

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

30-2

AGENDA ITEM SUMMARY

Meeting Date: March 14, 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 \$11,000 for the full satisfaction of two code enforcement liens that were entered against Sultan Ahmed and Begum Ahmed on April 1 and May 27, 2020.



Summary: The Code Enforcement Special Magistrate (CESM) entered two separate orders on February 16, 2018 and October 2, 2019 for the property owned by Sultan Ahmed and Begum Ahmed giving them until May 8, 2018 and January 30, 2020 to bring their property located at 10100 Windtree Lane South, Boca Raton, FL into full code compliance. The property was cited for construction work without permits. Compliance with the CESM’s Order was not achieved, and a fine of \$50 per day for each case was imposed. The CESM then entered a claim of lien against Sultan Ahmed and Begum Ahmed for the first violation on March 27, 2020 and the second violation on April 1, 2020. The Code Enforcement Division (Code Enforcement) issued an affidavit of compliance for the property on November 16, 2021 and issued a second affidavit of compliance on October 19, 2022. The total fine on January 26, 2023 is \$110,499, the date on which settlement discussions began. Mrs. Ahmed has agreed to pay Palm Beach County \$11,000 (10%) for full settlement of the outstanding code enforcement liens. District 5 (SF).

Background and Justification: The property was cited for an unpermitted gazebo, unpermitted wood fence, and an inactive permit. The CESM gave Mr. and Mrs. Ahmed until May 8, 2018 and January 30, 2020, respectively, to bring the property into full code compliance or a fine of \$50 per day for each case would begin to accrue. Follow-up inspections by Code Enforcement on May 23, 2018 and January 31, 2020 confirmed the property was still not in compliance. Two separate code liens were then entered against Mr. and Mrs. Ahmed on March 27, 2020 and April 1, 2020.

In reviewing the case, staff found that Mr. Ahmed was present at the hearings, stayed in contact with Code Enforcement, and attempted to resolve the issues. However, he failed to reach compliance by the due date. Timothy Glass, attorney for Mrs. Ahmed, reported the respondent had some health issues that prevented him from resolving the violations in a timely manner. Mr. Ahmed subsequently died, resulting in a loss of household income. His widow, Mrs. Ahmed, seeks to resolve the matter. On January 26, 2023, Timothy Glass contacted the Collections Section of the Office of Financial Management & Budget to discuss settlement of the code liens. This is a homestead property.

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:		2/22/2023
	Department Director	Date
Approved by:		2/23/23
	County Administrator	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	(11,000)				
Program Income(County)					
In-Kind Match(County)					
NET FISCAL IMPACT	(11,000)				
#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 640 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:

Jarvis
2/22/23
2/21/23
2/22/2023
2/21/23
 OFMB

N/A

 Contract Dev. and Control

B. Legal Sufficiency:



 Assistant County Attorney

C. Other Department Review:

N/A

 Department Director

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