

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: December 5, 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 \$28,414 for the full satisfaction of a code enforcement lien entered against Anworth Properties, Inc. on July 1, 2015.

Summary: The Code Enforcement Special Magistrate (CESM) issued an order on March 4, 2015 for the property owned by Anworth Properties, Inc., giving them until May 3, 2015 to bring their property located at 7880 Griswold Street, Lake Worth, FL into full code compliance. The violation was for interior renovations, drywall replacement, and electrical work without obtaining a building permit. Compliance with the CESM's order was not achieved and a fine of \$50 per day was imposed. The CESM executed an order imposing a code lien against Anworth Properties, Inc. on July 1, 2015.

The Code Enforcement Division (Code Enforcement) issued an affidavit of compliance for the property on June 23, 2023, which reflected that the violations were corrected as of February 10, 2023. The total fine amount on September 21, 2023 was \$142,069.84, the date on which settlement discussions began. Anworth Properties, Inc. has agreed to pay Palm Beach County \$28,414 (20%) for full settlement of their outstanding code enforcement lien. **District 7 (SF)**

Background and Justification: Anworth Properties Inc. acquired the property in May of 2014 at a foreclosure sale. Three months later, Code Enforcement received a complaint and investigated the property. Unpermitted work was being performed on the premises. Code Enforcement made five visits and inspections to the property between 2014 and 2020. The owner of the company contacted Code Enforcement on numerous occasions to get insight on how to bring the property into compliance. However, compliance was not achieved. The company owns 66 other properties within Palm Beach County to which this lien is cross-attached. Anworth Properties, Inc. is in the process of selling some of their properties. Their legal representative contacted the Office of Financial Management and Budget on September 21, 2023 to discuss the settlement of the lien.

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

Attachments: None

Recommended by:  11/13/2023
Department Director Date

Approved by:  11/22/23
County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2024	2025	2026	2027	2028
Capital Expenditures					
Operating Costs					
External Revenues	(28,414)				
Program Income (County)					
In-Kind Match(County)					
NET FISCAL IMPACT	(28,414)				
#ADDITIONAL FTE					
POSITIONS (CUMULATIVE)					

Is item included in Current Budget? Yes No
 Is this item using Federal Funds? Yes No
 Is this item using State 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:

Signature 11/14/23
 OFMB 11/14/23
 11/18/23

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)