

RESOLUTION NO. 23R-02-59

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE AMNESTY LIEN REDUCTION PROGRAM TO PROVIDE RESIDENTIAL AND COMMERCIAL PROPERTY OWNERS WITH AN ALTERNATIVE FOR SIGNIFICANT LIEN REDUCTION ONCE ALL VIOLATIONS ARE BROUGHT INTO COMPLIANCE FOR A LIMITED DURATION THROUGH SEPTEMBER 30, 2023; PROVIDING TERMS AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH)

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA:

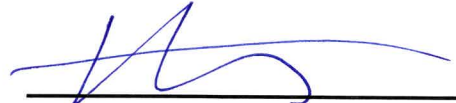
Section 1. The Amnesty Lien Reduction Program that is being offered for a limited duration to provide residential and commercial property owners with an alternative for significant lien reduction once all violations are brought into compliance to run through September 30, 2023, a copy of which is attached hereto and incorporated herein, is hereby approved.

Section 2. The City Manager, or other appropriate city officials, are authorized to execute all necessary documents to effectuate the intent of this Resolution.

Section 3. This Resolution shall take effect immediately upon its passage.

DATED this 27 day of February, 2023.

PASSED AND ADOPTED on first reading this 27 day of February, 2023.



PRESIDING OFFICER

ATTEST:



CITY CLERK

MOTION	<u>L. Martin</u>
SECOND	<u>D. Grant</u>
M. DUNN	<u>Yes</u>
D. GRANT	<u>Yes</u>
L. MARTIN	<u>Yes</u>
S. MARTIN	<u>Yes</u>
K. THURSTON	<u>Yes</u>

Approved as to Form



Angel Petti Rosenberg
City Attorney



City of Lauderhill

City Commission
Chambers at City Hall
5581 W. Oakland Park
Blvd.
Lauderhill, FL, 33313
www.lauderhill-fl.gov

File Details

File Number: 23R-4991

File ID: 23R-4991	Type: Resolution	Status: Agenda Ready
Version: 1	Reference:	In Control: City Commission Meeting
		File Created: 02/16/2023
File Name: Amnesty Lien Reduction Program		Final Action:

Title: RESOLUTION NO. 23R-02-59: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE AMNESTY LIEN REDUCTION PROGRAM TO PROVIDE RESIDENTIAL AND COMMERCIAL PROPERTY OWNERS WITH AN ALTERNATIVE FOR SIGNIFICANT LIEN REDUCTION ONCE ALL VIOLATIONS ARE BROUGHT INTO COMPLIANCE FOR A LIMITED DURATION THROUGH SEPTEMBER 30, 2023; PROVIDING TERMS AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Notes:

Sponsors:

Enactment Date:

Attachments: RES-23R-02-59-Approve-Lien Amnesty Program.pdf,
Lien Amnesty Reduction Program-APR redlined.pdf

Enactment Number:

Contact:

Hearing Date:

* **Drafter:** apetti@lauderdale-fl.gov

Effective Date:

Related Files:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
---------------	--------------	-------	---------	----------	-----------	-----------------	---------

Text of Legislative File 23R-4991

RESOLUTION NO. 23R-02-59: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE AMNESTY LIEN REDUCTION PROGRAM TO PROVIDE RESIDENTIAL AND COMMERCIAL PROPERTY OWNERS WITH AN ALTERNATIVE FOR SIGNIFICANT LIEN REDUCTION ONCE ALL VIOLATIONS ARE BROUGHT INTO COMPLIANCE FOR A LIMITED DURATION THROUGH SEPTEMBER 30, 2023; PROVIDING TERMS AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).

Request Action:

Approve an Amnesty Lien Reduction program which will be offered for a limited time through September 30, 2023.

Need:

To provide residential and commercial business owners with an alternative for significant lien reduction for a short-term amnesty period to attempt to resolve numerous running liens on record. To encourage compliance of violations and mitigation at a reduced rate.

Summary Explanation/ Background:

The City has a large number of outstanding liens that exist on properties throughout the city. The city has started a campaign to notify all owners of outstanding liens in an attempt to ensure that owners are aware of pending liens and offer an opportunity for them to clear title to their properties. Many individuals have indicated they were not aware of the accruing liens and would like the opportunity to resolve the liens and have them release in exchange for a reasonable mitigated amount. The amnesty lien reduction program is a limited time offer to allow property owners who have brought all violations into compliance to be able to benefit from even further reduced mitigation of liens from the date of adoption through until September 30, 2023. This will help to clear voluminous liens that have accumulated on the books, many of which sit for years until a property is either sold, refinanced, or foreclosed upon.

Attachments:

Amnesty Lien Reduction Program

Cost Summary/ Fiscal Impact:

Include projected cost, approved budget amount and account number, source of funds, and any future funding requirements

Estimated Time for Presentation:

Master Plan:

Goal 1: Clean, Green Sustainable Environment

- ☐ Increase mass transit ridership ☐ Reduce City energy consumption
- ☐ Reduce water consumption

Goal 2: Safe and Secure City of Lauderdale

- ☐ Crime in lower 50% in Broward ☐ Residents feel safe in neighborhood
- ☐ Reduce emergency fatalities

Goal 3: Open Spaces and Active Lifestyle for all ages

- ☐ Increase participation in youth sports ☐ Add new park land and amenities
- ☐ Increase attendance at cultural programs and classes

Goal 4: Growing Local Economy, Employment and Quality of Commercial Areas

- ☐ Increase commercial tax base ☐ Increase employment in Lauderdale businesses
- ☐ Decrease noxious and blighted uses in commercial areas

Goal 5: Quality Housing at all Price Ranges and Attractive Communities

- ☐ Neighborhood signs and active HOAs ☐ Housing & streets improved, litter reduced

☐ Increase proportion of single family homes and owner occupied housing

Goal 6: Efficient and Effective City Government, Customer Focused & Values Diversity

☐ Improves City efficiency ☐ Increase use of Information Technology

☐ Increases residents perception of Lauderhill as an excellent place to live

City of Lauderhill Lien Reduction Amnesty Program

The City of Lauderhill has determined that a Lien Reduction Amnesty Program would be a benefit to residential and commercial property owners in the City of Lauderhill. The limited time Lien Reduction Amnesty Program will offer eligible participants an opportunity to reduce any Code Enforcement Liens through a settlement with the City of Lauderhill. If all eligibility criteria are met, the code liens will be reduced to between One and Two and One-half percent (1% -2.5%) of the lien total value, plus administrative fees.

Unpaid hard costs and out-of-pocket invoices are not eligible for reduction. These include, but are not limited to, nuisance abatement and cost recovery fees (clean and mows, board-ups, etc.) which will *not* be reduced under this amnesty program and must be paid in full.

LIMITED PROGRAM DURATION: Date of passage through September 30, 2023.

ELIGIBILITY CRITERIA:

- The amnesty program is offered to property owners who have brought all violations into compliance with all City of Lauderhill Code of Ordinances and Land Development Regulations.
- Property owner(s) or legal designee(s) must schedule a compliance inspection with the City of Lauderhill Code Compliance Division to determine subject property's eligibility to participate in the Code Enforcement Lien Reduction Amnesty Program.
- The full amount of any outstanding nuisance abatement or cost recovery fees on the subject property will be added to the approved amnesty lien reduction balance amount and the total must be paid in full.

TERMS OF THE AMNESTY PROGRAM:

- Eligible program participants include residential and commercial property owners.
- Applicable Fees:
 - A non-refundable application fee of One Hundred and Fifty dollars (\$150.00).
 - Residential (Homesteaded Property) lien mitigation amount of One percent (1%).
 - Residential (Non-Homesteaded) and Commercial Property lien mitigation amount of Two and One-half percent (2.5%). With an income qualifier exception available based upon federal income guidelines for homestead residential property owners only.
 - 100 percent of all Nuisance Abatement and Cost Recovery Fees.
 - Lien Release Administrative Fee (\$165.00).
- Must have current COU, if applicable, and be in compliance with all Code, LDR, and Building Regulations.
- Failure to completely pay the entire lien reduction amnesty amount in full within 60 days of the written amnesty lien reduction approval, shall automatically cause the fine or lien amounts to revert back to the original full amount due plus interest.
- Upon completion of the amnesty program and once payment in full has cleared, the City of Lauderhill will record a Release of Lien for each outstanding fine or lien settled during this amnesty program.
- If the property is determined ineligible, the applicant may reapply. However, they will be required to submit an additional non-refundable One Hundred and Fifty dollar (\$150.00) application fee.

Please contact the Code Enforcement department, at 954-730-3070 or mitigations@lauderhill-fl.gov, to determine eligibility or to discuss any outstanding code enforcement fine(s) and/or lien(s); and to the start Lien Reduction Amnesty Process.