

**RESOLUTION NO. R-2012-106**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING AN "ADMINISTRATIVE FORECLOSURE PROGRAM"; FURTHER AUTHORIZING THE CITY ATTORNEY TO TAKE ANY ACTION IN LAW OR EQUITY TO COLLECT ON MUNICIPAL LIENS AND SPECIAL ASSESSMENTS, INCLUDING BUT NOT LIMITED TO, FORECLOSURE LITIGATION; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.**

**WHEREAS**, the City of North Miami ("City") has accumulated numerous code enforcement liens and special assessments on the properties listed in the reports attached hereto as Exhibits "A thru C"; and

**WHEREAS**, many of these liens are attached to non-homesteaded properties as well as commercial properties; and

**WHEREAS**, City Administration is desirous of implementing an Administrative Foreclosure Program ("Program") whereby the City Attorney will pursue foreclosure of municipal liens and special assessments attached to properties which are non-homestead and eligible for foreclosure; and

**WHEREAS**, an Administrative Foreclosure Program will assist in getting unabated code violations resolved as well as collecting monies owed to the City; and

**WHEREAS**, in administering the Program, City Administration will analyze and determine which liens are eligible and should be pursued to foreclosure; and

**WHEREAS**, the Mayor and City Council desire to authorize the City Attorney to take any and all steps necessary to proceed with the implementation of an Administrative Foreclosure Program.

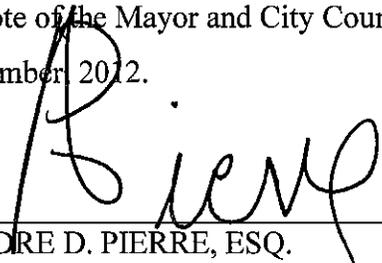
**NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:**

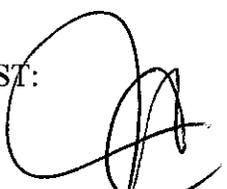
**Section 1. Adoption of Administrative Foreclosure Program.** The Mayor and City Council of the City of North Miami, Florida, hereby authorize the adoption of an Administrative Foreclosure Program.

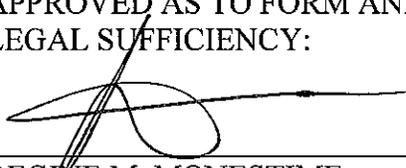
**Section 2. Authorization to City Attorney.** The Mayor and City Council of the City of North Miami, Florida, hereby authorize the City Attorney to take any action in law or equity to collect on municipal liens and special assessments, including but not limited to, foreclosure litigation against the eligible properties listed on Exhibits "A thru C" to be updated bi-annually without further action necessary from the Mayor and City Council.

**Section 3. Effective Date.** This Resolution shall become effective immediately upon adoption.

**PASSED AND ADOPTED** by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 11 day of September, 2012.

  
\_\_\_\_\_  
ANDRE D. PIERRE, ESQ.  
MAYOR

ATTEST:   
\_\_\_\_\_  
MICHAEL A. ETIENNE, ESQ.  
CITY CLERK

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:  
  
\_\_\_\_\_  
REGINE M. MONESTIME  
CITY ATTORNEY

SPONSORED BY: CITY ATTORNEY

Moved by: Councilman Marcellus

Seconded by: Vice Mayor Steril

**Vote:**

Mayor Andre D. Pierre, Esq.	<u>X</u>	(Yes)	_____	(No)
Vice Mayor Marie Erlande Steril	<u>X</u>	(Yes)	_____	(No)
Councilperson Michael R. Blynn, Esq.	<u>X</u>	(Yes)	_____	(No)
Councilperson Scott Galvin	<u>X</u>	(Yes)	_____	(No)
Councilperson Jean R. Marcellus	<u>X</u>	(Yes)	_____	(No)