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Agenda Item #: 3-C-3

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: June 15, 2021	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Regular
	<input type="checkbox"/> Workshop	<input type="checkbox"/> Public Hearing

Department: Engineering and Public Works
Submitted By: Engineering and Public Works
Submitted For: Roadway Production Division

I. EXECUTIVE BRIEF

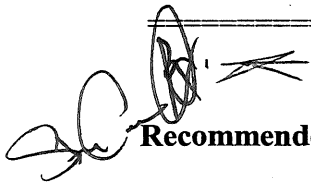
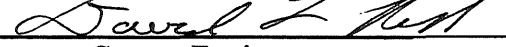


Motion and Title: Staff recommends motion to adopt: six resolutions to initiate eminent domain proceedings by declaring the acquisition of properties designated as parcel 103 as right-of-way, parcel 203 as a permanent easement, and parcels 300, 301, 302A and 302B, 304A and 304B, and 305 as temporary construction easements necessary for the construction of roadway improvements on Benoist Farms Road from Southern Boulevard (State Road 80) to Belvedere Road (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 seven parcels having a total appraised value of \$309,400. The parcels are necessary for the widening and construction of a three-lane roadway with paved shoulders, curb and gutters, a closed drainage system, sidewalks and traffic signal improvements for the Project. 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 parcels at this time in order to expedite construction of the Project. **This Project is included in the Five Year Road Program. District 2 (DO)**

Background and Justification: The acquisition of parcels 103, 203, 300, 301, 302 A & B, 304 A & B, and 305 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 103 & 203 with Exhibit "A" and Exhibit "B" (2)
- 3. Resolution for Parcel 300 with Exhibit "A" and Exhibit "B" (2)
- 4. Resolution for Parcel 301 with Exhibit "A" and Exhibit "B" (2)
- 5. Resolution for Parcels 302 A & B with Exhibit "A" and Exhibit "B" (2)
- 6. Resolution for Parcels 304 A & B with Exhibit "A" and Exhibit "B" (2)
- 7. Resolution for Parcel 305 with Exhibit "A" and Exhibit "B" (2)

Recommended by:  KOF		5/18/2021
	County Engineer	Date
Approved by: 		6/9/21
	Assistant County Administrator	Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2021	2022	2023	2024	2025
Capital Expenditures	\$309,400	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	\$309,400	-0-	-0-	-0-	-0-
# ADDITIONAL FTE					
POSITIONS (Cumulative)					


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 3503 Dept 361 Unit 1463 Object 6120

Recommended Sources of Funds/Summary of Fiscal Impact:
Road Impact Fee Fund - Zone 3
Benoist Farms Rd., SR 80 to Belvedere Rd.
Number of Parcels Going Into Suit: 7
Fee Acquisitions: 1
Permanent Easements: 1
Temporary Construction Easement: 5

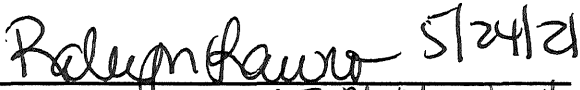
Parcels: ROW 103, PE 203, TCE 300, TCE 301, TCE 302A&302B, TCE 304A&304B, and TCE 305

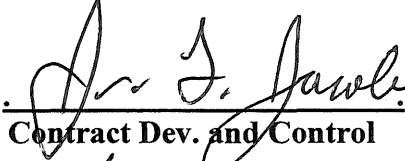
Estimated Total Acquisition Cost \$ 309,400


C. Departmental Fiscal Review: 

III. REVIEW COMMENTS

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


OFMB 5/20/21 5/25/21


Contract Dev. and Control 6-2-21 TW 6/2/21

B. Approved as to Form and Legal Sufficiency:

Assistant County Attorney

C. Other Department Review:

Department Director