

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND APPOINTING TWO SPECIAL MAGISTRATES PURSUANT TO CHAPTER 36 OF THE CITY OF HOLLYWOOD CODE OF ORDINANCES AND AUTHORIZING THE EXECUTION OF RETAINER AGREEMENTS WITH THE TWO SPECIAL MAGISTRATES FOR AN ESTIMATED ANNUAL EXPENDITURE OF \$18,000.00.

WHEREAS, the Department of Development Services, Code Compliance Division, desires to appoint two Special Magistrates to serve the City; and

WHEREAS, Chapter 162, Florida Statutes, authorizes the City to adopt a code enforcement system that gives Special Magistrates designated by the City Commission the authority to hold hearings and assess fines against violators of the City's codes and ordinances; and

WHEREAS, the duties of the Special Magistrate shall include, without limitation, code enforcement hearings and vehicle impoundment hearings; and

WHEREAS, Chapter 36.10 of the City Code of Ordinances authorizes the City Commission to appoint a Special Magistrate or Special Magistrates who shall hold their positions at the pleasure of and be compensated as provided by the City Commission; and

WHEREAS, Special Magistrates must be members in good standing of the Florida Bar, experienced in administrative law and procedures; and

WHEREAS, a competitive process was followed by requesting informal quotes from nine firms, which resulted in two responses as follows:

- Thomas J. Ansbro, P.A.
- Judith E. Secher, Esq. ; and

WHEREAS, a Retainer Agreement has been executed with each respondent for a three year period, with the City's option to renew for two additional one year periods, in the annual amount of \$9,000.00 each; and

WHEREAS, the award is subject to the City's receipt and approval of all insurance certificates and endorsements required by the City's Risk Manager; and

WHEREAS, funding for these agreements is available in account number 001.220101.53900.531240.000000.000.000.

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

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That the following respondents shall serve as Special Magistrates, at the pleasure of the City Commission:

1. Thomas J. Ansbro, P.A.
2. Judith E. Secher, Esq.

Section 3: That it approves and authorizes the execution, by the appropriate City officials, of the attached agreement with Thomas J. Ansbro, P.A., together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form by the City Attorney.

Section 4: That it approves and authorizes the execution, by the appropriate City officials, of the attached agreement with Judith E. Secher, Esq., together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form by the City Attorney.

Section 5: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2023.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM:

DOUGLAS R. GONZALES
CITY ATTORNEY