

CRC RESOLUTION NO. 2014-10

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 INDIVIDUALS WHO SERVE AS EITHER MAYOR OR COUNCILMEMBER TO BE LIMITED TO SERVING A TOTAL OF TWO (2) TERMS IN ELECTED OFFICE FOR THE CITY OF DORAL; 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 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 limitation of no more than two (2) terms for any individuals elected to serve as either Mayor or Councilmember in the City of Doral, 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:

**INDIVIDUALS LIMITED TO TWO TERMS IN OFFICE;
TERM IS TIME SERVED**

Currently the Charter limits individuals from serving more than two consecutive elected terms in their respective office. Shall the Charter be amended to limit any individual from serving more than two four-year terms as an elected official in the City of Doral; to provide for a term to be time served in the position of Mayor or Councilmember?

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 Chairman Reisman who moved its adoption. The motion was seconded by member Bush 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.	Yes
Eduardo Gomez	No

PASSED and ADOPTED this 1st day of April, 2014



JESSE A. JONES, CHAIR

ATTEST:



BARBARA HERRERA, CITY CLERK

DNT:dnt

EXHIBIT "A"

ARTICLE II CITY COUNCIL; MAYOR.

Sec. 2.03. Election and term of office.

(a) Election and term of office. Each Councilmember and the Mayor shall be elected at-large for four ~~years~~ terms in the manner provided in Article V of this Charter.

(b) Limitations on lengths of service. For the purposes of determining length of service, a "Term" shall be defined as serving any period of time as either Mayor or Councilmember ~~more than two years of service as a Councilmember~~. No person shall serve as a Member of Council Mayor for more than two ~~consecutive elected~~ terms. ~~No person may serve as a Councilmember for more than two consecutive Terms. An individual who is appointed to the position of Councilmember for a period of six (6) months, or less, shall not be considered to have served a term. An individual who is elected to the position of Councilmember or Mayor for a period of one (1) year, or less, shall not be considered to have served a term.~~

Sec. 5.01 Elections.

~~(i) Commencement of terms. — The term of office of any elected official will commence on the day following the general election, or if a run-off election is necessary for the office of Mayor or for any Seat open at that time, on the day following the run-off election.~~

(i) Commencement of terms. The Mayor and Councilmembers who are elected in elections held in November of any year, shall assume office on the first regular or special City Council meeting following certification of their election results. Once all newly elected officials have taken office the Council shall organize in accordance with the provisions of this Charter, and shall then proceed to select the Vice Mayor as designated in this Charter.

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Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscored type are additions.