

# MEMORANDUM

Agenda Item No. 4(I)

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**TO:** Honorable Chairman Dennis C. Moss  
and Members, Board of County Commissioners

**DATE:** October 6, 2009

**FROM:** R. A. Cuevas, Jr.  
County Attorney

**SUBJECT:** Ordinance amending the Code relating to the Community Relations Board and other advisory boards to provide that the Office of the Chair, rather than the County Mayor and County Manager, shall provide support for such advisory boards

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The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan.

  
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R. A. Cuevas, Jr.  
County Attorney

RAC/up



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(Revised)

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Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_ ) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 4(I)  
10-6-09

ORDINANCE NO. \_\_\_\_\_

ORDINANCE AMENDING SECTIONS 2-207, 2-535, 2-835, 2-1090, 11A-3 AND 11A-4 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO THE COMMUNITY RELATIONS BOARD, THE MIAMI-DADE COUNTY HISPANIC AFFAIRS ADVISORY BOARD, THE MIAMI-DADE COUNTY BLACK AFFAIRS ADVISORY BOARD, THE MIAMI-DADE COUNTY ASIAN-AMERICAN ADVISORY BOARD AND THE MIAMI-DADE COUNTY COMMISSION ON HUMAN RIGHTS, RESPECTIVELY, TO PROVIDE THAT THE OFFICE OF THE CHAIRPERSON OF THE COUNTY COMMISSION, RATHER THAN THE COUNTY MAYOR AND COUNTY MANAGER, SHALL PROVIDE SUPPORT FOR SUCH ADVISORY BOARDS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:**

Section 1. Section 2-207 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows<sup>1</sup>:

**Sec 2-207. Support.**

~~[[The Executive Director and staff of the Community Relations Board shall be provided for in an administrative order prepared by the County Manager and approved by the Board of County Commissioners. Administrative]]~~ >>The Office of the Chairperson of the County Commission shall provide appropriate support for<< ~~[[Oversight of]]~~ the Community Relations Board ~~[[staff shall be the responsibility of the County Manager]]~~.

<sup>1</sup> Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

Section 2. Section 2-535 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:

**Sec 2-535. Support.**

The >>Office of the Chairperson of the County Commission<< [~~County Manager~~], County Attorney and Clerk of the Board shall provide appropriate support for the Hispanic Affairs Advisory Board.

Section 3. Section 2-835 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:

**Sec 2-835. Support.**

The >>Office of the Chairperson of the County Commission<< [~~County Manager~~], County Attorney and Clerk of the Board shall provide appropriate support for the Black Affairs Advisory Board.

Section 4. Section 2-1090 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:

**Sec 2-1090. Support.**

The >>Office of the Chairperson of the County Commission<< [~~County Manager~~], County Attorney and Clerk of the Board shall provide appropriate support for the Asian Advisory Board.

Section 5. Section 11A-3 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:

**Sec. 11A-3. Office of the Director Established.**

(1) The position of Commission on Human Rights Director is hereby created and established. The Director shall be appointed by and serve at the will of the >>Chairperson of the County Commission<< [~~County Manager~~]. The position shall be exempt from the classified service of the County.

(2) The duties, functions, powers and responsibilities of the Director include but are not limited to, the following:

\* \* \*

(i) Performing such other administrative duties as may be assigned by the >>Chairperson of the County Commission<< [~~County Manager~~].

**Sec. 11A-4. Commission on Human Rights established.**

\* \* \*

(8) >>Chairperson of the County Commission<< [~~County Manager~~]. The >>Office of the Chairperson of the County Commission<< [~~County Manager~~] shall provide such adequate and competent administrative, technical and clerical personnel as may be reasonably required by the Commission for the proper performance of its duties. The >>Chairperson of the County Commission<< [~~County Manager~~] shall provide a regular meeting place for the Commission.

Section 6. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 7. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 8. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as  
to form and legal sufficiency:

APW/RAC

Prepared by:

GBK

Geri Bonzon-Keenan

Prime Sponsor: Commissioner Barbara J. Jordan