

COMMISSION MEMORANDUM

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

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 CODE OF THE CITY OF MIAMI BEACH, ENTITLED "ADMINISTRATION," BY AMENDING ARTICLE II, ENTITLED "CITY COMMISSION," BY AMENDING SECTION 2-14, ENTITLED "MEETING PROCEDURES AND AGENDAS," TO IMPOSE A LIMIT ON THE MAXIMUM NUMBER OF PROCLAMATIONS, AWARDS, CERTIFICATES, OR OTHER RECOGNITIONS THAT MAY BE PLACED ON A MEETING AGENDA BY THE MAYOR OR BY EACH MEMBER OF THE CITY COMMISSION; AND PROVIDING FOR REPEALER, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE.

The attached Ordinance has been drafted at the request of Vice-Mayor Steven Meiner and placed on the February 22, 2023 City Commission meeting agenda for Second Reading.

Article II of Chapter 2 of the City Code, entitled "City Commission," establishes rules of procedure and agenda requirements for meetings of the City Commission. On July 8, 2015, the City Commission adopted Ordinance No. 2015-3924 which, among other things, amended the Code to provide for the setting of Presentations and Awards meetings. The purpose of the Ordinance was to provide for "separate regularly scheduled meetings" that are "specifically dedicated" for purposes of presenting proclamations, awards, certificates, and all other recognitions (collectively, "Proclamations") made by the Mayor and City Commission.

The City's current practice is to schedule up to three (3) standalone Presentations & Awards meetings per year. In months with a standalone Presentations & Awards meeting, Proclamations may only be presented at the Presentations & Awards meeting. If Proclamations are scheduled to be presented on the same date as a regular City Commission meeting, the City's practice is to notice the meeting as a "City Commission/Presentations & Awards Meeting."

On February 1, 2023, the Mayor and City Commission unanimously approved a proposed amendment to the Ordinance, to eliminate the practice of presenting Proclamations at regular meetings of the City Commission, and provide for Proclamations to only be presented at stand-alone Presentations and Awards meetings. The City Commission also expressed the desire for such Presentations and Awards meetings to be scheduled to take place every other month (six times per year). Accordingly, the proposed Ordinance has been amended to reflect the changes unanimously endorsed by the City Commission at First Reading.