

ORDINANCE NO. 2010-32-240

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AMENDING ARTICLE II, SECTION 2-60 ("PUBLIC PARTICIPATION") OF THE CITY OF MIAMI GARDENS CODE OF ORDINANCES TO ADD A SERGEANT-AT-ARMS PROVISION; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN CODE; PROVIDING AN EFFECTIVE DATE

WHEREAS, it is important that order and decorum be maintained in City Council meetings to allow for a dissemination of ideas from the public as well as thoughtful deliberations by the Council,

WHEREAS, when audience members become disorderly and disrespectful to each other, members of the City Council or City staff, it can interrupt these ideas and deliberations, and

WHEREAS, on occasions persons can become so disruptive that the City Council meetings have to be paused such that the presiding officer has to cease deliberations in order to gain crowd control, and

WHEREAS, in these instances, it is necessary to have a designated Sergeant-At-Arms to maintain crowd control and to remove disruptive persons from the premises, and

WHEREAS, the Chief of Police or his/her designee should be designated to serve as the Sergeant-At-Arms,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AS FOLLOWS:

Section 1. ADOPTION OF REPRESENTATIONS: The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Ordinance.

Section 2. AMENDMENT: Article II, Section 2-60 of the Miami Gardens Code of Ordinances is hereby amended to add the following:

:
(g) Sergeant-At-Arms.

The Chief of Police of the City of Miami Gardens or his/her designee shall serve as Sergeant-At-Arms at all meetings of the City Council. Such person(s) shall carry out all lawful orders and instructions given by the presiding officer for maintaining order and decorum at the meetings.

Section 3. CONFLICT: All ordinances or Code provisions in conflict herewith are hereby repealed.

Section 4. SEVERABILITY: If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 5. INCLUSION IN CODE: It is the intention of the City Council of the City of Miami Gardens that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Miami Gardens and that the section of this Ordinance may be renumbered or relettered and the word "Ordinance" may be changed to "Chapter," "Section," "Article" or

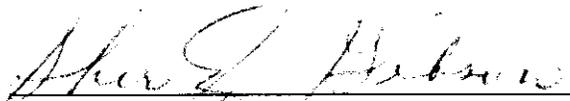
Ordinance No. 2010-32-240

such other appropriate word or phrase, the use of which shall accomplish the intentions herein expressed.

Section 6. EFFECTIVE DATE: This Ordinance shall become effective immediately upon its final passage.

PASSED ON FIRST READING ON THE 13th DAY OF OCTOBER, 2010.

ADOPTED AND PASSED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON THE 27th DAY OF OCTOBER, 2010.


SHIRLEY GIBSON, MAYOR

ATTEST:


RONETTA TAYLOR, MMC, CITY CLERK

Prepared by SONJA KNIGHTON DICKENS, ESQ.
City Attorney

SPONSORED BY: COUNCILMAN AARON CAMPBELL, JR.

Moved by: Councilman Gilbert
Second by: Vice Mayor Campbell

VOTE: 6-0

Mayor Shirley Gibson	<u> X </u> (Yes)	_____ (No)
Vice Mayor Aaron Campbell, Jr.	<u> X </u> (Yes)	_____ (No)
Councilwoman Lisa Davis	<u> X </u> (Yes)	_____ (No)
Councilman Oliver Gilbert, III	<u> X </u> (Yes)	_____ (No)
Councilwoman Sharon Pritchett	<u> X </u> (Yes)	_____ (No)
Councilman Andre' Williams	<u> X </u> (Yes)	_____ (No)