



MEMORANDUM

Agenda Item No. 7(A)

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

**DATE:**

(Second Reading 6-5-12)  
April 17, 2012

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

**SUBJECT:**

Ordinance pertaining to Community Councils; amending Section 2-44 of the Code; deleting requirement that Community Council members attend an annual Community Council workshop; requiring Community Council members to attend a Community Council workshop in every even-numbered year

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Sally A. Heyman.

R. A. Cuevas, Jr.  
County Attorney


RAC/jls

# Memorandum



**Date:** June 5, 2012

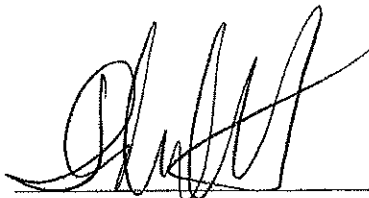
**To:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**From:** Carlos A. Gimenez  
Mayor 

**Subject:** Ordinance pertaining to Community Councils

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The proposed ordinance replaces the requirement that each community council member attend an annual community council workshop. Instead, each community council member will attend a community council workshop in every even-numbered year. The implementation of this ordinance will not have a fiscal impact.

A handwritten signature in black ink, appearing to read "Jack Osterholt". The signature is written in a cursive style with a horizontal line underneath it.

Jack Osterholt  
Deputy Mayor

fis5612



# MEMORANDUM

(Revised)

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

**DATE:** June 5, 2012

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

**SUBJECT:** Agenda Item No. 7(A)

**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. 7(A)  
6-5-12

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

ORDINANCE PERTAINING TO COMMUNITY COUNCILS;  
AMENDING SECTION 20-44 OF THE CODE OF MIAMI-  
DADE COUNTY, FLORIDA; DELETING REQUIREMENT  
THAT COMMUNITY COUNCIL MEMBERS ATTEND AN  
ANNUAL COMMUNITY COUNCIL WORKSHOP;  
REQUIRING COMMUNITY COUNCIL MEMBERS TO  
ATTEND A COMMUNITY COUNCIL WORKSHOP IN EVERY  
EVEN-NUMBERED YEAR; 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 20-44, of the Code of Miami-Dade County, Florida, is hereby  
amended as follows:<sup>1</sup>

**Sec. 20-44. Community Councils; organization; new member orientation;  
[[annual-orientation]] >>Community Council<<workshop.**

\* \* \*

- (E) All Community Council members shall attend ~~[[an-Annual]]~~ >>in every even-numbered year a<< Community Council Workshop organized and conducted by the Department of >>Sustainability<< Planning and ~~[[Zoning-and]]~~>>Economic Enhancement, the Department of Permitting, Environment and Regulatory Affairs<<, the Commission on Ethics, ~~[[Team-Metro]]~~ and the County Attorney's Office. The Workshop shall include, but shall not be limited to, review of the Comprehensive Development Master Plan and issues related thereto, review of zoning regulations, incorporation and annexation issues, workforce and affordable housing issues and applicable laws, rules and regulations pertaining to duties and responsibilities of Community Council members.

<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.

- (F) Notwithstanding Section 20-43.2, failure of any elected or appointed member of a Community Council to attend >>a<<[[an—annual]] Community Council Workshop shall be deemed sufficient cause for removal.

**Section 2.** 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 3.** 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 part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be re-numbered or re-lettered to accomplish such intention, and the word “ordinance” may be changed to “section,” “article,” or other appropriate word.

**Section 4.** 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:



John McInnis

Prime Sponsor: Commissioner Sally A. Heyman