



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

#17-0973

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

FROM: Lee R. Feldman, ICMA-CM, City Manager

DATE: August 22, 2017

TITLE: An Ordinance Creating a Risk Management Committee and Adjusting the
Parameters for Settlement of Claims; Providing Parameters for the
Settlement of Forfeitures and Foreclosure Proceedings; and, Providing
Authority in Class Action Proceedings and Bankruptcy Proceedings

Recommendation

It is recommended that the City Commission adopt an ordinance creating a Risk Management Committee, adjusting and expanding the parameters for the settlement of claims, providing for the settlement of forfeiture proceedings under the Florida Contraband Forfeiture Act and foreclosure proceedings, and provide for the City Manager's authority in class action proceedings and bankruptcy proceedings.

Background

Under the current ordinance (Section 2-151 of the Code of Ordinances of the City of Fort Lauderdale), the Risk Manager can settle claims that do not exceed \$1,000; the Finance Director and Risk Manager can jointly settle claims between \$1,000 and \$3,000; the Risk Manager, the Finance Director, the City Attorney and the City Manager can jointly settle claims between \$3,000 and \$20,000; and, any claim in excess of \$20,000 must be presented to the City Commission for Settlement.

This ordinance will create a Risk Management Committee composed of one member of the City Commission (who will serve as chair), the City manager (who will serve as vice-chair) and the Risk Manager (who shall serve as Secretary). The City Attorney shall be the advisor to the Committee. Authority for settlement of claims shall be as follows:

- Claims not exceeding \$10,000 – Risk Manager;
- Claims of \$10,000 or more but not exceeding \$50,000 – City Manager and City Attorney, jointly;
- Claims of \$50,000 or more but not exceeding \$100,000 – Risk Management Committee; and,
- Claims of \$100,000 or more – City Commission.

Additionally, the ordinance provides for the authority to settle proceedings under Florida Contraband Forfeiture Act and foreclosure proceedings. The City Manager will have the delegated authority to opt in and out of class action proceedings and the authority to decline submission of proofs of claim in bankruptcy proceedings.

Resource Impact

There is no financial impact associated with the adoption of this ordinance.

Strategic Connections

This item is a *Press Play Fort Lauderdale Strategic Plan 2018* initiative, included within the Internal Support Cylinder of Excellence, specifically advancing:

- Goal 12: Be a leading government organization, managing our resources wisely and sustainably.
- Objective 1: Ensure sound fiscal management.

This item advances the *Fast Forward Fort Lauderdale 2035 Vision Plan: We Are United*.

Attachment

Exhibit 1 – Proposed Ordinance

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Department Director: Lee R. Feldman, ICMA-CM, City Manager