

RESOLUTION No. 15-09

**A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF
THE CITY OF DORAL, FLORIDA, CERTIFYING AND DECLARING
THE RESULTS OF THE SPECIAL ELECTION HELD ON AUGUST
26, 2014 CONCERNING CHARTER AMENDMENTS; AND
PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, the Certification of the results of the Special Election of August 26, 2014 concerning Charter Amendments has been delivered to the City Council; and

WHEREAS, the election has been canvassed; returns have been made by inspectors and the Supervisor of the Election; ballots of registered voters have been tabulated; and, a determination of the total number of votes cast at such election on the five (5) charter amendment questions, as follows:

Question One:

Create Independent City Office of Charter Enforcement; Investigation Process for Law Violations by Officials; Employees

It is proposed the Charter be amended to create the independent, City-funded Office of Charter Enforcement to investigate activities of City's elected, appointed and charter officials and employees that may constitute violations of Federal, State, County, and City Laws, headed by a committee-appointed Charter Enforcement Official, and authorized to receive complaints, conduct investigations and hearings, issue findings, refer violations to appropriate agencies, and impose fines and other penalties.

YES 1,215 Votes

NO 809 Votes

Question Two:

Committee Recommendation Required for Hiring Charter Officials; Revised Process for Hiring and Removing Charter Officials

Currently, the Charter authorizes the appointing of the City's Manager and Attorney by Mayor's nomination, subject to City Council approval, and the removal of all Charter Officials (Manager, Attorney, and Clerk) by approval of the City Council. It is proposed the Charter be amended to require the participation and recommendation of a search committee to hire a Charter Official; to establish new procedures to remove Charter Officials; and to establish minimum qualifications for Charter Officials.

YES 1,096 Votes

NO 905 Votes

Question Three:

Allowing Grouping of Councilmember Candidates on Ballot for Multiple Seats; Eliminating Runoff Elections; Setting Terms

Currently, the Charter authorizes qualification of Councilmember candidates by seat; majority vote selection; runoff elections; terms commencing day after general election. It is proposed the Charter be amended to provide for placement of all Councilmember candidates in one group on ballot, with candidate(s) receiving highest number of votes elected; eliminate runoff elections and require random drawing to break ties; and provide for elected officials' terms to commence at first City Council meeting following election certification.

YES 990 Votes

NO 1,005 Votes

Question Four:

Individuals Limited to Two Terms in any Office; Term Defined as Time Served

Currently, individuals are limited by Charter to serving two consecutive elected terms as Councilmember and two consecutive terms as Mayor. It is proposed the Charter be amended to limit any individual to no more than two four-year terms in any elected City office, and to define a term to be a period of service in any office of more than one year if elected and more than six months if appointed.

YES 1,110 Votes

NO 896 Votes

Question Five:

Vice Mayor Position to Rotate Amongst Councilmembers in Certain Order

Currently, the Charter provides for the City Council to elect a Councilmember to serve as Vice-Mayor at the first Council meeting after each regular election. It is proposed the Charter be amended to provide for the Vice-Mayor position to automatically rotate amongst the Councilmembers for one-year terms in the following order, Seat 1, Seat 3, Seat 2, and Seat 4.

YES 1,138 Votes

NO 905 Votes

Question Six:

Provide Process Governing Method Mayor and Councilmembers Place Items on the City Council Agenda

Currently, the Charter provides generally that the Council shall determine its rules of procedure and order of business. It is proposed the Charter be amended to govern the

Mayor and Councilmembers' placement of items on Council agendas, including submittal time and quantity limits and a prohibition on placing non-published agenda items on agendas except in emergencies.

YES 1,253 Votes

NO 794 Votes

Question Seven:

Revised Process for City Council to Establish Boards and Appoint Individuals to Boards

Currently, the Charter authorizes the City Council to establish City boards as it deems necessary, with board members to be appointed by the Mayor, subject to City Council approval. It is proposed the Charter be amended to require the City Council to establish the powers, duties, terms, and member qualifications for City created boards and committees, and to enable the Councilmembers to individually appoint members to serve on such boards and committees.

YES 984 Votes

NO 1,061 Votes

Question Eight:

Provide for an Adjustment to the Salaries of the Mayor and Councilmembers

Currently, the Charter provides for annual salaries of elected officials of \$50,000 for the Mayor and \$12,000 for each Councilmember, currently adjusted by cost of living increases to \$63,171 for the Mayor and \$15,153 for Councilmembers. It is proposed the Charter be amended to provide for the Mayor's salary to be \$60,000 and each Councilmember's salary to be fifty percent (50%) of the Mayor's salary, along with cost of living adjustments.

YES 537 Votes

NO 1,475 Votes

Question Nine:

Reduce Residency Requirement for Qualifying for Mayor or Councilmember from Two Years to Six Months

Currently, the Charter requires an individual elector in the City to reside in the City continuously for at least two years prior to qualifying for candidacy for Mayor or Councilmember. It is proposed the Charter be amended to reduce the period of time an elector must continuously reside in the City prior to qualifying for candidacy for Mayor or Councilmember from two years to six months.

YES 201 Votes

NO 1,817 Votes

Question Ten:

Reduction in the Number of Signatures Required for Initiative and Referendum Petitions

Currently, the Charter requires the submittal of signatures of at least ten percent of the total number of electors registered to vote at the last regular City election for initiative and referendum petitions. It is proposed the Charter be amended to reduce the number of signatures required to submit initiative and referendum petitions to an amount no less than three percent of the number of electors registered to vote at the last regular City election.

YES 480 Votes

NO 1,534 Votes

**NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL
OF THE CITY OF DORAL, FLORIDA, AS FOLLOWS:**

Section 1. The above recitals are true and correct.

Section 2. It is hereby certified and declared that Questions 1, 2, 4, 5, and 6 as set forth above passed and shall be incorporated in the City of Doral Charter.

Section 3. This resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by Vice Mayor Ruiz who moved its adoption. The motion was seconded by Councilmember Rodriguez and upon being put to a vote, the vote was as follows:

Mayor Luigi Boria	Yes
Vice Mayor Sandra Ruiz	Yes
Councilman Pete Cabrera	Yes
Councilwoman Christi Fraga	Yes
Councilwoman Ana Maria Rodriguez	Yes

PASSED AND ADOPTED this 13th day of January, 2015.



LUIGI BORIA, MAYOR

ATTEST:



CONNIE DIAZ, INTERIM CITY CLERK

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



WEISS, SEROTA, HELFMAN, COLE,
BIERMAN & POPOK, PL
CITY ATTORNEY