

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA AMENDING CHAPTER 2 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "ADMINISTRATION," BY AMENDING ARTICLE III, ENTITLED "AGENCIES, BOARDS AND COMMITTEES," BY AMENDING DIVISION 32, ENTITLED "LGBT ADVISORY COMMITTEE," TO CHANGE THE NAME OF THE COMMITTEE TO THE "LGBTQ ADVISORY COMMITTEE," DELETING OUTDATED LANGUAGE REGARDING THE COMMITTEE'S INITIAL COMPOSITION, AND CORRECTING SCRIVENER'S ERRORS TO PROVIDE CONSISTENCY IN CAPITALIZATION THROUGHOUT DIVISION 32; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

**WHEREAS**, at its meeting on November 15, 2016, the LGBT Advisory Committee passed a motion recommending that its name be changed to the LGBTQ Advisory Committee and, subsequently, the Committee issued LTC No. 039-2017 informing the City Commission of its motion; and

**WHEREAS**, the LGBT Advisory Committee has historically used the term "LGBT" in its title to identify the Committee. However, as communities evolve with expanding identities, the LGBT Advisory Committee would like to honor this and change its name from the "LGBT Advisory Committee" to the "LGBTQ Advisory Committee" so that its name represents the same level of inclusivity reflective of the Committee's work; and

**WHEREAS**, "Q" represents those who are questioning where they fit into the spectrum of identity and can also mean those who identify as queer; using the term "LGBTQ" as opposed to the term "LGBT," is a more inclusive term for the diversity and the broad range of people and expressions within the LGBTQ community in Miami Beach and elsewhere; and

**WHEREAS**, in 2014, just days before the National LGBTQ Task Force Miami Recognition Dinner, The National LGBTQ Task Force changed its name from "The National Gay and Lesbian Task Force" to "The National LGBTQ Task Force." Preceding its name change, the National LGBTQ Task Force had conducted online studies that resulted in 62% of responders favoring the term "LGBTQ" to represent the community. The National LGBTQ Task Force resolved to change its name based on its findings and that the new name would better represent its core values of inclusivity; and

**WHEREAS**, the LGBT Advisory Committee is committed to the same core values of inclusivity, respect, and celebration of diversity. A name change from the "LGBT Advisory Committee" to the "LGBTQ Advisory Committee," would reflect such core values; and

**WHEREAS**, in view of the forgoing, all references in Division 32 of Chapter 2 of the City Code to "LGBT" should be amended to "LGBTQ"; and

**WHEREAS**, in addition, outdated language in Division 32 of Chapter 2 regarding the initial composition of the Committee should be deleted, and scrivener's errors should be corrected for consistency in capitalization.

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

**SECTION 1.**

That Division 32 of Article III of Chapter 2 of the Code of the City of Miami Beach is hereby amended as follows:

**CHAPTER 2**

**ADMINISTRATION**

\* \* \*

**ARTICLE III. AGENCIES, BOARDS AND COMMITTEES**

\* \* \*

**DIVISION 32. - LGBTQ ADVISORY COMMITTEE**

**Sec. 2-190.144.** - Committee purpose.

The purpose of the LGBTQ Advisory Committee is to provide guidance and advice to the City Commission and the City Manager with recommendations on initiatives to be implemented and supported by the City regarding a variety of issues to ensure the welfare and future of the Miami Beach LGBTQ Community.

**Sec. 2-190.145.** - Powers and duties.

The Committee shall make advisory recommendations to the City Commission and the City Manager on initiatives to be implemented and supported by the City regarding a variety of issues to ensure the well being and quality of life of the Miami Beach LGBTQ Community.

**Sec. 2-190.146.** - Composition.

The ~~c~~Committee shall consist of 15 voting members, with three members to be directly appointed by the ~~m~~Mayor, and two members to be directly appointed by each ~~e~~City ~~e~~Commissioner. ~~Notwithstanding the preceding sentence, the initial membership of the cCommittee shall be comprised of those current members of the mMayor's gay business development committee, choosing to serve on the cCommittee, with any additional members (as required to complete the total number of members of the cCommittee) to be appointed at large by a majority vote of the cCity cCommission.~~

**Sec. 2-190.147. - Supporting departments.**

The office of the eCity mManager will provide staff support for the eCommittee. The eCity aAttorney's office shall serve as legal counsel to the eCommittee.

**SECTION 2. REPEALER.**

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

**SECTION 3. SEVERABILITY.**

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

**SECTION 4. 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 5. EFFECTIVE DATE.**

This Ordinance shall take effect on the \_\_\_\_ day of \_\_\_\_\_, 2017.

**PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Philip Levine, Mayor

**ATTEST:**

\_\_\_\_\_  
Rafael E. Granado, City Clerk

Underline denotes additions  
~~Strikethrough~~ denotes deletions

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

RRR  
City Attorney

1-31-17  
Date

(Sponsored by Commissioners John Elizabeth Alemán and Joy Malakoff)