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RESOLUTION NO. R2023-30

**A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL
COMPROMISING A LIEN ASSOCIATED WITH A CODE
COMPLIANCE ACTIONS NOH-18-5668, NOH-18-2817, NOH-
18-2015, AND NOH-18-670 FOR 14082 WELLINGTON
TRACE, PURSUANT TO SECTION 2-199 OF THE CODE OF
ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Section 2-199 of the Wellington Code of Ordinances provides a lien arising from a fine imposed pursuant to this article runs in favor of the Village Council, and the Village Council may execute a satisfaction or release of lien entered pursuant to this article; and

WHEREAS, the Wellington Special Magistrate entered an Order Imposing Penalty/Lien on May 16, 2019, December 13, 2018, March 21, 2019, and April 19, 20219 for violations of Wellington's Codes and Ordinances at the property located at 14082 Wellington Trace; and

WHEREAS, the code compliance liens were filed with the Palm Beach County Clerk and Comptroller Office. Violations associated with the code compliance action were corrected; and

WHEREAS, Property owner, Expanding Enterprise, LLC, submitted a reduction application seeking a reduction of the liens associated with several 2018 code compliance actions; and

WHEREAS, Property owner, submitted a settlement offer of \$5,000.00 due within 30 days.

NOW THEREFORE BE IT RESOLVED BY WELLINGTON, FLORIDA'S COUNCIL THAT:

SECTION 1. The above recitals are hereby affirmed and ratified as being true and correct.

SECTION 2. This Agreement to Compromise the Lien is made and entered between the Village of Wellington Council and Expanding Enterprise, LLC (collectively the "Parties").

SECTION 3. Lien is reduced to the sum of \$5,000.00, (the "Settlement Sum"). The Settlement Sum is now due to Wellington, provided that payment is received by Wellington no later than 30 days of the date of this agreement.

SECTION 4. Nothing contained in this agreement impacts the Lien, which

1 remains in full force and effect until satisfied or released.

2
3 **SECTION 5.** If the Settlement Sum is paid in full no later than 30 days from
4 the date of this Agreement, Wellington will execute and record a satisfaction or
5 release of lien.

6
7 **SECTION 6.** If the Settlement Sum is not paid in full 30 days from the date of
8 this Resolution, the full liens in the amount of \$297,400.00 plus \$177.82 in fees shall
9 continue to be due. No additional requests to compromise the lien shall be permitted.

10
11 **SECTION 7.** This Resolution shall be effective immediately upon adoption.

12
13 **PASSED AND ADOPTED** this _____

14
15 **ATTEST:**

WELLINGTON

16
17 BY: _____
18 Chevelle Addie, Wellington Clerk

By: _____
Anne Gerwig, Mayor

19
20
21 **APPROVED AS TO FORM AND**
22 **LEGAL SUFFICIENCY**

23
24 BY: _____
25 Laurie Cohen, Village Attorney