

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: City Attorney Ricardo J. Dopico

DATE: July 24, 2024 First Reading

TITLE: 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 2-14, ENTITLED "MEETING PROCEDURES AND AGENDAS," TO REQUIRE THAT THE PRECEDENCE AFFORDED TO NOT REACHED ORDINANCES AND RESOLUTIONS NOT REACHED AT A PRIOR MEETING ALSO BE AFFORDED TO DISCUSSION ITEMS NOT REACHED, AND TO PROVIDE FOR THE AUTOMATIC EXTENSION OF A REGULAR COMMISSION MEETING UNTIL ALL ORDINANCES, RESOLUTIONS, AND DISCUSSION ITEMS NOT REACHED AT THE PREVIOUS CITY COMMISSION MEETING ARE HEARD; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

### **ANALYSIS**

The attached Ordinance was prepared at the request of Commissioner Kristen Rosen Gonzalez for consideration.

The City Commission has established agenda procedures for the conduct of its monthly meetings in Chapter 2 of the City Code. From time to time, certain agenda items are not reached at City Commission meetings due to time constraints or unforeseen circumstances, and, pursuant to Section 2-14(d)(10) they must take precedence over all other items on the agenda at the next regularly scheduled City Commission meeting, with the exception of previously scheduled time certain items.

Section 14(d)(10), enacted on February 21, 2024 pursuant to Ordinance No. 2024-4594, provides for priority treatment of ordinances and resolutions, but does not address discussion items. To further ensure that all matters brought before the City Commission receive timely consideration, the sponsor desires to require that until all unheard resolutions, ordinances, as well as discussion items from the previous meeting be heard at the next regularly scheduled City Commission meeting, with the exception of previously scheduled time certain items, and if there is insufficient time at such next meeting to hear all such items, then the next regularly scheduled meeting shall be automatically extended until all such items are heard.

### **FISCAL IMPACT STATEMENT**

N/A

### **Applicable Area**

Citywide

**Is this a “Residents Right to Know” item,  
pursuant to City Code Section 2-17?**

No

**Is this item related to a G.O. Bond  
Project?**

No

**Was this Agenda Item initially requested by a lobbyist which, as defined in Code Sec. 2-481,  
includes a principal engaged in lobbying?** No

If so, specify the name of lobbyist(s) and principal(s):

**Department**

City Attorney

**Sponsor(s)**

Commissioner Kristen Rosen Gonzalez

**Co-sponsor(s)**