

**ORDINANCE #2013- 35**

**AN ORDINANCE OF THE CITY OF DORAL, FLORIDA AMENDING SECTION 2-394 OF THE CITY OF DORAL CODE OF ORDINANCES ENTITLED “PROHIBITED OUTSIDE EMPLOYMENT” TO PROHIBIT CITY VENDORS FROM LOBBYING THE CITY ELECTED AND APPOINTED OFFICIALS, AND CITY EMPLOYEE ON BEHALF OF THIRD PARTIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the City of Doral recognizes that high moral and ethical standards among public officials, both elected and appointed, public employees and City vendors are essential to gain and maintain the confidence of the public; and

**WHEREAS**, the City of Doral believes that City vendors should not be able to take advantage of their position and working relationship with elected and appointed officials and employees of the City by lobbying said elected and appointed officials and employees of the City for personal gain.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA AS FOLLOWS:<sup>1</sup>**

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

Section 2. Code Amendment. Section 2-394 of the Code of Ordinances, City of Doral, Florida, is hereby amended to read as follows:

Sec. 2-394. Prohibited outside employment.

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<sup>1</sup> / 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~~.

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(3) To avoid any conflict of interest or any appearance thereof, for the term of any contract with the city, no city vendor shall represent or lobby on behalf of any entity any city elected or appointed official or employee with regard to any matter.

(4) The city shall have the right to immediately terminate, for cause, any contract with any city vendor in the event that a relationship in violation of this section is discovered after the execution of the contract.

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 To the extent any provisions of the Code conflict with this Chapter, those provisions are repealed in their entirety.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

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

PASSED AND ADOPTED on FIRST READING this 15<sup>th</sup> day of October, 2013.  
PASSED AND ADOPTED on SECOND READING this 13<sup>th</sup> day of November, 2013.

  
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LUIGI BORIA, MAYOR

ATTEST:

  
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BARBARA HERRERA, CITY CLERK

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

  
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JOHN R. HERIN, JR., CITY ATTORNEY