

ORDINANCE #2007-29

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AMENDING THE SECTION OF THE CODE OF ORDINANCES OF THE CITY OF DORAL ENTITLED "QUALIFYING PERIOD;" PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, by and through Ordinance 2006-01, the City Council of the City of Doral created a new section of the Code of Ordinances entitled "Qualifying Period;" and

WHEREAS, the City Clerk has recently received a letter from the Miami-Dade Supervisor of Elections requesting that the City amend its qualifying period in order to meet the new mandated deadlines which require that absentee ballots to overseas voters be mailed forty five (45) days prior to a general election; and

WHEREAS, in order to ensure that the Supervisor of Elections has enough time in which to meet the deadline, the City Council finds it to be in the best interests of its residents to amend its qualifying period;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF DORAL:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirm as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

Section 2. That the section of the Code of Ordinances of the City of Doral entitled "Qualifying Period," is hereby amended to read as follows:

Qualifying Period.

Candidates for the office of Mayor or City Council shall qualify with the City Clerk no earlier than noon on the ~~first~~ second Tuesday of ~~September~~ July and no later than noon on the ~~third~~ fourth Tuesday of ~~September~~ July in every year a municipal general election is held and in the method provided for in the City Charter and under the rules of elections prescribed in the Florida Statutes.

Section 3. Severability. That if any section, subsection, sentence, clause, phrase, word or amount of this ordinance shall be declared unconstitutional or invalid by competent authority, then the remainder of the ordinance shall not be affected thereby, and shall remain in full force and effect.

Section 4. Repeal of Conflicting Provisions. That all ordinances or parts of ordinances or resolutions of the County Code made inconsistent or in conflict herewith shall be and they are hereby repealed in their entirety insofar as there is conflict or inconsistency.

Section 5. Inclusion in Code. It is the intention of the City Council and it is hereby ordained that the provisions of this Ordinance shall become and made a part of the City of Doral Code; that the sections of this Ordinance may be renumbered or relettered to accomplish such intentions; and that the word "Ordinance" shall be changed to "Section" or other appropriate word.

Section 6. Effective Date. This Ordinance shall be effective upon adoption on second reading.

[Section left blank intentionally]

The foregoing Ordinance was offered by Vice Mayor Cabrera who moved its adoption. The motion was seconded by Councilman Van Name and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Peter Cabrera	Yes
Councilmember Michael DiPietro	Yes
Councilwoman Sandra Ruiz	Yes
Councilmember Robert Van Name	Yes

PASSED AND APPROVED upon FIRST READING the 12TH day of December, 2007.

PASSED AND ADOPTED upon SECOND READING the 9th day of January, 2008.



JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



BARBARA HERRERA, CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE CITY OF DORAL:



JOHN J. HEARN, CITY ATTORNEY