

ORDINANCE #2012-10

AN ORDINANCE OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA AMENDING SECTION 2-70 OF THE CITY CODE ESTABLISHING PROCEDURES FOR THE PREPARATION OF THE AGENDA FOR CITY COUNCIL MEETINGS IN THE CITY OF DORAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Doral (the "City") has previously set forth rules governing the preparation of the agenda for City Council meetings and these rules are set forth in Section 2-70 of the City Code; and

WHEREAS, the City Council wishes to amend the City Code to provide additional time for review of proposed agenda items by the Charter officials and for adequate consideration of agenda items by the City Council.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AS FOLLOWS¹:

Section 1. Section 2-70(a) of the Code of Ordinances, City of Doral, Florida, is hereby amended to read as follows:

Sec. 2-70. Same----Agenda

(a) The city manager shall be responsible for preparing the agenda for all city council meetings. The Charter officials shall meet with the mayor to finalize the agenda. City staff may request that a matter of business be placed on the agenda provided that the complete item with staff report sufficient notice is provided to the city council and the city manager not less than three weeks prior to the date of the City Council meeting. Once the City Manager has completed his/her review, the City Manager shall deliver the items to the City Attorney for review for legal sufficiency not

¹ Additions to existing text are shown by underline, changes to existing text on second reading are shown by double underline, and deletions are shown as ~~strikethrough~~.

less than two weeks prior to the date of the City Council meeting. Items previously brought before the city council for consideration or for an expression of interest on three occasions, may not be brought forward for reconsideration or expression of interest again before six months have lapsed from the last consideration or expression of interest pertaining to said item, unless a super majority four-fifths of the city council agrees to reconsider the item. All proposed agenda items must be reviewed by the City Manager and the City Attorney and shall be delivered in final form to the city clerk's office at a minimum of seven six business days before a city council meeting. The final agenda shall be published and made available to the City Council by the City Clerk not later than the close of business on the fourth business day before a city council meeting.

Section 2. Repeal of Conflicting Provisions. To the extent any provisions of the Code conflict with this Ordinance, those provisions are repealed in their entirety.

Section 3. Severability. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 4. Inclusion in the Code. It is the intention of the City Council, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Doral, Florida; 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 5. Effective Date. This Ordinance shall be effective upon adoption on second reading.

The foregoing Ordinance was offered by Councilmember Cabrera who moved its adoption. The motion was seconded by Councilmember Rodriguez and upon being put to a vote, the vote was as follows

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Michael DiPietro	Yes
Councilman Luigi Boria	Yes
Councilman Pete Cabrera	Yes
Councilwoman Ana Maria Rodriguez	Yes

PASSED AND ADOPTED on FIRST READING this 14 day of March, 2012.

PASSED AND ADOPTED on SECOND READING this 11 day of April, 2012.



Juan Carlos Bermudez, Mayor

ATTEST:



Barbara Herrera, City Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



Jimmy L. Morales, City Attorney