

PROPOSED ORDINANCE NO. 2019-15

ORDINANCE NO. 1933

AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA, AMENDING CHAPTER 32 OF THE CITY'S CODE OF ORDINANCES, ENTITLED "DEPARTMENTS, BOARDS, AND COMMISSIONS;" BY AMENDING THE "DIVERSITY AND HERITAGE ADVISORY BOARD" TO REVISE THE BOARD COMPOSITION; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the City Commission of the City of Pembroke Pines (the "City") desires to encourage full participation by all individuals of all backgrounds who are interested in being appointed to City Advisory Boards; and

**WHEREAS**, the City is one of South Florida's most diverse cities; and

**WHEREAS**, strengthening community connections among diverse groups, fostering cultural activity, and creating heritage projects and programs will enhance life and activity within the City; and

**WHEREAS**, over the years, volunteer Diversity and Heritage Committee members have donated countless hours to make thoughtful recommendations to the City Council about how best to move forward with ethnic community engagement and strongly recommended the formation of a permanent advisory board to the City; and

**WHEREAS**, the City Commission finds that recognizing and formalizing the Diversity and Heritage Committee into a formal City Advisory Board is in the best

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interests of the citizens and residents of the City.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, THAT:**

**SECTION 1.** The foregoing "WHEREAS" clauses are hereby ratified as true and correct, and incorporated herein by this reference.

**SECTION 2.** Section 32.192, of the City of Pembroke Pines Code of Ordinances, entitled "Composition and Quorum" is hereby amended as follows:

Sec. 32.192 Composition and Quorum

(a) The Diversity and Heritage Advisory Board consists of fifteen (15) regular members and ~~two (2)~~ ten (10) alternates, who live or conduct business in the city, with a strong commitment to the mission of the Diversity and Heritage Advisory Board. The Mayor and each City Commissioner shall appoint three (3) regular members. The Mayor shall appoint the two (2) alternates and each City Commissioner shall appoint two (2) alternates. Alternates may only be appointed from the district in which the appointing commissioner resides; with the exception of the Mayor's appointments, who may reside in any district. Alternates may only be seated at a meeting for voting or quorum purposes in the absence of a regular member from the same Commission District or of the Mayor.

(b) Eight (8) voting members in attendance shall constitute a quorum of the Board.

**SECTION 3.** It is the intention of the City Commission of the City of Pembroke Pines that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Pembroke Pines, Florida, and that the Sections of this ordinance may be renumbered, re-lettered and the word

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"Ordinance" may be changed to "Section," "Article" or such other word or phrase in order to accomplish such intention.

**SECTION 4.** If any clause, section, or other part or application of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and so not affecting the validity of the remaining portions or applications remaining in full force and effect.

**SECTION 5.** All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflict.

**SECTION 6.** This Ordinance shall become effective immediately upon its passage and adoption.

**[LEFT INTENTIONALLY BLANK]**

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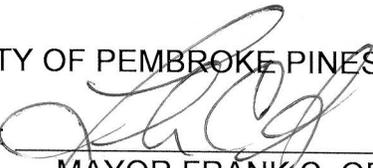
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PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, ON THE FIRST READING, THIS 5TH DAY OF SEPTEMBER, 2019.

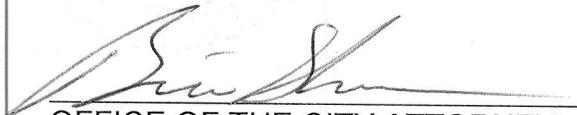
PASSED ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, ON THE SECOND AND FINAL READING, THIS 18TH DAY OF SEPTEMBER, 2019.

CITY OF PEMBROKE PINES, FLORIDA

By  \_\_\_\_\_  
MAYOR FRANK C. ORTIS

ATTEST:   
MARLENE GRAHAM, CITY CLERK

APPROVED AS TO FORM:

  
OFFICE OF THE CITY ATTORNEY

ORTIS	<u>AYE</u>
GOOD	<u>AYE</u>
CASTILLO	<u>ABSENT</u>
SCHWARTZ	<u>AYE</u>
SIPLE	<u>AYE</u>

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# City of Pembroke Pines, FL

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## Agenda Request Form

**Agenda Number: 14.**

**File ID:** 2019-15

**Type:** Ordinance

**Status:** Second Reading

**Version:** 2

**Agenda  
Section:**

**In Control:** City Commission

**File Created:** 08/28/2019

**Short Title:** Proposed Ordinance 2019-15: Amended Diversity and Heritage Advisory Board Alternate Positions.

**Final Action:** 09/18/2019

**Title:** MOTION TO PASS PROPOSED ORDINANCE 2019-15 ON SECOND AND FINAL READING.

PROPOSED ORDINANCE 2019-15 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA, AMENDING CHAPTER 32 OF THE CITY'S CODE OF ORDINANCES, ENTITLED "DEPARTMENTS, BOARDS, AND COMMISSIONS;" BY AMENDING THE "DIVERSITY AND HERITAGE ADVISORY BOARD" TO REVISE THE BOARD COMPOSITION; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

**\*Agenda Date:** 09/18/2019

**Enactment Date:** 09/18/2019

**Agenda Number:** 14.

**Enactment Number:** 1933

**Internal Notes:**

**Attachments:** 1. Proposed Ordinance 2019-15: Heritage and Diversity Advisory Board, 2. Commission Action on 6-19-2019

**Indexes:**

- |   |  |            |                       |      |
|---|--|------------|-----------------------|------|
| 1 | City Commission  | 09/05/2019 | pass on First Reading | Pass |
|   | <b>Action Text:</b> A motion was made by Vice Mayor Schwartz, seconded by Commissioner Siple, to pass Proposed Ordinance 2019-15 on First Reading. The motion carried by the following vote:<br>Aye: - 5 Mayor Ortis, Commissioner Castillo, Vice Mayor Schwartz, Commissioner Siple, and Commissioner Good Jr.<br>Nay: - 0  |            |                       |      |
| 2 | City Commission  | 09/18/2019 | adopt                 | Pass |
|   | <b>Action Text:</b> A motion was made by Vice Mayor Schwartz, seconded by Commissioner Siple, to adopt Proposed Ordinance 2019-15 on second and final reading, to amend Chapter 32 of the City's Code of Ordinances entitled "Departments, Boards and Commissions" by amending the "Diversity and Heritage Advisory Board" to revise the Board Composition. The motion carried by the following vote:<br>Aye: - 4 Mayor Ortis, Vice Mayor Schwartz, Commissioner Siple, and Commissioner Good Jr.<br>Nay: - 0<br>Absent: - 1 Commissioner Castillo |            |                       |      |

**SUMMARY EXPLANATION AND BACKGROUND:**

1. On August 21, 2019, Vice Mayor Schwartz introduced a Commission item, making a motion to amend the Diversity and Heritage Advisory Board to include an additional two alternate positions for each commission district; and that alternates would only be appointed from the commission district in which the alternate board member applicant lives.

2. With the adoption of Proposed Ordinance 2019-15 Section 32.192, of the City of Pembroke Pines Code of Ordinances, entitled "Composition and Quorum" would be amended as follows:

**Sec. 32.192 Composition and Quorum (a) The Diversity and Heritage Advisory Board consists of fifteen (15) regular members and two (2) ten (10) alternates, who live or conduct business in the city, with a strong commitment to the mission of the Diversity and Heritage Advisory Board. The Mayor and each City Commissioner shall appoint three (3) regular members. The Mayor shall appoint the two (2) alternates and each City Commissioner shall appoint two (2) alternates. Alternates may only be appointed from the district in which the appointing commissioner resides; with the exception of the Mayor's appointments, who may reside in any district. Alternates may only be seated at a meeting for voting or quorum purposes in the absence of a regular member from the same Commission District or of the Mayor.**

3. On May 15, 2019 Commissioner Castillo introduced an item with a motion to discuss and direct the creation of a permanent, on-going city effort demonstrating respect for community diversity by creating a diversity advisory board charged with recommending policies, identifying heroes in promoting American and international diversity and civil rights; statuary and tributes to luminaries in diversity, located in City parks, and properties; events and activities promoting civic unity and strength through increased celebration of the City's diversity. The Commission agreed by consensus to direct the City Attorney to draft an ordinance that would not only embrace the previous community status of the Diversity and Heritage Committee, but would augment the status of the board to a formal diversity advisory committee with numbers of members per City commission district, to be brought back before Commission for review.

4. On June 5, 2019, Proposed Ordinance 2019-10 went before Commission for First Reading, with language in the motion amended to reflect "Diversity and Heritage" instead of "Heritage and Diversity." The Commission also agreed to a total of 15 members and 2 alternates on the Diversity and Heritage Advisory Board. There would be 3 appointees for each of the four Pembroke Pines Commission Districts, 3 Mayoral City-wide appointees and 2 city-wide alternates.

5. *On June 19, 2019, Proposed Ordinance 2019-10 establishing the Diversity and Heritage Advisory Board was adopted on second and final reading.*

6. On September 5, 2019, Proposed Ordinance 2019-15 to amend the Diversity and Heritage Advisory Board composition and quorum will go before Commission for first reading. Second and final reading is scheduled for Wednesday, September 18, 2019.

**FINANCIAL IMPACT DETAIL:** None.