ORDINANCE NO. 2023-4540

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 2 OF THE MIAMI BEACH CITY CODE, ENTITLED "ADMINISTRATION," BY AMENDING ARTICLE III, ENTITLED "AGENCIES, BOARDS AND COMMITTEES," BY AMENDING DIVISION 30, ENTITLED "COMMITTEE FOR QUALITY EDUCATION IN MIAMI BEACH SCHOOLS," BY AMENDING SECTIONS 2-190.135-2-190.137 THEREOF TO EXPAND THE COMPOSITION OF THE COMMITTEE INCLUDE REPRESENTATIVES FROM PRIVATE AND CHARTER K-12 SCHOOLS IN MIAMI BEACH TO BETTER SERVE INTERESTS OF ALL STUDENTS IN THE CITY; AND, PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, the City of Miami Beach's advisory Committee For Quality Education In Miami Beach Schools was established in 1999 to make recommendations to the city commission and to investigate, develop, and carry out plans to promote and ensure the provision of quality education in Miami Beach public schools; and

WHEREAS, the Ordinance, codified in Sections 2-190.134 through 2-190.138 of City's Code of Laws and Ordinances ("City Code"), requires for the Committee to be composed of fifteen (15) voting members and three nonvoting ex-officio members; and

WHEREAS, the Mayor and City Commission determined that it is in the best interest of the City to amend the composition of the Committee to include representatives from all K through 12 schools in the City of Miami Beach, including private and charter schools, to better serve the interests of all students in the City.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

SECTION 1. Sections 2-190.135-2.190-137 of Division 18, of Article III, of Chapter 2 of the City Code, entitled "Administration," is hereby amended as follows:

CHAPTER 2

ADMINISTRATION

* * *

ARTICLE III. AGENCIES, BOARDS AND COMMITTEES

* * *

DIVISION 30. COMMITTEE FOR QUALITY EDUCATION IN MIAMI BEACH SCHOOLS

Sec. 2-190.134. Established.

There is hereby established the Committee for Quality Education in Miami Beach Schools whose purposes, power and duties, composition, membership qualifications, and general governing regulations are as follows.

Sec. 2-190.135. Purpose.

The committee's purpose is to guide the city's efforts toward providing the best education possible in Miami Beach ~~public~~ K through 12th grade schools.

Sec. 2-190.136. Powers and duties.

The committee is vested with the power and authority to make recommendations to the city commission and to investigate, develop, and carry out plans to promote and ensure the provision of quality education in Miami Beach ~~public~~ K through 12th grade schools.

Sec. 2-190.137. Composition; knowledge and experience.

The committee shall consist of ~~15~~ twenty-six ~~seven~~ (26~~7~~) voting members and three nonvoting ex officio members to be comprised as follows:

(1) A representative selected by the Parent Teacher Association of North Beach Elementary.

(2) A representative selected by the Parent Teacher Association of Biscayne Beach Elementary.

(3) A representative selected by the Parent Teacher Association of Miami Beach Feinberg-Fisher K-8 ~~Elementary~~.

(4) A representative selected by the Parent Teacher Association of Miami Beach South Pointe Elementary.

(5) A representative selected by the Parent Teacher Association of Miami Beach Nautilus Middle School.

(6) A representative selected by the Parent Teacher Association of Miami Beach High School.

(7) A representative selected by the Parent Teacher Association of Ruth K. Broad Elementary School.

(8) A representative selected by the Parent Teacher Association of Treasure Island Elementary School.

(9) A representative selected by the Parent Teacher Association, or an equivalent parental organization of Rabbi Alexander Gross High School & Hebrew Academy.

(10) A representative selected by the Parent Teacher Association, or an equivalent parental organization of Yeshiva Elementary School.

(11) A representative selected by the Parent Teacher Association, or an equivalent parental organization of St. Patrick Catholic School.

(12) A representative selected by the Parent Teacher Association, or an equivalent parental organization of Casa Dei Bambini.

(13) A representative selected by the Parent Teacher Association, or an equivalent parental organization of Lehrman Community Day School Inc.

(14) A representative selected by the Parent Teacher Association, or an equivalent parental organization of Klurman Mesivta ~~Congregation Beth Medrash Levi Yitzchok Lubavitch~~.

~~(15) A representative selected by the Parent Teacher Association, or an equivalent parental organization of Friends of Lubavitch.~~

(15) A representative selected by the Parent Teacher Association, or an equivalent parental organization of Temple Beth Sholom Innovation School.

(16) A representative selected by the Parent Teacher Association, or an equivalent parental organization of Mater Beach Academy.

(17) A representative selected by the Parent Teacher Association, or an equivalent parental organization of Montessori Academy at St. Johns.

(18) A representative selected by the Parent Teacher Association, or an equivalent parental organization of Le Petite Papillon Montessori.

(19) A representative selected by the Parent Teacher Association, or an equivalent parental organization of Mechina of South Florida (the Mesivta of Greater Miami).

~~(9)~~ (20) Seven members of the public with knowledge or expertise with regard to education issues who shall be direct appointments by the mayor and each city commissioner with no more than three who can be employed or contracted by Miami-Dade County public schools.

A quorum shall consist of nine (9) members. All voting members must be parents/guardians of students attending a Miami Beach school who are also City of Miami Beach residents. The city commission shall designate two of its members to serve as city commission liaisons who shall report to the city commission actions of the committee for quality education; the city manager shall further designate a member of city staff to serve as a liaison who shall report the committee's actions to the city manager.

Sec. 2-190.138. Supporting department.

The supporting department shall be the office of the city manager.

* * *

SECTION 2. CODIFICATION

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Miami Beach City Code. 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 3. REPEALER

All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4. SEVERABILITY

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

SECTION 5. EFFECTIVE DATE.

This Ordinance shall take effect on the 4 day of March, 2023.

PASSED AND ADOPTED this 22 day of February, 2023.

ATTEST:

Dan Gelber, Mayor

FEB 28 2023

Rafael E. Granado, City Clerk

(Sponsored by Commissioner Kristen Rosen Gonzalez)

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

City Attorney 2-27-23 Date

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: Rafael A. Paz, City Attorney
DATE: February 22, 2023

10:35 a.m. Second Reading Public Hearing

SUBJECT: AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 2 OF THE MIAMI BEACH CITY CODE, ENTITLED "ADMINISTRATION," BY AMENDING ARTICLE III, ENTITLED "AGENCIES, BOARDS AND COMMITTEES," BY AMENDING DIVISION 30, ENTITLED "COMMITTEE FOR QUALITY EDUCATION IN MIAMI BEACH SCHOOLS," BY AMENDING SECTIONS 2-190.135-2-190.137 THEREOF TO EXPAND THE COMPOSITION OF THE COMMITTEE INCLUDE REPRESENTATIVES FROM PRIVATE AND CHARTER K-12 SCHOOLS IN MIAMI BEACH TO BETTER SERVE INTERESTS OF ALL STUDENTS IN THE CITY; AND, PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

ANALYSIS

Pursuant to the request of Commissioner Kristen Rosen Gonzalez, the above-referenced Ordinance is submitted for consideration by the Mayor and City Commission at the February 1, 2023 Commission meeting.

The Ordinance will be submitted via Supplemental Agenda.

SUPPORTING SURVEY DATA

N/A

FINANCIAL INFORMATION

N/A

Is this a "Residents Right to Know" item, pursuant to City Code Section 2-14?

No

Does this item utilize G.O. Bond Funds?

No

Legislative Tracking

Office of the City Attorney

Sponsor

Commissioner Kristen Rosen Gonzalez

ATTACHMENTS:

Description

- Commission Memorandum
- Ordinance

MIAMIBEACH

OFFICE OF THE CITY ATTORNEY
RAFAEL A. PAZ, CITY ATTORNEY

COMMISSION MEMORANDUM

TO: Mayor Dan Gelber and Members of the City Commission
Alina T. Hudak, City Manager

SECOND READING

FROM: Rafael A. Paz, City Attorney

DATE: February 22, 2023

SUBJECT: **AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 2 OF THE MIAMI BEACH CITY CODE, ENTITLED "ADMINISTRATION," BY AMENDING ARTICLE III, ENTITLED "AGENCIES, BOARDS AND COMMITTEES," BY AMENDING DIVISION 30, ENTITLED "COMMITTEE FOR QUALITY EDUCATION IN MIAMI BEACH SCHOOLS," BY AMENDING SECTIONS 2-190.135-2-190.137 THEREOF TO EXPAND THE COMPOSITION OF THE COMMITTEE INCLUDE REPRESENTATIVES FROM PRIVATE AND CHARTER K-12 SCHOOLS IN MIAMI BEACH TO BETTER SERVE INTERESTS OF ALL STUDENTS IN THE CITY; AND, PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.**

The attached Ordinance was prepared at the request of Commissioner Kristen Rosen Gonzalez. The Mayor and City Commission approved the Ordinance on first reading at the February 1, 2023 City Commission meeting. No changes have been made between First and Second Reading. A Summary of the proposed Ordinance is set forth below.

The City of Miami Beach's advisory Committee For Quality Education In Miami Beach Schools was established in 1999 to make recommendations to the City Commission and to investigate, develop, and carry out plans to promote and ensure the provision of quality education in Miami Beach public schools.

The Ordinance, codified in Sections 2-190.134 through 2-190.138 of City's Code of Laws and Ordinances ("City Code"), requires for the Committee to be composed of fifteen (15) voting members and three nonvoting ex-officio members.

The proposed Ordinance would amend the composition of the Committee to include representatives from all K through 12 schools in the City of Miami Beach, including private and charter schools, to better serve the interests of all students in the City, for a total number of 27 members.

RAP/FA/ag