



**CITY OF FORT LAUDERDALE  
City Commission Agenda Memo  
REGULAR MEETING**

**#13-1291**

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

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

**DATE:** October 1, 2013

**TITLE:** Motion to approve lien settlement agreement for Militzok & Levy, P.A.,  
Code Enforcement Cases CE08040957 & CE08110911 – 729 W Las Olas  
Blvd

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**Recommendation**

It is recommended that City Commission consider the lien settlement agreement as provided in **Exhibit 1** and authorize the Mayor to execute on behalf of the City.

**Background**

At the Commission Conference Meeting on September 3, 2013, the City Commission discussed the lien settlement request from the buyer, Militzok & Levy, P.A., for relief on Code Enforcement cases CE08040957 & CE08110911. The property is located at 729 W. Las Olas Boulevard in the Sailboat Bend neighborhood.

Commission directed the buyer to comply code enforcement cases CE08040957 and CE08110911 bringing the building back to its original zoning – a multi-unit residential building and connecting to the city’s sewer system within 90 days following the sale of the property. Within 180 days from the date of the sale, all permits are issued for case CE08110911 that allows for adequate review and approval from the Historic Preservation Board (HPB) as any repair or alterations that affect the exterior of the building need to have HPB approval. Within 180 days from issuance of permits, full compliance is obtained by final inspections. The building on the property is vacant and the danger to life and safety is minimal.

The terms of the agreement are as follows: City of Fort Lauderdale shall receive payment for CE12081140, CE12081871, CE12120906, CE13011909, CE13060198 and CE13060201 totaling \$3,234.44. Within 180 days of sale, all permits obtained and final inspections completed. If OWNER/BUYER fails to comply with the requirements of the Lien Settlement Agreement, all liens shall remain in effect with no reduction in the lien amounts and fines shall continue to accrue at the daily rates previously set forth by the appropriate boards.

As of September 9, 2013 the total amount of liens associated with these two code

enforcement cases are \$110,750.00 that continues to accrue a daily fee until the code enforcement violations are complied.

Upon compliance, the City agrees to mitigate these liens.

Additionally, immediately upon the execution of the settlement agreement, the buyer agrees to reimburse the City of its cost in connection with six additional code enforcement cases that are considered “hard cost” as follows:**Error! Not a valid link.**

**Resource Impact**

Revenue will be placed in General Fund, Index #DSD040101, Sub Object #M103.

**DEPOSITED IN:**

FISCAL		SUB		SUB		SUBJECT		AMOUNT
YEAR	FUND	FUND	FUND NAME	INDEX #	INDEX NAME	OBJECT #	SUBJECT NAME	
2014	001	01	General Fund	DSD 040101	Community Inspections	M103	Code Enforcement Board Fines	\$3,234.44
							<b>TOTAL</b>	\$3,234.44

Attachment  
Exhibit 1 – Signed Lien Settlement Agreement

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Prepared By: Jeri Pryor, Administrative Assistant II

Department Director: Greg Brewton, Sustainable Development