



**TO:** Honorable Mayor & Members of the  
Fort Lauderdale City Commission

**FROM:** Lee Feldman, ICMA-CM, City Manager

**DATE:** June 18, 2013

**TITLE:** Resolution adopting policy to deal with defaults on leases of public property

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**Recommendation**

It is recommended that the City Commission adopt a resolution approving a policy to deal with defaults on leases of public property.

**Background**

The filing of any legal action requires authorization by the City Commission. There is currently no policy in place relative to taking legal action for past due rental payments. Staff recommends adoption of a Resolution setting policy for the handling of delinquent lease payments, including a mechanism for authorizing filing of the appropriate legal actions against the delinquent lessees.

Conditions of the policy are as follows:

1. For leases in arrears 30 days, the Director of Parks and Recreation, responsible for overseeing the City's real estate function, will forward a letter to the lessee advising of a default and demanding payment within 15 days.
2. For leases in arrears 60 days, the City Manager will forward a letter to the lessee advising of a default, demanding payment within 15 days.
3. For leases in arrears 90 days or more, upon the recommendation of the City Manager, the City Attorney is authorized to file an action for eviction and/or other appropriate relief.

**Resource Impact**

There is no fiscal impact.

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