



CITY OF WEST MIAMI  
MINUTES

CHARTER REVIEW BOARD MEETING

WEDNESDAY, JUNE 18<sup>TH</sup>, 2014

5:30 PM

COMMISSION CHAMBERS  
901 S.W. 62<sup>ND</sup> AVENUE  
WEST MIAMI, FLORIDA

1. **PLEDGE OF ALLEGIANCE.** The City Attorney led the Pledge of Allegiance.
2. **ROLL CALL.** The Mayor called the meeting to order at 5:40 P.M. Present were Mayor Eduardo H. Muhiña, Vice-Mayor Juan M. Blanes, Commissioner Candida Blanca, Commissioner Rhonda A. Rodriguez and Commissioner Luciano L. Suarez.

From the Charter Review Board present were Ralph De La Rosa, Maria Diaz, Frank Hernandez, Ralph Orelle, Jr., Joan Parker, Evelyn Paz, Irene Rodriguez and Mitchell Zuriarrain. Neyda Galvez and Alex Soto were excused.

3. **CITIZENS PRESENTATIONS.** No presentations.
4. **APPROVAL OF MINUTES OF MAY 21<sup>ST</sup>, 2014 MEETING.** Commissioner Rodriguez made a motion to approve the Minutes as submitted. The motion was seconded by Joan Parker. All were in favor.
5. **UNFINISHED BUSINESS:**

- A. Commissioner Suarez' recommendation to delete stricken through words in Section 3.04 - 3rd paragraph as follows:

“ The Council may, at a regularly called meeting and by four-fifths (4/5) affirmative vote, approve additional expenses for Council members for travel for travel and/or per diem expenses ~~within the State of Florida~~, provided, however such travel and/or per diem expenses are for the direct benefit and/or direct city business.”

After a discussion Commissioner Rodriguez moved to strike “within the State of Florida” from Section 3.04. The motion was seconded by Commissioner Blanes. Mayor Muhiña, Vice-Mayor Blanes, Commissioner Blanca, Commissioner Rodriguez, Commissioner Suarez, Ralph De La Rosa, Frank Hernandez, Ralph Orelle, Jr., Joan Parker, Evelyn Paz, Irene Rodriguez and Mitchell Zuriarrain were in favor. Maria Diaz was against.



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6. NEW BUSINESS

- A. **OPENING REMARKS.** Mayor Muhiña gave the opening remarks.
- B. **Schedule of next Charter Review Board meeting.** Commissioner Rodriguez motioned to hold the following Charter Review Board meetings on the following dates:

June 25<sup>th</sup>, 2014 at 5:30 P.M.

July 2<sup>nd</sup>, 2014 at 5:30 P.M.

July 9<sup>th</sup>, 2014 at 5:30 P.M.

The motion was seconded by Mitchell Zuriarrain. All were in favor

- C. **Review Charter Review Board organization structure.** Commissioner Blanes motioned in favor to keep the current organization structure. Commissioner Blanca seconded the motion. All were in favor.
- D. **Revisit issues discussed at Charter Review Board meeting of May 21st, 2014.** Commissioner Blanes motioned in favor of not revisiting any issue previously discussed. The motion was seconded by Commissioner Suarez. All were in favor.

**NOTE :** Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

E. **Review Article IV - Section 4.02, 4.03, 4.04, 4.05 and 4.06**

**Section 4.02 Appointment; removal; compensation**

- a) *Appointment.* The ~~Council~~ City Commission shall appoint a City Manager by a majority vote of all the Council members, for an indefinite term. pursuant to a contract approved by the City Commission and only removed from office for just cause.

Mitchell Zuriarrain motioned in favor of the foregoing changes, seconded by Commissioner Suarez. All were in favor.



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- (b) *Removal of City Manager.* The Council shall appoint the City Manager ~~for an indefinite term~~ pursuant to a contract and may remove him/her for just cause by a majority vote of its members.

Commissioner Rodriguez motioned for the changes above noted. The motion was seconded by Evelyn Paz. All were in favor.

At least thirty (30) days before such removal shall become effective, the Council shall by a majority vote of its members adopt a preliminary resolution stating the reasons for his removal. The Manager may reply in writing no later than fifteen (15) days after passage of the preliminary resolution and may request a public hearing, which shall be held at the next regular Council meeting. After such public hearing, if one be requested, and after full consideration, the Council by majority vote of its members may adopt a final resolution of removal. ~~By the preliminary resolution the Council may suspend the Manager from duty.~~

Evelyn Paz motioned for in favor of the foregoing changes. The motion was seconded by Mitchell Zuriarrain. All were in favor

- (c) *Compensation.* The compensation of the Manager shall be fixed by the Council and shall not be ~~reduced~~ altered during the budget year.

Joan Parker motioned for the above noted changes. The motion was seconded by Ralph De La Rosa. All were in favor.

#### **Section 4.03 Acting City Manager**

(Left as is)

#### **Section 4.04 Powers and Duties of the City Manager**

- (k) Act as ex officio clerk of the City during all times where there is no appointed clerk or during such times the clerk is absent from the City and during regular business hours shall have all of the powers, duties and responsibilities of the City Clerk. No additional compensation or remuneration shall be received by the Manager while acting as ex officio City Clerk.

The above section was tabled and approved as it is subject to further research is done by the City Attorney.



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**Section 4.05 City Clerk**

- (c) The City Clerk shall appoint such deputy clerks as may from time to time be necessary to carry out the duties of the office

The above section was tabled pending further review by the City Attorney.

**Section 4.06 City Attorney; City Engineer**

The City Council shall, by majority vote, appoint a City Attorney and a City Engineer. Such appointments shall ~~not be for a period beyond the next regularly scheduled City Council election.~~ be pursuant to an approved contract. Such City Attorney shall be certified by the Florida Bar Association, and be in good standing with said Association. Such engineer shall be certified by the State of Florida as a registered engineer in the State of Florida. The City Attorney and the City Engineer may be removed for cause at any time by an affirmative vote of four-fifths (4/5) of the City Council at any regularly scheduled meeting.

Ralph De La Rosa made a motion in favor of the above noted changes. The motion was seconded by Ralph Orelle, Jr. All were in favor.

**F. Review Article V - Finance and Taxation - Sections 5.01 through 5.15**

**G. Review Article VI - Qualification and Elections - Article 6.01 through 6.05**

**7. GOOD OF THE ORDER.** None

**ADJOURNMENT.** There being no further business before the Charter Review Board, the meeting was declared adjourned at 7:00 P.M.

**RESPECTFULLY SUBMITTED BY ANNERY GONZALEZ, CITY CLERK**