



**II. FISCAL IMPACT ANALYSIS**

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

Fiscal Years	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income(County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>0</u>	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included In Current Budget? Yes \_\_\_\_\_ No X  
 Does this item include the use of Federal Funds? Yes \_\_\_\_\_ No x  
 Budget Account No.: Fund \_\_\_\_\_ Department \_\_\_\_\_ Unit \_\_\_\_\_  
 Object \_\_\_\_\_ Reporting Category \_\_\_\_\_

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

There is no fiscal impact.

**C. Department Fiscal Review:**

*Kelli M. Doope*  
Impact Fee Manager

**III. REVIEW COMMENTS**

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

*Steve Mena 3/2/21*  
OFMB 3/2 *3/2/21* *AP 3/2*

*Jan. J. Jacobson 3/2/21*  
Contract Dev. and Control *3-2-21 TW*

**B. Legal Sufficiency:**

*[Signature]* *3/2/21 for C. Koester*  
Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
Department Director

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

## RESOLUTION NO. R2021-\_\_\_\_\_

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA DELEGATING TO THE COUNTY ADMINISTRATOR OR DESIGNEE THE AUTHORITY TO EXECUTE AND RECORD FUTURE CLAIMS OF LIEN AGAINST LAND FOR UNPAID IMPACT FEE BALANCES.

**WHEREAS**, Article 13 of the Unified Land Development Code (the ULDC) authorizes Palm Beach County (PBC) to file a lien for unpaid impact fees, after notice is provided, against land containing the development for which the impact fees are due in an amount equal to the amount of unpaid impact fees; and

**WHEREAS**, the Board of County Commissioners (“BCC”) desires to delegate to the County Administrator or designee the authority to execute and record claims of lien for unpaid impact fees; and

**WHEREAS**, the delegation to the County Administrator or designee of the authority to execute and record claims of lien will eliminate delay caused by requiring the claims of lien to be brought before the BCC for approval, which will maximize the County’s chances of collecting unpaid impact fees pursuant to these liens and is consistent with the goal of the BCC to streamline the agenda process.

**NOW, THEREFORE**, be it resolved by the Board of County Commissioners of Palm Beach County, Florida, that:

1. **Recitals.** The recitals contained above are true and correct and incorporated herein by reference.
2. **Delegation of Authority.** The BCC hereby authorizes the County Administrator of Palm Beach County or designee to execute and record claims of lien against the land containing the development for which the impact fees are due in an amount equal to the amount of unpaid impact fees.
3. **Severability.** If any section, sentence, clause, phrase, or word of this Resolution is held invalid or unconstitutional by a Court of competent jurisdiction, then said holding shall in no way affect the validity of remaining portions of this Resolution.
4. **Effective Date.** The terms of this Resolution shall take effect upon its adoption.

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 3: Dave Kerner, Mayor \_\_\_\_\_
- District 4: Robert S. Weinroth, Vice Mayor \_\_\_\_\_
- District 1: Maria G. Marino \_\_\_\_\_
- District 2: Gregg K. Weiss \_\_\_\_\_
- District 5: Maria Sachs \_\_\_\_\_
- District 6: Melissa McKinlay \_\_\_\_\_
- District 7: Mack Bernard \_\_\_\_\_

The Mayor thereupon declared the Resolution duly passed and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

APPROVED AS TO  
LEGAL SUFFICIENCY

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

Joseph Abruzzo, Clerk & Comptroller

By:  \_\_\_\_\_  
Chelsea J. Koester  
Assistant County Attorney

By: \_\_\_\_\_  
Deputy Clerk