



**CITY OF FORT LAUDERDALE  
City Commission Agenda Memo  
REGULAR MEETING**

**#16-1445**

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

**FROM:** Cynthia A. Everett, City Attorney

**DATE:** November 15, 2016

**TITLE:** Consent Resolution approving reappointment of Code Enforcement  
Special Magistrates

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**Recommendation**

It is recommended that H. Mark Purdy, Esquire and Rose Anne Flynn, Esquire, be reappointed as Special Magistrates through May 15, 2017.

**Background**

Chapter 11 of the Code of Ordinances of the City of Fort Lauderdale was adopted to promote, protect and improve the health, safety and welfare of the citizens of Fort Lauderdale by the creation of a code enforcement system. The Code of Ordinances establishes the use of Special Magistrates for hearing cases involving violations of municipal codes.

Currently H. Mark Purdy, Esquire and Rose Anne Flynn, Esquire, serve as the Special Magistrates for the City and will continue to hear cases pursuant to the provisions of Chapter 11 of the code of Ordinance of the City of Fort Lauderdale.

The appointment is predicated on an internal review by the City Attorney's Office of the upcoming changes to the Special Magistrate workload and number of hearings. They have requested an increase in fees due to the increased case load and preparation time. Resolution No. 15-60 established the compensation rate at \$375.00 for each appearance. It is recommended that the compensation rate be increased to \$400.00 for each appearance for the first three hours plus \$150.00 per hour for each additional hour, with the increased fees becoming effective on passage of the Resolution.

**Resource Impact**

There is a fiscal impact to the General Fund in the amount of \$4,800 at the rate of \$400 for 12 Special Magistrate Hearings in FY 2017. Funding is budgeted and available per the table on the following page.

<i>Funds available as of November 10, 2016</i>					
ACCOUNT NUMBER	INDEX NAME (Program)	CHARACTER/ SUB-OBJECT NAME	AMENDED BUDGET (CHARACTER)	AVAILABLE BALANCE (CHARACTER)	AMOUNT
001-DSD040101- 3119	Community Inspections	Services & Materials/Legal Services	\$292,565	\$182,168	\$4,800
<b>TOTAL CONTRIBUTION ►</b>					<b>\$4,800</b>

### **Strategic Connections**

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

- **Goal 5:** Be a community of strong, beautiful, and healthy neighborhoods.
- **Objective 2:** Enhance the beauty, aesthetics and environmental quality of neighborhoods.
- **Initiative 4:** Implement findings from the Code Enforcement Process Improvement.

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

Attachments:

Exhibit 1 - Resolution

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Prepared by: Rhonda Montoya Hasan, Assistant City Attorney

Charter Officer: Cynthia A. Everett, City Attorney