

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

3G-2

AGENDA ITEM SUMMARY

Meeting Date: January 24, 2023

Consent

Regular

Workshop

Public Hearing

Department: Office of Financial Management and Budget

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: a negotiated settlement offer in the amount of \$10,000 for the full satisfaction of a code enforcement lien that was entered against M&A Capital Investment, Inc. on January 17, 2018.

Summary: The Code Enforcement Special Magistrate (CESM) entered an Order on August 2, 2017 for the property owned by M&A Capital Investment, Inc. (M&A) giving them until November 30, 2017 to bring the property located at 4226 42nd Ave S, Lake Worth into full code compliance. The property was cited for construction work without first obtaining required building permits. Compliance with the CESM's Order was not achieved, and a fine of \$100 per day was imposed. The CESM then entered a claim of lien against M&A on January 17, 2018. The Code Enforcement Division issued an affidavit of compliance for the property on September 27, 2018. The total accrued lien amount on August 29, 2022, the date on which settlement discussions began, totaled \$37,464.83, of which M&A has agreed to pay Palm Beach County \$10,000 (27%) for full settlement of their outstanding code enforcement lien. District 3 (SF).

Background and Justification: A complaint was filed against M&A for operating a business in a residential area, and they were cited for construction work without permits. The construction work was completed prior to M&A's ownership, and M&A was unaware of the violations at the time it purchased the property. M&A has completed the demolition of all previously existing structures and is in the process of building a new duplex on the lot, which will be an improvement to the property.

On August 26, 2022, Mr. Aniel Jerome, President of M&A, contacted the Collections Section of the Office of Financial Management & Budget to discuss settlement of the code lien. M&A is requesting a fine reduction and full release of the lien in order to facilitate the construction project.

Settlement offers that reduce any debt amount due to Palm Beach County by more than \$2,500 require the approval of Board, per Countywide PPM# CW-F-048.

Attachments: none

Recommended by:


Department Director

12/28/2022
Date

Approved by:


County Administrator

1/6/2023
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2023	2024	2025	2026	2027
Capital Expenditures					
Operating Costs					
External Revenues	(\$10,000)				
Program Income(County)					
In-Kind Match(County)					
NET FISCAL IMPACT	(\$10,000)				
#ADDITIONAL FTE POSITIONS (CUMULATIVE)					

Is Item Included In Current Budget? Yes No

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

Budget Account No.: Fund 0001 Department 600 Unit 6241 Object 5900

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

C. Departmental Fiscal Review:

III. REVIEW COMMENTS

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

Luz Mateo 12/24/2022
 OFMB
MA 12-29
MYJ 12/23/22

N/A

 Contract Dev. and Control

B. Legal Sufficiency:

[Signature]
 Assistant County Attorney

C. Other Department Review:

N/A

 Department Director

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