

CRC RESOLUTION NO. 2014-06

A RESOLUTION OF THE CITY OF DORAL CHARTER REVIEW COMMISSION ADOPTING A PROPOSED AMENDMENT TO THE CHARTER OF THE CITY OF DORAL, FLORIDA, TO PROVIDE FOR A PROCESS FOR COMMISSIONERS TO PRESENT ITEMS ON A CITY COUNCIL MEETING AGENDA; PROVIDING FOR PRESENTATION TO THE ELECTORATE BY THE CITY COUNCIL AT A SPECIAL REFERENDUM ELECTION TO BE HELD WITHIN THE TIME FRAME AS PROVIDED IN THE CITY CHARTER; PROVIDING THE BALLOT TITLE AND SUMMARY OF THE CHIEF PURPOSE OF THE PROPOSED AMENDMENT; PROVIDING FOR THE CITY ATTORNEY TO RENUMBER AND RELETTER ARTICLES AND SECTIONS IN ORDER TO CONFORM THE AMENDMENTS TO THE CHARTER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Article VI of the City of Doral Charter, the City of Doral Charter Review Commission may submit proposals to amend the City of Doral Charter directly to the City's electors; and

WHEREAS, the City of Doral Charter mandates that the Charter Review Commission, no later than April 1st following the year of their appointment, present to the City of Doral electorate its recommendations for amendments to the City Charter; and

WHEREAS, the Charter of the City of Doral, Florida provides that all amendments and revisions proposed by the Charter Review Commission must be presented by the City Council to the electorate no earlier than sixty (60) nor more than one hundred twenty (120) days after the Charter Review Commission's submittal of the amendments to the City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF DORAL CHARTER REVIEW COMMISSION:

SECTION 1: That pursuant to Section 6.02 of the Charter of the City of Doral, Florida, the City Council is hereby directed to place on the ballot for presentation to the electorate, at a special referendum election to be held no less than sixty (60) nor more than one hundred twenty (120) days from the date of this Resolution, the subject of which is proposed to provide for a process for members of the City Council to place items on City Council meeting agendas, the full text of which is attached hereto and incorporated by reference as if fully set forth herein as **Exhibit "A"**.

SECTION 2: That the ballot title and summary for the proposed amendments/revisions as referred to above shall appear as follows:

**PROCESS FOR CITY COUNCIL MEMBERS TO PLACE ITEMS ON
THE CITY COUNCIL AGENDA**

Shall the Charter be amended to provide a process governing City Council members' ability to place items on City Council agendas; including time limits for submittal of agenda items by members of the City Council, and a prohibition on placing non-published agenda items on agendas except in the case of emergencies?

YES FOR APPROVAL _____

NO FOR REJECTION _____

SECTION 3: That should a majority of electors voting on the above-referenced referendum election vote "YES," thereby approving the above ballot issue, attached **Exhibit "A"** shall become a part of the Charter of the City of Doral, Florida.

SECTION 4: That the City Attorney is hereby directed to insure that the appropriate numbers and/or letters are affixed to the Articles and Sections of the Charter in order to conform the Charter to the amendments if approved.

SECTION 5: That if any section, sentence, clause or phrase of this resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

SECTION 6: That this resolution shall become effective immediately upon its adoption.

The foregoing resolution was offered by Vice Chair Reisman who moved its adoption. The motion was seconded by member Mazzola and upon being put to a vote, the vote was as follows:

Chair Jesse A. Jones	Yes
Vice Chair Jerome Reisman	Yes
Christian L. Mazzola	Yes
Raymond G. Bush, Jr.	Absent (Excused)
Eduardo Gomez	No

PASSED and ADOPTED this 13th day of March, 2014


JESSE A. JONES, CHAIR

ATTEST:


BARBARA HERRERA, CITY CLERK

DNT:dnt

EXHIBIT “A”

Section 4.10 City Council Agendas

(a) All matters that come before the City Council for consideration shall be specific items on a City Council agenda.

(b) If a City Council member desires to have an item on the City Council regular meeting agenda for consideration, the City Council member shall submit the request for the agenda item to be included on the City Council regular meeting, to the City Clerk no less than seven (7) days prior to the City Council regular meeting.

(c) The City Council member shall submit supporting documentation related to the specific agenda item that is sufficient for the City Council to have notice of the specific agenda item request, and to be able to evaluate the agenda item at the regular City Council meeting. The supporting documentation shall be submitted to the City Clerk no less than four (4) business days prior to the regular City Council meeting.

(d) Each member of the City Council may submit up to four (4) items to the City Clerk for each City Council regular meeting agenda.

(e) The City Council shall not consider items that are presented by City Council members at a regular meeting that are not submitted pursuant to this Section. There shall be an exception for City Council items that are found to be an emergency, by an affirmative vote of no less than four (4) members of the City Council, and the emergency specifically relates to the public’s health, safety, and welfare. In finding that the matter is an emergency under this Section, the City Council shall make a specific finding as to the nature of the emergency.