

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: February 6, 2024

- Consent Regular
- Workshop Public Hearing

Department: Office of Financial Management & Budget (OFMB)

Submitted By: Office of Financial Management and Budget (OFMB)

I. EXECUTIVE BRIEF

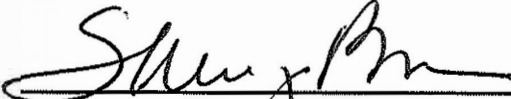
Motion and Title: Staff recommends motion to approve on preliminary reading and advertise for Public Hearing on March 12, 2024 at 9:30 a.m.: an Ordinance of the Board of County Commissioners of Palm Beach County, Florida, amending Ordinance No. 90-16, as amended, the "Surplus Property Ordinance", by amending Section 7 - Recordation and Inventory of Certain Property by increasing the capitalization level for tangible personal property assets from \$1,000 to \$5,000; providing for the repeal of laws in conflict; providing for severability; providing for inclusion in the Code of Laws and Ordinances; and providing for an effective date.

Summary: Section 274.02, Florida Statutes provides that the County shall establish the requirements for the recording of property and for the periodic review of property for inventory purposes. Currently, the Surplus Property Ordinance provides that tangible personal property, the value of which is \$1,000 or more and the normal expected life of which is one (1) year or more, shall be marked, recorded and inventoried. Staff recommends increasing the threshold for marking, recording, and tagging inventory to \$5,000, which is consistent with the State's policy as applied to tangible personal property capitalization. Countywide (DB)

Background and Policy Issues: Florida Administrative Rule 69I-72.007 provides that, for statewide financial reporting purposes, all tangible personal property with a value or cost of \$5,000 or more and having a projected useful life of one year or more must be capitalized. Staff seeks to amend the Surplus Property Ordinance to align the County's policy with that of the State. The County's current inventory of capitalized tangible personal property consists of approximately 40,000 assets.

Attachments:

- 1. Proposed amendment to the Surplus Property Ordinance.

Recommended by:  1/9/2024
 Department Director Date

Approved by:  1/17/24
 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					
Program Income (County)					
In-Kind Match(County)					
NET FISCAL IMPACT					
#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 __ Department __ Unit __ Object __

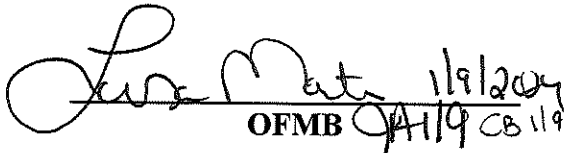
B. Recommended Sources of Funds/Summary of Fiscal Impact:

There is no fiscal impact to this agenda item. If there is a change to the fiscal impact, a new agenda item will be presented to the Board.

C. Departmental Fiscal Review:

III. REVIEW COMMENTS

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


 OFMB 1/19/24 CB 119

N/A

 Contract Dev. and Control

B. Legal Sufficiency:


 Assistant County Attorney

C. Other Department Review:

N/A

 Department Director

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING ORDINANCE NO. 90-16, AS AMENDED, THE "SURPLUS PROPERTY ORDINANCE", BY AMENDING SECTION 7 - RECORDATION AND INVENTORY OF CERTAIN PROPERTY BY INCREASING THE CAPITALIZATION LEVEL FOR TANGIBLE PERSONAL PROPERTY ASSETS FROM \$1,000 TO \$5,000; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissions of Palm Beach County, Florida, adopted Ordinance No. 90-16, as amended, the "Surplus Property Ordinance," which authorizes the disposal and retirement of surplus property; and

WHEREAS, Florida Administrative Rule 69I-72.007 provides that, for statewide financial reporting purposes, all tangible personal property with a value or cost of \$5,000 or more and having a projected useful life of one year or more must be capitalized; and

WHEREAS, currently, the Surplus Property Ordinance requires the marking, recording, and inventorying of all tangible personal property the value of which is \$1,000 or more; and

WHEREAS, the County intends to amend the Surplus Property Ordinance to align the County's policy with that of the State, by increasing the capitalization threshold for tangible personal property assets from \$1,000 to \$5,000.

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

SECTION 1. AMENDMENT TO THE SURPLUS PROPERTY ORDINANCE

Section 7 of the Surplus Property Ordinance, as amended, is hereby further amended as follows:

SECTION 7. RECORDATION AND INVENTORY OF CERTAIN PROPERTY

Tangible Personal Property, the value of which is ~~\$1,000~~ \$5,000 or more and the normal expected life of which is one (1) year or more, shall be marked, recorded and inventoried in accordance with the requirements of Section 274.02, Florida Statutes.

SECTION 2. REPEAL OF LAWS IN CONFLICT

All local laws and ordinances or parts of such ordinance applying to the unincorporated area of Palm Beach County in conflict with any provisions of this ordinance are hereby repealed to the extent of the conflict.

SECTION 3. SEVERABILITY

If any section, paragraph, sentence, clause, phrase or word of this Ordinance is for any reason held by a court of competent jurisdiction to be unconstitutional, inoperative or void, such holding shall not affect the remainder of this Ordinance.

1 **SECTION 4. INCLUSION IN THE CODE OF LAWS AND ORDINANCES**

2 The provisions of this Ordinance shall become and be made a part of the Code of Laws and
3 Ordinances of Palm Beach County, Florida. The sections of the Ordinance may be renumbered or
4 relettered to accomplish such, and the word “ordinance” may be changed to “section”, “article”, or
5 any other appropriate word.

6
7 **SECTION 5. EFFECTIVE DATE**

8 The provisions of this Ordinance shall become effective upon filing with the Department of
9 State.

10
11 **APPROVED AND ADOPTED** by the Board of County Commissioners of Palm Beach
12 County, Florida, on the day of , 2024.

13
14 JOSEPH ABRUZZO PALM BEACH COUNTY, FLORIDA
15 CLERK OF THE BY ITS BOARD OF COUNTY
16 CIRCUIT COURT & COMPTROLER COMMISSIONERS
17
18

19 By: _____ By: _____
20 Deputy Clerk Maria Sachs, Mayor

21
22
23 APPROVED AS FOR FORM AND
24 LEGAL SUFFICIENCY
25

26
27 By: _____
28 County Attorney

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30 **EFFECTIVE DATE:** Filed with the Department of State on the day of , 2024.