
RESOLUTION NO. 17-29

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE CITY ATTORNEY OR THE CITY ATTORNEY'S DESIGNEE TO INITIATE CIVIL ACTIONS TO FORECLOSE CODE ENFORCEMENT AND OTHER MUNICIPAL LIENS, TO BID ON THE FORECLOSED PROPERTIES AT FORECLOSURE SALES, AND TO SEEK DEFICIENCY JUDGMENTS AS DEEMED APPROPRIATE BY THE CITY ATTORNEY.

WHEREAS, code enforcement and other municipal liens imposed pursuant to Chapter 159, Florida Statutes, Chapter 162, Florida Statutes, Chapter 170, Florida Statutes, Chapter 190, Florida Statutes, Chapter 11, Code of Ordinances of the City of Fort Lauderdale, Florida, and Chapter 18, Code of Ordinances of the City of Fort Lauderdale, Florida, run in favor of the City of Fort Lauderdale; and

WHEREAS, pursuant to Chapter 159, Chapter 162, and Chapter 173, Florida Statutes, the City of Fort Lauderdale has the authority to foreclose on said code enforcement and other municipal liens;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That the City Manager's Office shall develop procedures necessary to document and refer properties located in the City of Fort Lauderdale having the following characteristics to the City Attorney's Office for consideration of foreclosure:

- The property is non-homestead property; and
- Code violations persist and no recent efforts have been made for the property to be brought into compliance; and
- Liens exceeding \$7,500.00 were recorded against the property more than three months before referral to the City Attorney's Office

SECTION 2. That the City Attorney's Office will review the documentation provided by the City Manager's Office regarding the referred properties to determine whether the City would have a meritorious foreclosure claim.

SECTION 3. That the City Commission authorizes the City Attorney or the City Attorney's designee to initiate civil actions to foreclose code enforcement and other municipal liens.


SECTION 4. That the City Commission authorizes the City Attorney or the City Attorney's designee to bid on the subject properties at public foreclosure sales up to the amount of the City's liens or the value of the property.

SECTION 5. That the City Commission authorizes the City Attorney or the City Attorney's designee to seek deficiency judgments as deemed appropriate by the City Attorney.

SECTION 6. That the City Commission authorizes the City Attorney to approve costs associated with the foreclosure actions.


SECTION 7. That this Resolution shall become effective immediately upon its adoption.

ADOPTED this the 21st day of February, 2017.



Mayor
JOHN P. "JACK" SEILER

ATTEST:



City Clerk
JEFFREY A. MODARELLI