

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: May 14, 2024

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 \$10,928 for the full satisfaction of a code enforcement lien entered against Soraida G. Ortiz on May 2, 2018.

Summary: On December 6, 2017, a Code Enforcement Special Magistrate (CESM) issued an order giving Soraida G. Ortiz until March 6, 2018 to bring her property located at 812 Beech Road, West Palm Beach into full code compliance. Violations imposed against the property were for an unlicensed vehicle, open storage of trash and debris, installation of a wooden fence without a permit, and windows in disrepair. Compliance with the CESM’s order was not timely achieved, and a fine of \$50 per day was imposed. The CESM executed an order imposing a code lien against Mrs. Ortiz on May 2, 2018.

The Code Enforcement Division (Code Enforcement) issued an affidavit of compliance for the property on February 28, 2024. Settlement discussions began on March 8, 2024, when the total accrued fines amounted to \$109,274.30. Mr. Nelson Moscoso, the real estate representative for Mrs. Ortiz, has agreed to pay Palm Beach County \$10,928 (10%) for full settlement of the outstanding code enforcement lien. **District 2** (SF).

Background and Justification: Mrs. Ortiz purchased the property in April 2002. She stated her ex-husband kept a lot of materials and debris in the yard that gave rise to the violations. Code Enforcement made eight site inspections to help resolve the violations. Although Mrs. Ortiz was aware of the violations, she did not realize the fines accrued daily. She previously applied for a fence permit but did not follow up with Code Enforcement to close it out. She is in the process of selling the property and has agreed to pay Palm Beach County \$10,928 to settle the lien. 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: Sheny Brown 4/11/2024
Department Director Date

Approved by: W. Baker 4/18/24
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	(10,928)				
Program Income (County)					
In-Kind Match (County)					
NET FISCAL IMPACT	(10,928)				
#ADDITIONAL FTE POSITIONS (CUMULATIVE)					

Is Item Included In Current Budget? Yes No
 Does this item include the use of 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:

Lisa Mader 4/12/2024
 4/11/24 OFMB MD4/12
WJ 4/10/24

 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)