PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

| Meeting Date: June 6, 2023 | (X) Consent () Regular () Ordinance () Public Hearing |
|--------------------------------|---|
| Denartment Submitted Ry | Clerk of the Circuit Court & Comptroller |
| • | |
| Submitted For: | BOARD OF COUNTY COMMISSIONERS |
| | I. <u>EXECUTIVE BRIEF</u> |
| | ommends motion to: A) review for sufficiency Report of January 2023, and B) receive and file Report of County 23. |
| officers and provides for exa | 8-51 sets the various bond amounts for specified County mination of the sufficiency of all the bonds at the regular nty Commissioners in January and June of each year. (DB) |
| | on: Each County officer of whom bond is, or shall be, nd to the governor of the State, conditioned for the faithful his/her office. |
| official. These are referenced | e 98-51 outlines the various bond amounts of each elected d on attached report for examination. All bonds are listed 8-34, Laws of Florida, Section 137.05, Florida Statutes, and |
| Attachments: | |
| 1. Report of Palm | Beach County Officials' Bonds |
| 2. Ordinance 98-5 | I |
| 3. List of Florida St | ratutes |
| Recommended By: MM | MAMMA 5/9/23 Liana Figueroa, Manager - Finance Date |
| Approved by: | County Administrator Date |

II. FISCAL IMPACT ANALYSIS

| A. Five-Year Summary of Fiscal Impact: | | | | | | | |
|--|--|--|--|---|--|-------------------------|--|
| <u>Fisca</u> | <u>l Years</u> | <u>2023</u> | 2024 | <u> 2025</u> | <u> 2026</u> | 2027 | |
| Capit | al Expenditures | GAVE RANG STAFF STAFF STAFF | | hadd dadd ballet dader wrong promi | | rum son see eer voo eer | |
| Oper | ating Costs | | sian data term men eren sem | | Ment area arms were some work | | |
| Exter | nal Revenues | | | | ### HTML ### ### #### | | |
| Progi | ram Income (County) | ······································ | and announced their State State. | area was save (1700, 1800) (1700). | المحالة فللما المام الما | | |
| In-Kir | nd Match (County) | | #************************************* | | ALLE BUT OFF ANY OTHER PROPERTY. | | |
| NET I | FISCAL IMPACT | | سيس سيمو لسفه لشفة فلفة | *************************************** | | | |
| | ber of additional FTE ions (Cumulative) | | | Man water which there were | | | |
| Is Ite | m Included in Curren | t Budget? | | ١ | /es | No | |
| Does | this item include the | use of Fed | leral Funds? | ١ | /es | No | |
| Budg | et Account No.: Fu | ınd | Dept | Unit_ | | bject | |
| B. | Recommended Sour No Fiscal Impact | ces of Fund | ds/Summary | of Fiscal Im | pact: | | |
| C. | Departmental Fiscal | Review: | | | | | |
| | | III. <u>REV</u> | IEW COMMEN | NTS | | | |
| A. | | | | | | | |
| | OFMB | | | Contr | act Dev. an | d Control | |
| В. | Legal Sufficiency: | | | | | | |
| | Assistant County At | torney | | | | | |
| C. | Other Department R | eview: | | | | | |
| | Department Direc | tor | | | | | |

Report of County Official's Bonds Sureties Sufficiency Examination (Required by F.S. 137.05)

| | | Dated: J | UNE 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 7, 2025 | 4 years | \$5,000 | \$5,000 | \$400 |
| Tax Collector | ANNE M. GANNON | Ohio Casualty | January 5, 2025 | 4 years | \$100,000 | \$100,000 | \$2,438 |
| Supervisor of Elections | WENDY SARTORY LINK | Old Republic | May 1, 2025 | 3 years | \$25,000 | \$5,000 | \$270 |
| Sheriff | RIC L. BRADSHAW | Western Surety | January 4, 2025 | 4 years | \$25,000 | \$25,000 | \$425 |
| Sheriff | Deputy Sheriffs (blanket bond) | Travelers Casualty | August 8, 2023 | 1 year | \$1,000 | \$1,000 | \$100 |
| Commissioner Dist. #1 | MARIA G. MARINO | Hartford Fire | November 17, 2024 | 4 years | \$2,000 | \$2,000 | \$340 |
| Commissioner Dist. #2 | GREGG K. WEISS | Hartford Fire | November 20, 2026 | 4 years | \$2,000 | \$2,000 | \$238 |
| Commissioner Dist. #3 | MICHAEL BARNETT | Hartford Fire | January 10, 2027 | 4 years | \$2,000 | \$2,000 | \$238 |
| Commissioner Dist. #4 | MARCI WOODWARD | Hartford Fire | November 22, 2026 | 4 years | \$2,000 | \$2,000 | \$238 |
| Commissioner Dist. #5 | MARIA SACHS | Hartford Fire | November 17, 2024 | 4 years | \$2,000 | \$2,000 | \$340 |
| Commissioner Dist. #6 | SARA BAXTER | Hartford Fire | November 22, 2026 | 4 years | \$2,000 | \$2,000 | \$238 |
| Commissioner Dist. #7 | MACK BERNARD | Hartford Fire | November 30, 2024 | 4 years | \$2,000 | \$2,000 | \$340 |
| | esponsible for obtaining their bond and no ABOVE COMPLY WITH FLORIDA STA | | | | ral Revenue Fur | nd. | |
| | | | | | | | |

1.9

ORDINANCE NO. 98-51

| AN | ORD | INAI | VCE. | 0 | F | THE | BO. | ARD | OF | CC | YTNU |
|------|------|------|------|------|------|-------|------|------|-------|-------|-------|
| COMM | ISSI | ONE | RS | OF | PALI | BE. | ACH | COUN | TY, | FLOR | IDA, |
| ESTA | BLIS | HIN | G B | OND | RΕζ | QUIR! | EMEN | TS F | OR S | PECI | FIED |
| COUN | ΤΥ | OFF. | CEI | RS . | PURS | UAN | TO | CH | APTEI | 3 9 8 | -34, |
| LAWS | OF | FLO | RID. | A;] | PROV | IDIN | G FC | R AF | PLIC | ABII | TTY; |
| PROV | IDI | IG I | FOR | RE | PEAI | OF | LA | WS : | IN C | ONFI | ICT; |
| PROV | IDIN | IG | FOR | S | EVER | ABIL | ITY; | PF | CIVOS | ING | FOR |
| INCL | USIC | N I | N T | HE (| CODE | OF | LAWS | ANI | ORD | INAN | ices; |
| AND | PROV | TDI | NG : | POR | AN | effe | CTIV | E DA | TE. | | |

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

WHEREAS, the Florida Legislature enacted Chapter 98-34,

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.

from County Commissioners; and

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.

OHDINANCE NO. 98- 51 21

Section 3. Bond of Sheriff and Deputy Sheriff.

ll

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.

| 1 2 | Section 8. Approval of Form and Surety of Bonds of County Officers; Delegation of Authority. |
|----------|--|
| 3 | All bonds of County officers required by this Ordinance |
| 4 | must be approved by the Board. Approval of the form and surety of |
| 5 | any such bonds is hereby delegated by the Board to the County |
| 6 | Administrator or designee, with the concurrence of the County |
| 7 | Attorney in such approval. |
| 8 | Section 9. Filing of Bonds of County Officers. |
| 9 | All bonds of County officers required by this Ordinance |
| 10 | must be filed with the Clerk of the Circuit Court promptly upon |
| 11 | execution. |
| 12 13 | Section 10. Examination of Sufficiency of Bonds of County Officers. |
| 14 | At its regular meetings in January and June of each year |
| 15 | beginning January, 1999, the Board shall examine carefully the |
| 16 | sufficiently of all bonds required of County officers. If the |
| 17 | Board has reason to believe that the sufficiency of any such bond |
| 18 | has become impaired, the Board must at once require that the County |
| 19 | officer to execute and file with the Clerk of the Circuit Court a |
| 20 | new bond for the same amount and under the same conditions as the |
| 21 | former bond. |
| 22 | Section 11. Applicability. |
| 23 | This Ordinance is applicable countywide. This Ordinance |
| 24 | shall not affect any currently existing bonds of County officers. |
| 25 | Section 12. Repeal of Laws in Conflict. |
| 26 | All local laws and ordinances in conflict with any |
| 27 | provisions of this Ordinance are hereby repealed to the extent of |
| 20 | auch conflict |

| 2 | If any section, paragraph, sentence, clause, phrase, or |
|----------|--|
| 3 | word of this Ordinance is for any reason held by the Court to be |
| 4 | unconstitutional, inoperative, or void, such holding shall not |
| 5 | affect the remainder of this Ordinance. |
| 6 | Section 14. Inclusion in The Code of Laws And Ordinances. |
| 7 | The provisions of this Ordinance shall become and be made |
| 8 | a part of the Code of Laws and Ordinances of Palm Beach County, |
| 9 | Florida. The sections of this Ordinance may be renumbered or |
| 10 | relettered to accomplish such, and the word "ordinance" may be |
| 11 | changed to "section", "article", or other appropriate word. |
| 12 | SECTION 15. Effective Date. |
| 13 | The provisions of this Ordinance shall become effective |
| 14 | upon filing with the Department of State. |
| 15 | APPROVED and ADOPTED by the Board of County Commissioners |
| 16 | of Palm Beach County, Florida, on this the 20th day of |
| 17 | October , 1998. |
| 18 19 | DOROTHY H. WILKEN, CLERK UNITY COMMISSIONERS Board of County Commissioners By DEPUTY CLERK PALM BEACH COUNTY, FLORIDA, BY ITS COMMISSIONERS |
| 20 | Cheirman Cheirman |
| 21 22 | APPROVED AS TO FORM AND |
| 23 | LEGAL SUFFICIENCY |
| 24 25 | By: County Attorney |
| 26 | EFFECTIVE DATE: Filed with the Department of State on the 28th |
| 27 | day of <u>october</u> , 199 <u>8</u> , at <u>N/A</u> .m. |
| | |
| | |

Section 13. Severability.

1

ORDINANCE NO. 98 - 51

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 |