

R5 Q 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," ARTICLE II, ENTITLED "CITY COMMISSION," SECTION 2-14 THEREOF, ENTITLED "MEETING PROCEDURES AND AGENDAS," TO AMEND PROVISIONS APPLICABLE TO THE SPONSORSHIP OF ORDINANCES PRESENTED TO THE CITY COMMISSION FOR APPROVAL; 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: May 20, 2026 10:12 a.m. First 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," ARTICLE II, ENTITLED "CITY COMMISSION," SECTION 2-14 THEREOF, ENTITLED "MEETING PROCEDURES AND AGENDAS," TO AMEND PROVISIONS APPLICABLE TO THE SPONSORSHIP OF ORDINANCES PRESENTED TO THE CITY COMMISSION FOR APPROVAL; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

BACKGROUND/HISTORY

The attached Ordinance has been placed on the City Commission meeting agenda for First Reading at the request of Commissioner Laura Dominguez.

ANALYSIS

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. Currently, no ordinance may be presented to the City Commission unless the Ordinance has been sponsored by one or more members of the City Commission.

This Ordinance amends the City Code to authorize the City's four Charter Officers (i.e. the City Manager, City Attorney, City Clerk, and Inspector General) to initiate and place Ordinances on a City Commission meeting agenda for the City Commission's consideration.

FISCAL IMPACT STATEMENT

N/A

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

If applicable, the Business Impact Estimate (BIE) was published on:
See BIE at: <https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notice/>

FINANCIAL INFORMATION

CONCLUSION

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)

Condensed Title

10:12 a.m. 1st Rdg, Sponsorship of Ordinances. (Dominguez) CA

Previous Action (For City Clerk Use Only)

ORDINANCE NO. _____

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 AMEND PROVISIONS APPLICABLE TO THE SPONSORSHIP OF ORDINANCES PRESENTED TO THE CITY COMMISSION FOR APPROVAL; AND PROVIDING FOR REPEALER, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, 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; and

WHEREAS, currently, no ordinance may be presented to the City Commission unless the ordinance has been sponsored by one or more members of the City Commission; and

WHEREAS, this Ordinance amends the City Code to authorize the City's four Charter Officers (i.e. the City Manager, City Attorney, City Clerk, and Inspector General) to initiate and place Ordinances on a City Commission meeting agenda for the City Commission's consideration; and

WHEREAS, this Ordinance allows Charter officers to propose technical or administrative amendments, bring the City into compliance with recent changes in State or Federal law, meet operational needs, and implement process improvements.

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

SECTION 1. That Article II of Chapter 2 of the Miami Beach City Code is hereby amended to state as follows:

**CHAPTER 2
ADMINISTRATION**

* * *

Article II. City Commission

* * *

Sec. 2-14. Meeting procedures and agendas.

- (a) *Statement of legislative intent.* Consistent with the City of Miami Beach Charter, this section will help uphold the principles of separation of powers and checks and balances. It will also lend to ~~improving~~ improve transparency in government, and ~~promoting~~ promote efficiency and decorum in the conduct of public business.

(b) *Ordinance and charter amendment sponsors and co-sponsors.* Any proposed ordinance or charter amendment that appears on the agenda of a city commission meeting for discussion, referral, and/or approval by the mayor and city commission must have the name of the mayor, or a member of the city commission placed prominently next to it as the primary sponsor of the legislation. Except for the setting of a time certain, which is governed by the provisions in subsection (d)(2) hereof, the primary sponsor controls the placing of the item on an agenda and the withdrawal of the item from an agenda. Co-sponsors are merely intended to provide additional support for an item and do not possess any procedural control of the item. Notwithstanding the foregoing, members of the city commission shall not be precluded from sponsoring ordinances or charter amendments on the same subject matter, provided that the proposed ordinances or charter amendments contain different terms or text. The following are excepted from the requirement of a sponsor:

- (1) Applications for amendments to the land development regulations filed by appointed boards or property owners pursuant to ~~subsection 118-162(a) or (b) of the City Code chapter 2, article IV of the land development regulations;~~ and
- (2) Resolutions that do not concern ~~charter~~ Charter amendments; discussion and/or referral items that do not concern Charter amendments; discussion and/or referral of items to boards or committees not scheduled for first or second reading as an ordinance; and referrals to boards or committees proposed by the city manager or city attorney.
- (3) A proposed ordinance that is initiated and placed on a city commission meeting agenda by the city manager, city attorney, city clerk, or inspector general.

* * *

SECTION 2. REPEALER.

All ordinances or parts of ordinances and all section and parts of sections in conflict herewith are hereby repealed.

SECTION 3. CODIFICATION.

It is the intention of the City Commission, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code of the City of Miami Beach as amended; that the sections of this ordinance may be renumbered or relettered to accomplish such intention; and that the word "ordinance" may be changed to "section" or other appropriate word.

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 ten days following adoption.

PASSED AND ADOPTED this _____ day of _____, 2026.

ATTEST:

Steven Meiner, Mayor

Rafael E. Granado, City Clerk

(Sponsored by Vice Mayor Laura Dominguez)

Underline denotes additions; ~~strike-through~~ denotes deletions

APPROVED AS TO
FORM AND LANGUAGE
& FOR EXECUTION

City Attorney

Date

5/12/2026
NK