

R5 L 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 16, ENTITLED "YOUTH COMMISSION" BY AMENDING SECTION 2-188 THEREOF, TO ALLOW MEMBERS TO SERVE UP TO THREE YEARS TOTAL ON THE YOUTH COMMISSION; AND, PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Applicable Area:

MIAMI BEACH

COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission
FROM: City Attorney Ricardo J. Dopico
DATE: July 24, 2024 2:00 p.m. Second Reading Public Hearing

TITLE: 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 16, ENTITLED "YOUTH COMMISSION" BY AMENDING SECTION 2-188 THEREOF, TO ALLOW MEMBERS TO SERVE UP TO THREE YEARS TOTAL ON THE YOUTH COMMISSION; AND, PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

ANALYSIS

The attached Ordinance was prepared at the request of Vice-Mayor Laura Dominguez and Commissioner Alex Fernandez for consideration.

In 2016, the Mayor and City Commission of the City of Miami Beach adopted Ordinance No. 2016-4017, establishing the advisory Youth Commission to provide the youth of Miami Beach with a vehicle to learn about government, participate in the process of City government, represent and articulate the needs of youth in the City, and provide recommendations to the City Commission on issues and programs affecting the youth and teen population in the City.

Currently, the term of office for each member is one year, with the option to be re-appointed for one subsequent one-year term, allowing each member to serve up to two (2) years total.

At its March 16, 2024 meeting, the Youth Commission passed a unanimous motion recommending for the Mayor and City Commission to amend Ordinance No. 2016-4017 to allow for a Youth Commission member to serve up to three (3) years.

General term of office for members of City boards and committees, unless specifically prescribed, is two years. The proposed Ordinance seeks to amend Section 2-188 of the City Code to allow for members to serve for up to three (3) years, with the initial appointment to be for a one (1) year term, with an option to be appointed for two (2) additional one-year terms, allowing members to serve up to three (3) years in the aggregate.

FISCAL IMPACT STATEMENT

N/A

Does this Ordinance require a Business Impact Estimate? Yes
(FOR ORDINANCES ONLY)

The Business Impact Estimate (BIE) was published on 7/5/2024. See BIE at:
<https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notice/>

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 Laura Dominguez

Co-sponsor(s)

Commissioner Alex Fernandez

ORDINANCE NO. _____

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 16, ENTITLED "YOUTH COMMISSION" BY AMENDING SECTION 2-188 THEREOF, TO ALLOW MEMBERS TO SERVE UP TO THREE YEARS TOTAL ON THE YOUTH COMMISSION; AND, PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, in 2016, the Mayor and City Commission of the City of Miami Beach adopted Ordinance No. 2016-4017, establishing the advisory Youth Commission to provide the youth of Miami Beach with a vehicle to learn about government, participate in the process of City government, represent and articulate the needs of youth in the City, and provide recommendations to the City Commission on issues and programs affecting the youth and teen population in the City; and

WHEREAS, currently, the term of office for each member is one year, with the option to be re-appointed for one subsequent one-year term, allowing each member to serve up to two (2) years total; and

WHEREAS, at its March 16, 2024 meeting, the Youth Commission passed a unanimous motion recommending for the Mayor and City Commission to amend Ordinance No. 2016-4017 to allow for a Youth Commission member to serve up to three (3) years; and

WHEREAS, general term of office for members of City boards and committees, unless specifically prescribed, is two years; and

WHEREAS, the Mayor and City Commission wish to amend Section 2-188 of the City Code to allow for members to serve for up to three (3) years, with the initial appointment to be for a one (1) year term, with an option to be appointed for two (2) additional one-year terms, allowing members to serve up to three (3) years in the aggregate.

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

SECTION 1. Division 16 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 16. YOUTH COMMISSION

Sec. 2-186. Established; purpose.

There is hereby created a youth commission (the "youth commission") which is an advisory board of the city. The purpose of the youth commission is to provide the youth of Miami Beach

with a vehicle to learn about government, participate in the process of city government, represent and articulate the needs of youth in the city, and provide recommendations to the mayor and city commissioners on issues and programs affecting the youth and teen population in the city.

Sec. 2-187. Powers and duties.

The youth commission shall have the following powers and duties:

- (a) Serve in an advisory capacity to the mayor and city commission with regard to issues and programs affecting the city's youth and teen population;
- (b) Foster increased city youth involvement in the affairs of city government;
- (c) Research, discuss, and formulate recommendations on issues, activities, and concerns of youth in the city;
- (d) Comment upon existing or proposed legislation, ordinances, resolutions, and policies that impact the youth in the city;
- (e) Work with other youth organizations in the city and other cities, counties, states, and countries to collaborate on shared issues and interests and to develop new ideas for programs;
- (f) Submit to the mayor and city commissioners an annual report of the activities of the youth commission in the month of May prior to the end of the regular school year;
- (g) Utilize social networking sites and/or technology to engage and inform youth in the city of important city activities;
- (h) Each member of the youth commission should meet with the official who appointed him or her on a quarterly basis, or at the discretion of the appointing official, as is mutually convenient for the youth commission member and the appointing official, to discuss youth and community issues of concern.

Sec. 2-188. Composition.

- (a) The youth commission shall be composed of seven voting members.
- (b) The mayor and each city commissioner shall appoint one member to the youth commission as a direct appointment. Members must be residents of the City of Miami Beach. Members must be enrolled in a public or private school in Miami-Dade County. Members shall be 15 through 18 years old at the time of appointment and be enrolled in the 10th, 11th, or 12th grade. To be qualified for appointment, a student must have a minimum 2.0 grade point average and demonstrate a sincere interest in municipal government, be motivated to contribute to the betterment of the city and have a background in community-based activity.
- (c) The term of office for each member shall be one year. Members may be appointed for ~~one~~ two subsequent one-year ~~term~~ terms; provided, however, that no member shall serve on or after his/her nineteenth birthday. In addition, board member terms shall automatically expire upon the latter of December 31 of the year the appointing city commission member leaves office or upon the appointment/election of the successor city commission member.
- (d) Youth commission members shall annually elect a member as chairperson, and other officers it deems necessary. A vote of a majority of the members shall be required to constitute action taken by the youth commission.

Sec. 2-189. Supporting department.

The supporting department for the youth commission shall be the office of the city manager.

Sec. 2-190. Reserved.

* * *

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 ____ day of _____, 2024.

PASSED AND ADOPTED this ____ day of _____, 2024.

ATTEST:

Steven Meiner, Mayor

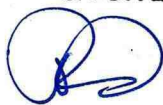
Rafael E. Granado, City Clerk

Underline denotes additions

~~Strikethrough~~ denotes deletions

(sponsored by Vice-Mayor Laura Dominguez
Co-sponsored by Commissioner Alex J. Fernandez)

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney

5/6/2024

Date