special Assessment Roll, which is attached hereto and incorporated herein as Attachment "3", will obtain a special benefit, that is at least equal to the amount of special assessment made against each such parcel; and

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

1. The Special Assessment Roll for Atlantic Avenue and State Road 7 Area Wastewater Force Main Improvement Project is hereby approved and confirmed, and the special assessments set forth therein shall be collected in accordance with the provisions of the Uniform Assessment Collection Act and Ordinance 2001-0010.

2. The special assessment(s) set forth in the Special Assessment Roll shall constitute a lien(s) against the assessed property equal in rank and dignity with the liens of all state, county, district or municipal taxes and other non-ad valorem assessments. Except as otherwise provided by law, such lien(s) shall be superior in dignity to all other liens, titles and claims, until paid.

3. Any and all special assessments made pursuant to this Resolution, which have not been paid in full within thirty (30) days after completion of the improvement project for which the assessments were made, shall be subject to interest at the rate of six and one half percent (6 ½ %) per year and shall be payable in twenty (20) equal annual installments of principal and interest.

4. If any special assessment made under this Resolution shall be either in whole or in part vacated or set aside by the judgment of any court, or if the Board of County Commissioners shall be satisfied that any such assessment is so irregular or defective that same cannot be enforced or collected, or if the Board shall have omitted to make such assessment when it might have done so, the Board of County Commissioners shall take all necessary steps to cause a new assessment to be made for any improvement and against any property specially benefited by such improvement, following the provisions of Ordinance 2001-0010. In case the second assessment shall also be invalid, the Board of County Commissioners may obtain and make other assessments until a valid assessment is made.

5. The Clerk of this Board shall cause this Resolution to be recorded in the Official Records of Palm Beach County, Florida, in the Office of the Clerk of the Circuit Court.

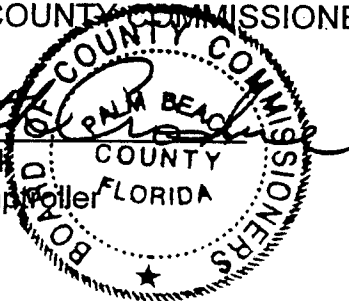
The foregoing Resolution was offered by Commissioner Aaronson who moved its adoption. The motion was seconded by Commissioner Koons and upon being put to a vote; the vote was as follows:

Commissioner Tony Masilotti, Chairman	Nay
Commissioner Addie L. Greene, Vice Chairperson	Aye
Commissioner Karen T. Marcus	Absent
Commissioner Jeff Koons	Aye
Commissioner Warren H. Newell	Nay
Commissioner Mary McCarty	Aye
Commissioner Burt Aaronson	Aye

The Chair thereupon declared the Resolution duly passed and adopted this day of March 15, 2005.

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

By: Judith
Sharon R. Bock
Clerk and Comptroller



APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: LOQWJ