



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

Ordinance No. 12-40

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

A handwritten signature in black ink, appearing to read "RAC/JLS", written over a horizontal line.

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

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, flowing style.

Jack Osterholt
Deputy Mayor

fls5612



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. 12-40

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:¹

**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.

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.

- (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: June 5, 2012

Approved by County Attorney as
to form and legal sufficiency:



Prepared by:



John McInnis

Prime Sponsor: Commissioner Sally A. Heyman