

ORDINANCE NO. 2013-20-308

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AMENDING ARTICLE III, DIVISION 4 ENTITLED "CITIZENS ADVISORY COMMITTEE" OF THE CITY'S CODE OF ORDINANCES; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN CODE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on March 26, 2008, the City Council adopted Ordinance No. 2008-11-147, which established the Citizens Advisory Committee (the "CAC"), and

WHEREAS, the CAC serves as a liaison between the City and the public as it relates to issues of great importance involving the police department, and

WHEREAS, the CAC is currently comprised of twenty-one (21) members that include retired police officers and representatives of various organizations located within the City, and

WHEREAS, due to the required number of appointees, the CAC has experienced difficulty in reaching a quorum, and

WHEREAS, Vice Mayor Lisa Davis recommends amending the Ordinance relating to the CAC to reduce the number of committee members to ~~seven (7)~~ fifteen (15), and

WHEREAS, the amended Ordinance would eliminate the requirement of having a finite number of retired police officers and members of various community organizations located within the City to serve on the committee,

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 III, Division 4 of the City's Code of Ordinances shall be amended as follows:

**Sec. 2-170. - Created; composition.**

There is hereby created a citizens advisory committee. The citizens advisory committee shall consist of 24 ~~7~~ 15 members. ~~The composition of shall be as follows Mayor and City Council shall endeavor, but are not required, to appoint the following:~~

- ~~(1) Fourteen eCommunity representatives. Members shall should include, but not be limited to, residents, members of civic associations, not-for-profit organizations, homeowners associations, and religious organizations located within the city.~~
- ~~(2) Three rRetired police representatives. Members from this category must be former sworn officers in the state and must currently reside in the city.~~
- ~~(3) Three bBusiness community representatives. Members from this category must own or operate a business within the city.~~
- ~~(4) One large corporation representative. The member from this category must be a representative from a major employer and/or venue within the city.~~

**Sec. 2-171. - Appointment and terms of members.**

The mayor shall appoint three members, and each member of the city council shall each appoint three ~~one~~ two members each to the committee.

**Sec. 2-172. - Terms of office.**

~~In order that the terms of office of all members of the committee shall not expire at the same time, the initial appointments to the committee shall be as follows: seven members of the committee shall be appointed for a term of two years from date of its first meeting; seven members shall be appointed to the committee for a term of three years; and seven members shall be appointed for a term of four years. Appointed members shall thereafter serve for a period of three years or until a successor is~~

~~appointed, whichever occurs later.~~ The terms of all committee members shall commence upon appointment, and shall coincide with the term of the Mayor or City Council member making the appointment.

**Sec. 2-173. - Duties and powers.**

The powers and duties of the citizens advisory committee shall include, but not be limited to, the following duties, functions, powers and responsibilities:

- (1) Serving as a liaison between the city and the public as it relates to issues of great public importance involving the police department;
- (2) Exchanging information among the various leaders to include issues police-related questions and concerns;
- (3) Dispelling fictitious and/or erroneous information about police-related incidents;
- (4) Dispensing accurate information regarding issues of great public importance involving the police department, to ensure that the greater community can be provided with correct information from a variety of legitimate sources;
- (5) Serving in an advisory capacity to the city council on police-involved incidents;
- (6) Enhancing the trust between the police department and the community.

**Sec. 2-174. - Meetings.**

Members of the committee shall meet no less than four times per year.

**Sec. 2-175. - Applicability.**

All provisions of division 1 of this article not in conflict herewith shall apply to the citizens advisory committee.

**Secs. 2-176—2-203. - Reserved.**

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 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.

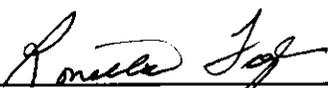
PASSED ON FIRST READING ON THE 11<sup>th</sup> DAY OF SEPTEMBER, 2013.

PASSED ON SECOND READING ON THE 25<sup>th</sup> DAY OF SEPTEMBER, 2013.

ADOPTED AND PASSED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON THE 25<sup>th</sup> DAY OF SEPTEMBER, 2013.

  
\_\_\_\_\_  
OLIVER GILBERT, III, MAYOR

**ATTEST:**

  
\_\_\_\_\_  
RONETTA TAYLOR, MMC, CITY CLERK

PREPARED BY: SONJA KNIGHTON DICKENS, ESQ., CITY ATTORNEY  
SPONSORED BY: VICE MAYOR LISA DAVIS

Moved by: Councilman Williams  
Second by: Councilwoman Odom

**VOTE:** 7-0

Mayor Oliver Gilbert, III	<u>  X  </u> (Yes)	_____ (No)
Vice Mayor Lisa Davis	<u>  X  </u> (Yes)	_____ (No)
Councilwoman Lillie Q. Odom	<u>  X  </u> (Yes)	_____ (No)
Councilman David Williams Jr	<u>  X  </u> (Yes)	_____ (No)
Councilwoman Felicia Robinson	<u>  X  </u> (Yes)	_____ (No)
Councilman Rodney Harris	<u>  X  </u> (Yes)	_____ (No)
Councilman Erhabor Ighodaro, Ph.D.	<u>  X  </u> (Yes)	_____ (No)