

ORDINANCE NO. 1325

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 2, OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES ENTITLED "ADMINISTRATION", BY AMENDING ARTICLE III, DIVISION 10 ENTITLED "SENIOR CITIZENS' ADVISORY BOARD", SPECIFICALLY AT SECTION 2-201 RELATING TO COMPOSITION OF THE BOARD AND SECTION 2-203 MEETINGS AND RECOMMENDATIONS; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

WHEREAS, Section 2-201 of Chapter 2, Article III, Division 10, establishes a Senior Citizen Advisory Board "Board" in the City of North Miami consisting of seven (7) members; and

WHEREAS, it is becoming increasingly more difficult to obtain a quorum of four (4) at the Board's meetings; and

WHEREAS, City Administration recommends reducing the number of members required to be appointed to the Board to five (5) instead of seven (7), thereby reducing the number necessary to establish a quorum; and

WHEREAS, the Mayor and City Council have determined that it is in the best interest of the City to amend Section 2-201 and reduce the membership of the Senior Citizens' Advisory Board; and

WHEREAS, City Administration further recommends that Section 2-203 be amended to conform with Florida Statutes Section 286.011, regarding public notice and meetings locations; along setting forth the manner in which recommendations are made to City Council from the Board; and

WHEREAS, the Mayor and City Council wish to amend Sections 2-201 and 2-203 to address the specific issues presented by City Administration.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, THAT:

Section 1. The Mayor and City Council of the City of North Miami, Florida, hereby amend Chapter 2 of the North Miami Code of Ordinance entitled "Administration" by amending Article III, Division 10 entitled "Senior Citizens' Advisory Board", specifically at Section 2-201 relating to Composition of the Board and Section 2-203 Meetings and Recommendations as follows:

CHAPTER 2. ADMINISTRATION

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ARTICLE III. BOARD, COMMITTEES, COMMISSIONS

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DIVISION 10. SENIOR CITIZENS' ADVISORY BOARD

Sec. 2-201. Establishment of Board; composition; appointment; term; quorum; officers; removal.

(a) There is established a senior citizens' advisory board consisting of ~~seven (7)~~ a minimum of five (5) members, each of whom shall be a resident of the city or ~~who shall have significant ties to the community associated with a social service agency that benefits elders in the North Miami area.~~

(b) Each member of the city council shall nominate one (1) member of the senior citizens' advisory board ~~with two (2) members to be nominated at-large~~, all of whom shall be subject to appointment by approval of a majority of the city council. Each member so appointed shall hold office until the second Tuesday in June of the odd-numbered year next following appointment. Members shall hold office until a successor is duly appointed. All terms shall begin and end at noon on the date indicated. The city council shall appoint a qualified person to serve out the unexpired term of any member vacating office by resignation or otherwise.

(c) ~~Five (5)~~ Three (3) members shall constitute a quorum for the transaction of business. During the first meeting of the board in ~~July~~ September of each year, the members shall elect one (1) of their members to act as chairman, one (1) of their members to act as vice chairman ~~and one (1) to act as secretary.~~

(d) Any board member absent from three (3) consecutive or a total of four (4) regular board meetings within a twelve-month period shall be removed from office.

Sec. 2-202. Duties of Board.

The senior citizens' advisory board shall perform the following duties:

- (1) Review, study and sponsor potential and existing local areas for application of any programs as they may relate to senior citizens.
- (2) Review and study welfare programs and recreational facilities as they may relate to and affect senior citizens.
- (3) Make such recommendations to the city council as it may deem advisable.

Sec. 2-203. Meetings and recommendations.

(a) The senior citizens' advisory board shall meet at the call of the chairman at least once each month. The meeting place shall be in a location ~~agreed upon by the chairman and the city manager,~~ suitable for public assembly. The notice of meeting shall be sent by mail to members and guests, and posted on the city hall bulletin board. All meetings shall be open to the public.

(b) All recommendations by the board shall be submitted to the city council by letter a ~~minimum of seven (7) days~~ as needed prior to the next regularly scheduled council meetings in order that they may be included in the agenda for such meeting.

Section 2. Repeal. All Ordinances or parts of Ordinances in conflict or inconsistent are repealed.

Section 3. Conflicts. All ordinances or parts of ordinances in conflict or inconsistent with the provisions of this Ordinance are hereby repealed.

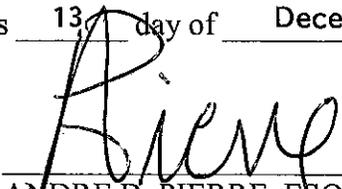
Section 4. Severability. If any word, clause, phrase, sentence, paragraph or section of this Ordinance is held to be invalid by a court of competent jurisdiction, such declaration of invalidity shall not affect any other word, clause, phrase, sentence, paragraph or section of this Ordinance.

Section 5. Codification. The provision of this ordinance may become and be made a part of the Code of Ordinances of the City of North Miami, Florida. The sections of the Ordinance may be renumbered or re-lettered to accomplish such, and the word "ordinance" may be changed to "section," "article," or any other appropriate word.

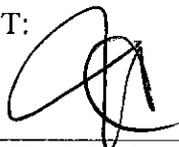
Section 6. Effective Date. This ordinance shall become effective immediately upon adoption on second reading.

PASSED AND ADOPTED by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, on first reading this 22 day of November, 2011.

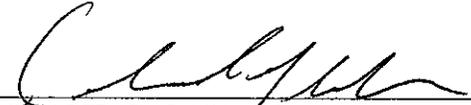
PASSED AND ADOPTED by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, on second reading this 13 day of December, 2011.



ANDRE D. PIERRE, ESQ.
MAYOR

ATTEST: 

MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:


ROLAND C. GALDOS
INTERIM CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Councilman Blynn

Seconded by: Councilman Galvin

Vote:

Mayor Andre D. Pierre, Esq.	<u>X</u>	(Yes)	_____	(No)
Vice Mayor Marie Erlande Steril	<u>X</u>	(Yes)	_____	(No)
Councilperson Michael R. Blynn, Esq.	<u>X</u>	(Yes)	_____	(No)
Councilperson Scott Galvin	<u>X</u>	(Yes)	_____	(No)
Councilperson Jean R. Marcellus	<u>X</u>	(Yes)	_____	(No)