MEMORANDUM

Agenda Item No. 7(J)

(Second Reading 10-6-15)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: June 2, 2015

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

SUBJECT: Ordinance amending section 2-2062 of the Code to allow members of the Miami-Dade County Youth Commission to serve up to three one-year terms

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan, and Co-Sponsors Commissioner Sally A. Heyman and Commissioner Rebeca Sosa.

R. A. Cuevas, Jr.
County Attorney

RAC/smm

Memorandum

MIAMI-DADE COUNTY

Date: October 6, 2015

To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

Subject: Ordinance Relating to the Miami-Dade County Youth Commission

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The proposed Ordinance relating to the Miami-Dade County Youth Commission amends Section 2-2062 of the Code allowing members to serve up to three one-year terms. Implementation of this ordinance will not have a fiscal impact on the County.

Russell Benford
Deputy Mayor

Fls07415

MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: October 6, 2015

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

SUBJECT: Agenda Item No. 7(J)

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 Mayor'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(J)
10-6-15

ORDINANCE NO. _____

ORDINANCE AMENDING SECTION 2-2062 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO ALLOW MEMBERS OF THE MIAMI-DADE COUNTY YOUTH COMMISSION TO SERVE UP TO THREE ONE-YEAR TERMS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

WHEREAS, according to Section 2-2062(b) of the Code of Miami-Dade County, each County Commissioner appoints two members of the Miami-Dade County Youth Commission ("Youth Commission"), an advisory board to the County Commission; and

WHEREAS, according to Section 2-2062(b) of the Code of Miami-Dade County, members of the Youth Commission shall be between the ages of 15 to 18 years old at the time of appointment and be in the tenth, eleventh or twelfth grade; and

WHEREAS, according to Section 2-2062(g) of the Code of Miami-Dade County, no member shall serve more than two years as a member of the Youth Commission; and

WHEREAS, dedicated members who joined the Youth Commission in the tenth grade may hope to remain on the Youth Commission during their senior year of high school; and

WHEREAS, on January 21, 2010, the Board of County Commissioners enacted Ordinance No. 10-06, amending Chapter 2, Section 2-11.38.2 of the Code of Miami-Dade County, Florida to permit the waiver of term limits for members of County boards; and

WHEREAS, in accordance with Section 2-11.38.2 of the Code of Miami-Dade County, the Board of County Commissioners may, by a two-thirds vote of members present, waive the term limit restriction; and

WHEREAS, currently a County Commissioner wishing to reappoint a high school student to a third year on the Youth Commission must seek approval from this Board in accordance with Section 2-11.38.2 of the Code of Miami-Dade County; and

WHEREAS, amending Section 2-2062(g) of the Code of Miami-Dade County to allow members of the Youth Commission to serve up to three one-year terms will help facilitate and expedite re-appointment of high school seniors who have proven their dedication and commitment to the Youth Commission,

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

Section 1. Section 2-2062 of the Code of Miami-Dade County, Florida, is hereby amended as follows:[1]

Sec. 2-2062. **Commission Composition; Qualifications; Process for Nomination and Appointment; Exceptions to County Code; Term; Officers; Rules of Procedure; Staff Support.**

* * *

(g) The term of office for each member shall be one (1) year. Members may be appointed for >>up to two<< [[a]] subsequent one-year >>terms;<< [[~~term;~~]] provided, that no member shall serve more than >>three (3)<< [[~~two (2)~~]] years as a member of the Youth Commission.

* * *

[1] 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. 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 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 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: ADW

Prepared by:

Estephanie Resnik

Prime Sponsor: Commissioner Barbara J. Jordan
Co-Sponsors: Commissioner Sally A. Heyman
Commissioner Rebeca Sosa