

## RESOLUTION 25-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ST. LUCIE, FLORIDA APPROVING THE REAPPOINTMENT OF ONE (1) SPECIAL MAGISTRATE AND THE APPOINTMENT OF ONE (1) SPECIAL MAGISTRATE FOR THE TERM OF ONE (1) YEAR UPON RECOMMENDATION AND ADVICE OF THE CITY ATTORNEY; APPROVAL OF THE AGREEMENTS GOVERNING THOSE APPOINTMENTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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**WHEREAS**, the City Council of the City of Port St. Lucie, Florida (the “City”) pursuant to Chapter 162, Florida Statutes, adopted a code enforcement system that utilizes special magistrates who shall have all the powers and authority of a code enforcement board, per City Code of Ordinances, Article I, Section 37.01; and

**WHEREAS**, under the City Code of Ordinances, Article II, Section 37.04(a), the City Council shall appoint, by resolution, at least three (3) special magistrates per year; and

**WHEREAS**, City Code of Ordinances, Article II, Section 37.04(d), requires that each Special Magistrate shall serve a term of one year, may be appointed for consecutive one-year terms, and are subject to removal with or without cause, from their positions at any time by the City Council in its sole discretion; and

**WHEREAS**, pursuant to City Code of Ordinances, Article I, Section 37.01, the City Attorney has recommended to the City Manager the reappointment of Keith W. Davis, Esq. and the appointment of Kelly Rodriguez, Esq., to serve as Special Magistrates for the City; and

**WHEREAS**, the aforementioned Special Magistrates have each executed an agreement memorializing the Special Magistrates’ reappointment and appointment, respectively; and

**WHEREAS**, by this Resolution, the City Council approves the reappointment and appointment, respectively, of the Special Magistrates and approves the agreements memorializing the reappointment and appointment, respectively, of the Special Magistrates.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF PORT ST. LUCIE, FLORIDA:**

Section 1. Ratification of Recitals: The City Council of the City of Port St. Lucie, Florida hereby adopts and ratifies those matters set forth in the foregoing recitals.

Section 2. Appointment of Special Magistrates: The City Council hereby approves the agreements attached hereto as Exhibit “A” for the appointment of the Special Magistrates pursuant to City Code of Ordinances, Article II, Section 37.04 (a) and (d), for a term of one (1) year.

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Section 3. Execution of Documents: The City Manager or his designee is hereby authorized to execute all documents related to the appointment of the Special Magistrates, per City Code of Ordinances, Article II, Sections 37.04 (a) and (d), for a term of one (1) year and to take all actions necessary and proper to accomplish the aims of this Resolution.

Section 4. Conflicting Provisions: If any Resolution, or parts of any resolution, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions. This Resolution effectively repeals Resolution 24-R88.

Section 5. Severability: The provisions of this Resolution are intended to be severable. If any part of this Resolution is determined to be void or is held to be illegal, invalid, or unconstitutional by a Court of competent jurisdiction, then the remainder of this Resolution shall remain in full force and effect and this Resolution shall nevertheless stand and be construed as if the illegal or invalid part or portion had not been included herein.

**BE IT FURTHER RESOLVED** that this Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED** by the City Council of the City of Port St. Lucie, Florida, this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

CITY COUNCIL  
CITY OF PORT ST. LUCIE

By: \_\_\_\_\_  
Shannon M. Martin, Mayor

ATTEST:

\_\_\_\_\_  
Sally Walsh, City Clerk

APPROVED AS TO FORM:

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Richard Berrios, City Attorney