



MEMORANDUM

IMFR
Agenda Item No. 1(F)3

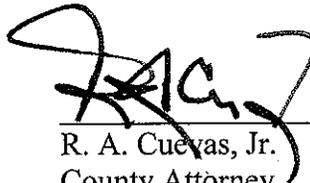
TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: June 14, 2011

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

SUBJECT: Ordinance relating to the Rules
of Procedure of the Board of
County Commissioners to
provide for public meetings
on proposed amendments to
the Miami-Dade Home Rule
Charter

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Senator Javier D. Souto.



R. A. Cuevas, Jr.
County Attorney

RAC/up

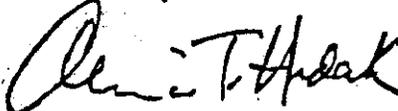
Memorandum

MIAMI-DADE
COUNTY

Date:

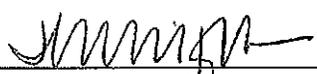
To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

From: Alina T. Hudak
County Manager



Subject: Ordinance relating to the Rules of Procedure of the Board of County Commissioners to provide for public meetings on proposed amendments to the Miami-Dade Home Rule Charter

The proposed ordinance requiring public meetings on proposed amendments to the Miami-Dade Home Rule Charter will not have a fiscal impact to the County. These meetings will be held in County-owned public facilities, such as libraries or park facilities, and are to be scheduled within 60 days after the date the Clerk approves the initiative as to form.



Jennifer Glazer-Moon, Special Assistant/Director
Office of Strategic Business Management

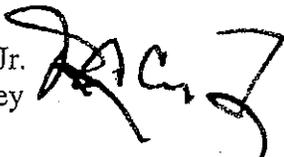
Fis3511



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez **DATE:** May 3, 2011
and Members, Board of County Commissioners

FROM: R. A. Cuevas, Jr.  **SUBJECT:** Agenda Item No. 4 (F)
County Attorney

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(F)
5-3-11

ORDINANCE NO. _____

ORDINANCE RELATING TO THE RULES OF PROCEDURE OF THE BOARD OF COUNTY COMMISSIONERS; AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO PROVIDE FOR PUBLIC MEETINGS ON PROPOSED AMENDMENTS TO THE MIAMI-DADE HOME RULE CHARTER; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

WHEREAS, Miami-Dade County Resolution No. R-1018-94 requires six public meetings to be conducted whenever the proposed budget or proposed budget ordinances provide for new or increased taxes or fees; and

WHEREAS, these meetings have yielded valuable public input into the annual county budgeting process; and

WHEREAS, there is even more reason to receive public input on proposed amendments to the Home Rule Charter, since the Charter, as authorized by the Florida Constitution, is the governing document that provides for home rule for the people of Miami-Dade County in local affairs; and

WHEREAS, proposed amendments to the Home Rule Charter should received sufficient public review and input prior to being presented to the electorate,

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

(5) All public meetings shall be appropriately advertised, including use of print advertisements in newspapers of general circulation and community based periodicals.

(6) The provisions of this section shall be construed as directory only and failure to comply with the provisions hereof shall not affect the validity of any resolution, action of the Board or any initiative petition.<<

Section 3. 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 4. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 5. 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:



Prepared by:



Cynthia Johnson-Stacks

Prime Sponsor: Senator Javier D. Souto