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**RESOLUTION NO. R2019-24**

**A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL  
APPROVING THE APPOINTMENT OF SPECIAL  
MAGISTRATES, TO HEAR AND DECIDE CODE  
ENFORCEMENT CASES, PURSUANT TO SECTION 2-203  
OF THE CODE OF ORDINANCES; AND PROVIDING AN  
EFFECTIVE DATE.**

**WHEREAS**, Section 2-203 of the Wellington Code of Ordinances provides that the Wellington Council may appoint special magistrates to hear and decide cases involving code violations in the same manner and to the same extent as the Code Enforcement Board; and

**WHEREAS**, Ordinance No. 2012-18 established an eight (8) year term limit of four (4), two (2) year terms for the Special Magistrates, stated that the amendment was not to be applied retroactively to prior terms or by those special magistrates that were currently retained; and

**WHEREAS**, Resolution No. R2015-43 provides that prior to a term expiration, staff shall contact the Special Magistrate to ascertain if the Magistrate wishes to continue to serve. If a Special Magistrate responds that he/she will not continue to serve, has reached the term limit or is removed by the Village Council, a selection committee shall be formed; and

**WHEREAS**, it has been the Village's past practice that one of the three Special Magistrates principally reside and practice outside Wellington; and

**WHEREAS**, the current Special Magistrates have expressed an interest in continuing to serve and staff therefore recommends reappointment of Special Magistrates Michael Posner Esq. and Alan Zangen Esq. to serve a two year term effective June 1, 2018 and ending June 1, 2020 and Special Magistrate Rafael Suarez-Rivas Esq. to serve a two year term effective June 1, 2019 through June 1, 2021 at the hourly compensation rate of \$165.00; and

**NOW THEREFORE BE IT RESOLVED BY WELLINGTON, FLORIDA'S COUNCIL THAT:**

**SECTION 1.** The above recitals are hereby affirmed and ratified as being true and correct.

**SECTION 2.** The Wellington Council hereby appoints Special Magistrates Michael Posner Esq. and Alan Zangen Esq. to complete their two year terms ending June 1, 2020 and Special Magistrate Rafael Suarez-Rivas Esq. to serve a two year term effective June 1, 2019 through June 1, 2021 at the hourly compensation rate of \$165.00.

**SECTION 3.** This Resolution shall be effective immediately upon adoption.

**PASSED AND ADOPTED** this \_\_\_\_\_

**ATTEST:**

## WELLINGTON

BY: Chevelle D. Nubin, Village Clerk

By: \_\_\_\_\_  
Ann Gerwig, Mayor

**APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY**

BY: Laurie Cohen, Village Attorney