

Agenda Item #: 3-C-1

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: December 4, 2018 [X] Consent [ ] Regular  
[ ] Workshop [ ] Public Hearing  
Department: Engineering and Public Works  
Submitted By: Engineering and Public Works  
Submitted For: Roadway Production Division

I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to adopt: three resolutions declaring the acquisition of a mix of commercial and residential properties designated as parcels 101, 102, and 103 as fee simple road right-of-way, and parcels 301 and 302 as temporary construction easements necessary for the construction of roadway improvements at the intersection of West Linton Boulevard and South Military Trail (Project).

**SUMMARY:** Adoption of these resolutions will initiate eminent domain proceedings pursuant to Chapters 73, 74, 127, and Section 337.27, Florida Statutes as amended, against three commercial and two residential parcels having a total appraised value of \$292,756. The parcels are necessary for the construction of northbound and southbound right turn lanes. The Project includes resurfacing of the intersection, the installation of drainage, sidewalks, and an updated traffic signal at the intersection of West Linton Boulevard and South Military Trail. To date, the property owners have not accepted the offers to purchase made by Palm Beach County (County) and attempts to negotiate the purchases have been unsuccessful. Eminent domain proceedings are necessary to acquire the residential and commercial parcels at this time in order to expedite construction of the Project, which is funded in the current Five Year Road Program. Districts 4 and 5 (MAB)

**Background and Justification:** The acquisition of parcels 101, 102, 103, 301, and 302 is for a public purpose and necessity, which is deemed to be in the best interest of the County. The Engineering Department recommends the Board of County Commissioners' approval.

**Attachments:**

- 1. Location Map
- 2. Resolution for Parcels 101 and 301 with Exhibit "A" and Exhibit "B" (2)
- 3. Resolution for Parcels 102 and 302 with Exhibit "A" and Exhibit "B" (2)
- 4. Resolution for Parcel 103 with Exhibit "A" and Exhibit "B" (2)

Off DK  
Recommended by: [Signature] 1 NOV 26 18  
County Engineer Date  
Approved by: [Signature] 11/28/18  
Assistant County Administrator Date



## II. FISCAL IMPACT ANALYSIS

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

<b>Fiscal Years</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>
<b>Capital Expenditures</b>	<u><b>\$292,756</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>
<b>Operating Costs</b>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>
<b>External Revenues</b>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>
<b>Program Income (County)</b>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>
<b>In-Kind Match (County)</b>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>
<b>NET FISCAL IMPACT</b>	<u><b>\$292,756</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>	<u><b>-0-</b></u>
<b># ADDITIONAL FTE</b>					
<b>POSITIONS (Cumulative)</b>					

Is Item Included in Current Budget? Yes X No

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

**Budget Account No:**

Fund 3505      Dept 361      Unit 1383      Object 6120

**Recommended Sources of Funds/Summary of Fiscal Impact:**  
Road Impact Fee Fund - Zone 5

Road Impact Fee Fund - Zone 5  
Linton Blvd. & Military Trail Intersection

Appraised Value of Parcels in the Taking \$292,756.00

Fee Simple:	3
Temporary Construction Easements	2
Total Parcels	<u>5</u>

C. Departmental Fiscal Review: Alcega

### III. REVIEW COMMENTS

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

Debra K. Lewis 11/2/18  
OFMB  
11/2  
um 11/2

Tracy R. De Luca  
Contract Dev. and Control  
11/13/18

B. Approved as to Form

**B. Approved as to Form and Legal Sufficiency:**

and Legal Sufficiency:

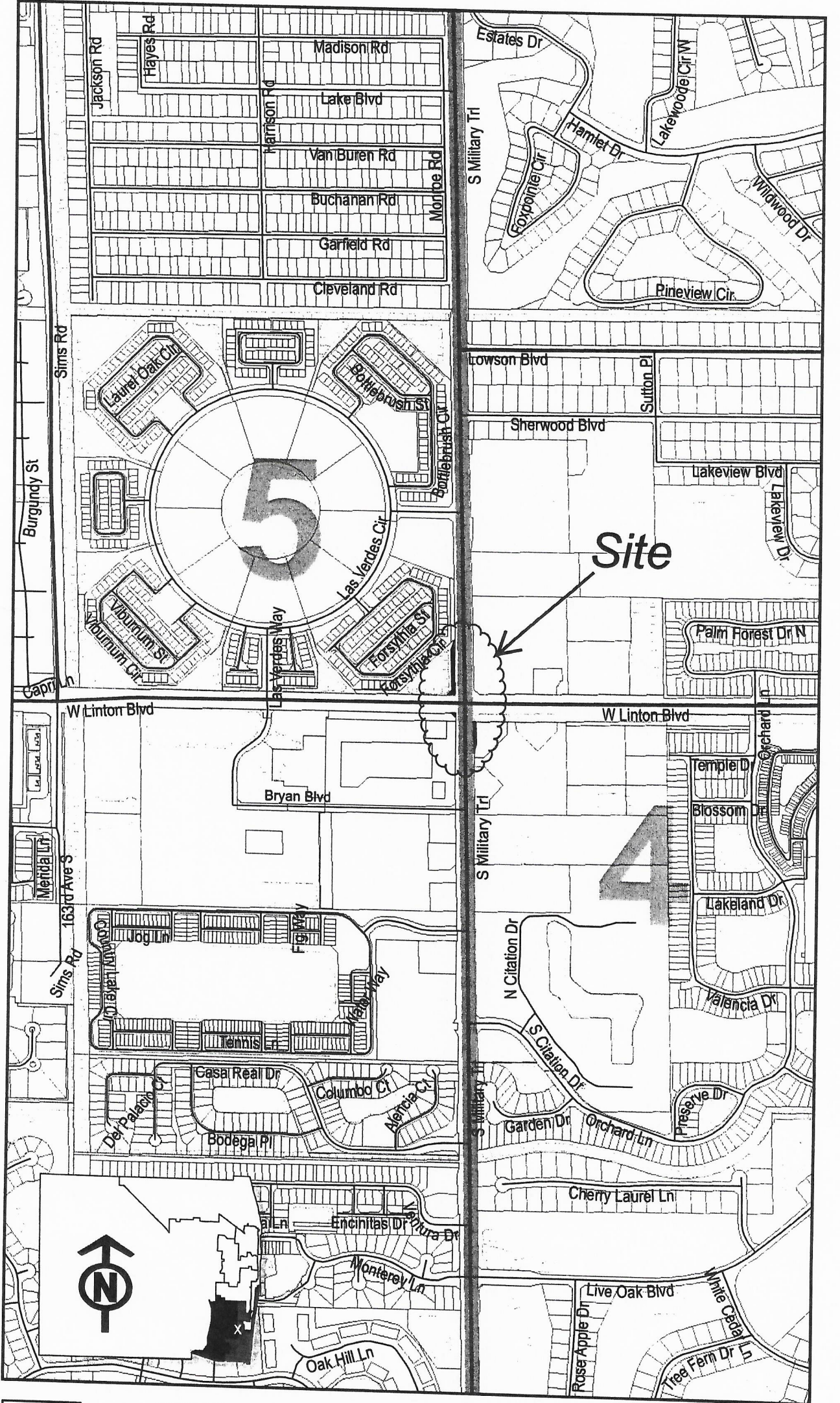
Marilyn Brown  
Assistant County Attorney

**C. Other Department Review:**

Department Director

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





0 0.5 1 Mile  
**Location Map**