

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: November 5, 2024 Consent [X] Regular []
Public Hearing []

Department: Water Utilities Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: the application of an administrative credit and refund in the amount of \$2,127.49 to the account of Jennie Carter (Customer) located at 904 Fairview Street (Property) due to unusual and extenuating circumstances.

Summary: In accordance with Section 2.1.6 of the Palm Beach County Water Utilities (PBCWUD) Uniform Policies and Procedures Manual (UPAP), upon activation of a service account, PBCWUD charges monthly base facility fees to recover the ongoing expenses necessary to maintain service availability to a property. These base facility fees are charged regardless of whether any consumption occurs. The prior service account at the Property was opened in 1995. In 2006, a tragic event occurred at the Property, resulting in the deaths of the Customer's children and ex-husband, and a fire which destroyed the dwelling located at the Property. As part of ongoing divorce proceedings, Customer assumed ownership of the Property in 2008, and the dwelling located at the Property was demolished in 2009. Bills for the Property were forwarded to another address per a United States Postal Service address change notification. Base facility fees continued to accrue on the Property until 2023. In 2023, based on a PBCWUD account audit, and based on an update of Property ownership by the Palm Beach County Property Appraiser, the transfer in Property ownership to Customer was discovered, and, per Section 2.2.2 of the UPAP, a new account was opened in Customer's name and the accrued base facility fees were applied to the Customer's account. Customer thereafter requested that PBCWUD waive the late charges and accrued base facility fees on the Property. PBCWUD waived late fees due to questions as to notice of accrued charges to Customer, but did not waive accrued base facility fees based on Section 2.1.6 of the UPAP. Customer appealed this decision to PBCWUD's Administrative Hearing Board, which, based on its limited authority to modify PBCWUD fees and charges, denied the appeal, but offered a payment plan to the Customer, who has since paid the amount in full. In accordance with Section 2.2.22 of the UPAP, administrative credits may be applied to PBCWUD accounts due to unusual and extenuating circumstances. Based on the events leading to the change in ownership of the Property and possible notice issues to the Customer, there are unusual and extenuating circumstances, and an administrative credit may be applied in accordance with UPAP. District 3 (MWJ)

Background and Justification: Section 2.2.22 of the UPAP allows for the application of an administrative credit to an account based on unusual and extenuating circumstances. Based on the events leading to the change in ownership of the Property and possible notice issues to the Customer, there are unusual and extenuating circumstances, and an administrative credit may be applied in accordance with UPAP.

Attachments:

- 1. Property Appraiser Detail Information

Recommended By: Ali Bayat Department Director Date: 10/24/24

Approved By: [Signature] Assistant County Administrator Date: 10/31/24

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2025	2026	2027	2028	2029
Capital Expenditures	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Operating Costs	<u>\$2,128</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
External Revenues	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Program Income (County)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
In-Kind Match County	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
NET FISCAL IMPACT	<u>2,128</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

Budget Account No.: Fund 4001 Dept 720 Unit 1110 Object 4901

Is Item Included in Current Budget? Yes X No

Is this item using Federal Funds? Yes No X

Is this item using State Funds? Yes No X

Reporting Category N/A

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

Base facility fees were paid by the Customer the credit will be refunded from collected customer fees.

C. Department Fiscal Review: by LA for ER

III. REVIEW COMMENTS

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

<p><u>Marc Gregg</u> 10/25/24 OFMB JA 10/25 MD 10/25</p>	<p><u>Brenda Sparks</u> 10/25/24 Contract Development and Control</p>
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B. Legal Sufficiency:

[Signature] 10/29/24
Assistant County Attorney

C. Other Department Review:

Department Director

ATTACHMENT 1

THURSDAY Apr 18 2024 09:45 AM

AA302FLP6C8.RDF



**PALM BEACH COUNTY PROPERTY APPRAISER
PROPERTY INFORMATION CARD**

Tax Year: 2022

Parcel ID: 00-42-44-25-07-000-0060
Owner: CAMACHO TONY EST

Use Code: 0000
Agricultural Use:
Rq/Tw/Sc: 42/44/25
Map ID:

Subdivision:
Condo Type:
Vac/impr: IMPROVED
Sale Date: 04/08/08
Sale Amt: 0
Book: 22558
Page: 1792
Inst Type: FJ
Qual Cd:

Address: 517 S E ST

LAKE WORTH BEACH FL 33460-431

Tax Dist: 00203
2022 Final
Millage Rate: 16.838100

Short Legal Description:

FAIRVIEW LT 6

Certificate #:
Petition #:
Yr Added: 1980
Acres (Deeded): .2519
SQFT (Deeded): 10972
NAV Acres:
Assoc:
Cra/Date:
Notes: Y
Route:
Zone:

Location Address:
904 FAIRVIEW ST

LAKE WORTH 33461

Code	Name	NAV Factor
001HAD	LAKE WORTH DRAINAGE DIST.	
001HAM	LAKE WORTH DRAINAGE DIST.	
00300	SOLID WASTE AUTHORITY	
SAMST	P B C ROAD IMPROV ASSESSMENT	

2022 Final Values		EXEMPTIONS					
		Description	Yrbeg	Excode	Amount	Exmpt Status	Applc Status
Land Market:	106,993	10% Cap Savings	2013	10CAP	\$ 80,241		
Imprv. Market:	0						
Total Market:	106,993						
Ag Use Value:	0						
Assessed Value:	26,752						
* Exemptions:	0						
* Total Value:	26,752						
Penalty:							
* Total Taxable:	26,752						

DISCLAIMER: THIS INFORMATION IS BELIEVED CORRECT BUT SUBJECT TO CHANGE AND IS NOT GUARANTEED.



PALM BEACH COUNTY PROPERTY APPRAISER
PROPERTY INFORMATION CARD

Tax Year: 2023

Parcel ID: 00-42-44-25-07-000-0060
 Owner: CARTER JENNIE

Use Code: 0000
 Agricultural Use:
 Rg/Tw/Sc: 42/44/25
 Map ID:
 Tax Dist: 00203
 2023 Final
 Millage Rate: 16.419600

Subdivision:
 Condo Type:
 Vac/impr: IMPROVED
 Sale Date: 04/08/08
 Sale Amt: 0
 Book: 22558
 Page: 1792
 Inst Type: EJ
 Qual Cd:

Address: 517 S E ST

LAKE WORTH BEACH FL 33460-431

Short Legal Description:

FAIRVIEW LT 6

Location Address:

904 FAIRVIEW ST

LAKE WORTH 33461

Certificate #:
 Petition #:
 Yr Added: 1980
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 Notes: Y
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Code	Name	NAV Factor
001HAD	LAKE WORTH DRAINAGE DIST.	
001HAM	LAKE WORTH DRAINAGE DIST.	
00300	SOLID WASTE AUTHORITY	
SAMST	P B C ROAD IMPROV ASSESSMENT	

2023 Final Values		EXEMPTIONS			Exmpt Applcmt	
		Description	Yrbeg	Excode	Amount	Status Status
Land Market:	98,472	10% Cap Savings	2013	10CAP	\$ 69,045	
Imprv. Market:	0					
Total Market:	98,472					
Ag Use Value:	0					
Assessed Value:	29,427					
* Exemptions:	0					
* Total Value:	29,427					
Penalty:						
* Total Taxable:	29,427					

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