

ORDINANCE #2013-41

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DORAL, FLORIDA AMENDING DIVISION 3 OF ARTICLE II OF CHAPTER 2 OF THE DORAL THE CODE OF ORDINANCES, CITY OF DORAL, FLORIDA, BY CREATING CITY COUNCIL RULES OF PROCEDURE AND ORDER OF BUSINESS FOR SPECIAL CALL COUNCIL MEETINGS, PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Doral recognizes that from time-to-time it is necessary for the Mayor, City Council or City Manager to request a Special Meeting of the City Council to address emergency matters or other special matters requiring the immediate attention of the City Council, or in cases of an emergency affecting the life, health, property or the public peace of the residents, businesses or property owners of the City; and

WHEREAS, pursuant to Section 4.01(b) of the Charter of the City of Doral, Florida, the City Council “shall determine its own rules of procedure and order of business;” and

WHEREAS, the City Council desires to establish rules of procedure and order of business for Special Meetings of the City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA AS FOLLOWS:¹

Section 1. Recitals. The above recitals are true, correct, and incorporated herein by this reference.

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~~.

Section 2. Code Amendment. Section ____ of the Code of Ordinances, City of Doral, Florida, is hereby created to read as follows:

Chapter 2 – Administration

Article II. City Council

Division 3. – Rules of Procedure

Sec. 2- . Special call council meetings – Agenda.

- (a) Special meetings may be held on the call of the Mayor or Manager or upon the call of three Councilmembers and upon no less than 48 hours' notice to each member and the public, or such shorter time as a majority of the Council shall deem necessary in case of an emergency affecting life, health, property or the public peace. Such a request shall be transmitted in writing to the city clerk and city manager. Only those items identified in writing by the mayor, city council or city manager as the reason for the special call meeting shall be placed on an agenda as substantive discussion items, unless a super majority four-fifths of the city council agrees to consider additional items. The city manager shall be responsible for preparing the agenda for all special call city council meetings. 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.

Sec. 2- . Order of Business for special call council meetings.

- (a) The mayor shall take the chair at the hour appointed for the special call meeting of city council and shall call the meeting to order and direct the clerk to call roll. In the absence of the mayor, the vice-mayor shall preside. If a quorum is present, the meeting shall continue.
- (b) Upon the establishment of a quorum, special call city council meetings shall open with the Pledge of Allegiance, led by the presiding city council member.
- (c) The general order of any regular or alternate meeting, which any member of the city council can alter upon request and acceptance,

should be as follows; provided, however, that this order and content may vary in consideration of time constraints and/or actual items being considered:

- (1) Call to order/roll call of members.
- (2) Pledge of Allegiance.
- (3) Agenda/order or business.
- (4) Public comments.
- (5) Discussion items.
- (6) Adjournment.

Section 3. Repeal of Conflicting Provisions. To the extent any provisions of the Code conflict with this Chapter, those provisions are repealed in their entirety.

Section 4. 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 5. 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 re-lettered 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.

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

Mayor Luigi Boria	Yes
Vice Mayor Christi Fraga	Yes
Councilwoman Ana Maria Rodriguez	Yes
Councilwoman Bettina Rodriguez Aguilera	Yes
Councilwoman Sandra Ruiz	Yes

PASSED AND ADOPTED on FIRST READING this 11th day of December, 2013.

PASSED AND ADOPTED on SECOND READING this 15th day of January, 2014.



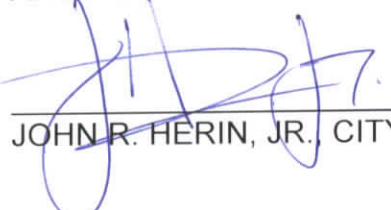
LUIGI BORIA, MAYOR

ATTEST:



BARBARA HERRERA, CITY CLERK

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



JOHN R. HERIN, JR., CITY ATTORNEY