# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

#### **AGENDA ITEM SUMMARY**

Meeting Date: January 24, 2023 (X) Consent () Regular	
( ) Ordinance ( ) Public Hearing	
Department Submitted By: <u>Clerk of the Circuit Court &amp; Comptroller</u>	
Submitted For: <u>BOARD OF COUNTY COMMISSIONERS</u>	
I. <u>EXECUTIVE BRIEF</u>	
<b>Motion and Title: Staff recommends motion to: A) review</b> for sufficiency Report County Officials Bonds dated January 2023, and <b>B) receive and file</b> Report of Cour Officials Bonds dated January 2023.	
<b>Summary:</b> Ordinance No. 98-51 sets the various bond amounts for specified Cour officers and provides for examination of the sufficiency of all the bonds at the regul meeting of the Board of County Commissioners in January and June of each year. (Countywide.	lar
<b>Background and Justification:</b> Each County officer of whom bond is, or shall be required by law shall give bond to the governor of the State, conditioned for the faithformance of the duties of his/her office.	
Palm Beach County Ordinance 98-51 outlines the various bond amounts of each electrofficial. These are referenced on attached report for examination. All bonds are listed in compliance with Chapter 98-34, Laws of Florida, Section 137.05, Florida Statutes, and Ordinance 98-51.	ed
Attachments:	
1. Report of Palm Beach County Officials' Bonds	
2. Ordinance 98-51	
3. List of Florida Statutes	
Recommended By: Wall Date  Liana Figueroa, Manager - Finance Date	<del></del>
Approved by:County Administrator Date	

### II. <u>FISCAL IMPACT ANALYSIS</u>

A.	Five-Year Summary	of Fiscal Im	pact:			
Fisca	l Years	2023	<u>2024</u>	<u>2024</u>	2025	2026
Capit	al Expenditures					
Opera	ating Costs					
Exter	nal Revenues					
Progr	am Income (County)					
In-Kir	nd Match (County)					
NET F	FISCAL IMPACT					
	per of additional FTE ions (Cumulative)					
ls ite	m Included in Curren	t Budget?		`	/es	No
Does	this item include the	e use of Fed	eral Funds?	`	/es	No
Budg	et Account No.: F	und	Dept	Unit_	O	bject
B.	Recommended Sour No Fiscal Impact	rces of Fund	ls/Summary	of Fiscal Im	pact:	
C.	Departmental Fisca	l Review:				
		III. <u>REV</u>	IEW COMME	NTS		
A.	OFMB Fiscal and/or	Contract D	evelopment	and Control	Comments	::
	OFMB			 Contr	act Dev. an	d Control
В.	Legal Sufficiency:					
	Assistant County A	ttorney				
C.	Other Department I	Review:				
	Department Dire	 ctor				

### Report of County Official's Bonds **Sureties Sufficiency Examination**

(Required by F.S. 137.05)

Dated: JANUARY 2023

Office Bonded		Surety Co Name	Expiration Date	Premium Term	Amount Bonded	Required \$ By ORD 98-51	Premium Cost
Clerk & Comptroller	JOSEPH ABRUZZO	Travelers Casualty	January, 2023	4 years	\$50,000	\$50,000	\$175
Property Appraiser	DOROTHY JACKS	Ohio Casualty	January, 2025	4 years	\$5,000	\$5,000	\$400
Tax Collector	ANNE M. GANNON	Ohio Casualty	January, 2025	4 years	\$100,000	\$100,000	\$2,438
Supervisor of Elections	WENDY SARTORY LINK	Old Republic	May, 2025	3 years	\$25,000	\$5,000	\$270
Sheriff	RIC L. BRADSHAW	Western Surety	January, 2025	4 years	\$25,000	\$25,000	\$425
Sheriff	Deputy Sheriffs (blanket bond)	Travelers Casualty	August, 2023	1 year	\$1,000	\$1,000	\$100
Commissioner Dist. #1	MARIA G. MARINO	Hartford Fire	November, 2024	4 years	\$2,000	\$2,000	\$340
Commissioner Dist. #2	GREGG K. WEISS	Hartford Fire	November, 2026	4 years	\$2,000	\$2,000	\$238
Commissioner Dist. #3	DAVE KERNER	Hartford Fire	November, 2024	4 years	\$2,000	\$2,000	\$340
Commissioner Dist. #4	MARCI WOODWARD	Hartford Fire	November, 2026	4 years	\$2,000	\$2,000	\$238
Commissioner Dist. #5	MARIA SACHS	Hartford Fire	November, 2024	4 years	\$2,000	\$2,000	\$340
Commissioner Dist. #6	SARA BAXTER	Hartford Fire	November, 2026	4 years	\$2,000	\$2,000	\$238
Commissioner Dist. #7	MACK BERNARD	Hartford Fire	November, 2024	4 years	\$2,000	\$2,000	\$340
	esponsible for obtaining their bond and m ABOVE COMPLY WITH FLORIDA STA	· · · · · · · · · · · · · · · · · · ·	<u> </u>		al Revenue Fun	d.	

2

3

4

5

6 7

8

9

10 11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

### ORDINANCE NO. 98-51

AN ORDINANCE ofTHE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, ESTABLISHING BOND REQUIREMENTS FOR SPECIFIED COUNTY OFFICERS PURSUANT TO CHAPTER 98-34, LAWS OF FLORIDA; PROVIDING FOR APPLICABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; FOR SEVERABILITY; PROVIDING FOR PROVIDING INCLUSION IN THE CODE OF LAWS AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature enacted Chapter 98-34,

Laws of Florida, eliminating or revising bond requirements for

certain public officials, including specified County officers; and

WHEREAS, Chapter 98-34 eliminated the statutory bond

requirements for specified County officers and provided that the

Board of County Commissioners (the "Board") may establish bond

requirements for specified County officers and must require bonds

from County Commissioners; and

WHEREAS, Chapter 98-34 provides that any bond required of specified County officers be established by ordinance of the Board; and

WHEREAS, in establishing the amount of any required bond, the amount of money or property likely to be in custody of the specified County officer at one time may be considered by the Board.

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

#### Section 1. Title.

This Ordinance shall be known as the "County Officer Bond Ordinance".

#### Section 2. Bond of Clerk of the Circuit Court.

The Palm Beach County Clerk of the Circuit Court shall be required to give a bond in the sum of \$50,0000 conditioned upon the faithful discharge of the duties of office.

#### Section 3. Bond of Sheriff and Deputy Sheriff.

The Palm Beach County Sheriff shall be required to give a bond in the sum of \$25,000 conditioned for the faithful performance of the duties of office.

Each appointed Deputy Sheriff shall be required to give a bond in the sum of \$1,000 conditioned for the faithful performance of the duties of office. In the alternative, a blanket bond in the sum of \$1,000 conditioned for the faithful performance of the duties of office of all appointed Deputy Sheriffs is acceptable.

#### Section 4. Bond of Supervisor of Elections.

The Palm Beach County Supervisor of Elections shall be required to give a bond in the sum of \$5,000 conditioned for the faithful performance of the duties of office.

#### Section 5. Bond of Tax Collector.

The Palm Beach County Tax Collector shall be required to give a bond in the sum of \$100,000 conditioned for the faithful performance of the duties of office, and specifically conditioned for the Tax Collector's accounting duly and faithfully for all taxes collected.

#### Section 6. Bond of Property Appraiser.

The Palm Beach County Property Appraiser shall be required to give a bond in the sum of \$5,000 conditioned for the faithful performance of the duties of office.

#### Section 7. Bond of County Commissioners.

Each Palm Beach County Commissioner, whether elected or appointed, must give a bond in the sum of \$2,000 conditioned for the faithful performance of the duties of office.

## Section 8. Approval of Form and Surety of Bonds of County Officers; Delegation of Authority.

All bonds of County officers required by this Ordinance must be approved by the Board. Approval of the form and surety of any such bonds is hereby delegated by the Board to the County Administrator or designee, with the concurrence of the County Attorney in such approval.

#### Section 9. Filing of Bonds of County Officers.

All bonds of County officers required by this Ordinance must be filed with the Clerk of the Circuit Court promptly upon execution.

## Section 10. Examination of Sufficiency of Bonds of County Officers.

At its regular meetings in January and June of each year beginning January, 1999, the Board shall examine carefully the sufficiently of all bonds required of County officers. If the Board has reason to believe that the sufficiency of any such bond has become impaired, the Board must at once require that the County officer to execute and file with the Clerk of the Circuit Court a new bond for the same amount and under the same conditions as the former bond.

#### Section 11. Applicability.

This Ordinance is applicable countywide. This Ordinance shall not affect any currently existing bonds of County officers.

#### Section 12. Repeal of Laws in Conflict.

All local laws and ordinances in conflict with any provisions of this Ordinance are hereby repealed to the extent of such conflict.

ORDINANCE NO. 98 - 51

#### Section 13. Severability. 1 If any section, paragraph, sentence, clause, phrase, or 2 word of this Ordinance is for any reason held by the Court to be 3 unconstitutional, inoperative, or void, such holding shall not affect the remainder of this Ordinance. 5 6 Section 14. Inclusion in The Code of Laws And Ordinances. The provisions of this Ordinance shall become and be made 7 a part of the Code of Laws and Ordinances of Palm Beach County, 8 The sections of this Ordinance may be renumbered or relettered to accomplish such, and the word "ordinance" may be 10 changed to "section", "article", or other appropriate word. 11 SECTION 15. Effective Date. 12 The provisions of this Ordinance shall become effective 13 upon filing with the Department of State. 14 APPROVED and ADOPTED by the Board of County Commissioners 15 of Palm Beach County, Florida, on this the 20th 16 October 17 \_\_\_\_, 1998. PALM BEACH COUNTY, FLORIDA, BY ITS 18 NTY OBOARD OF COUNTY COMMISSIONERS Board of County Commissioners 19 DEPUTY CLERK 20 Chairman 21 APPROVED AS TO FORM AND 22 LEGAL SUFFICIENCY" 23 24 25 Attorney

G:\COMMON\ATTY\WPDATA\ENG\PFK\FINANCE\FIN98\ELCOFIL.ORD

day of <u>october</u>, 1998, at N/A .m.

26

27

28

EFFECTIVE DATE: Filed with the Department of State on the 28th

## **SURETIES UPON OFFICIAL BONDS: F.S. 113.071**

Sureties upon officials shall be in an amount sufficient as prescribed by law and approved by County Commissioners:

CLERK & COMPTROLLER -	F.S. 28.02
SHERIFF & DEPUTY SHERIFF(S) -	F.S. 30.02
SUPERVISOR OF ELECTION -	F.S. 98.015
TAX COLLECTOR -	F.S. 137.02
PROPERTY APPRAISER -	F.S. 137.03
COUNTY COMMISSIONERS -	F.S. 137.04