

ORDINANCE #2012-11

AN ORDINANCE OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AMENDING CHAPTER 2, ARTICLE III OF THE CITY CODE BY ADDING NEW SECTION 2-__ ESTABLISHING GENERAL RULES REGARDING APPOINTMENTS, TERM LIMITS AND VACANCIES WITH RESPECT TO CITY BOARDS, COMMITTEES AND COMMISSIONS; 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 creation of City boards, committees and commissions on a case-by-case basis with separate ordinances for each board, committee or commission and these rules are set forth in Chapter 2, Article III of the City Code; and

WHEREAS, the City Council wishes to amend the City Code to provide consistent rules for all City boards, committees and commissions with respect to appointments, term limits and vacancies.

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

Section 1. Chapter 2, Article III of the Code of Ordinances, City of Doral, Florida, is hereby amended by adding the following new Section 2-__ thereto:

Sec. 2- . Appointment of Members; Term Limits; Vacancies.

Notwithstanding anything in this Article III to the contrary, the following rules and procedures shall apply for all boards, committees and commissions:

- a) A meeting of the City Council shall be held in the month of January in odd-numbered years for the purpose of the Mayor appointing members to all boards, committees and commissions. Thereafter,

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~~.

during regular City Council meetings each month, appointments will be made by the Mayor to fill vacancies.

- b) All terms shall be for two years running until the next meeting in the month of January in an odd-numbered year.
- c) When a vacancy due to resignation, removal or death is filled, the appointment of a replacement member shall take effect on the date of appointment, except as may otherwise be provided by state law.
- d) A person may not serve more than four (4) consecutive terms on a board, committee or commission.
- e) If a board, committee or commission is created and members thereto are appointed less than six (6) months prior to the City Council meeting referenced in subsection (a) above, then those members shall be automatically re-appointed as of such City Council meeting and shall serve until the next date of appointment pursuant to subsection (a) above.

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 Vice Mayor DiPietro 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.



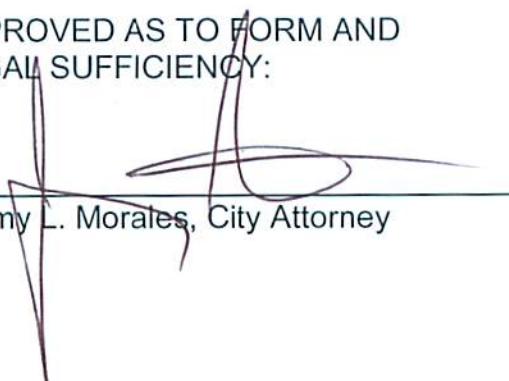
Juan Carlos Bermudez, Mayor

ATTEST:



Barbara Herrera, City Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



Jimmy L. Morales, City Attorney