

ORDINANCE NO. 2010-09-217

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, RELATING TO ELECTIONS, CALLING THE 2010 GENERAL AND SPECIAL ELECTIONS FOR THE CITY COUNCIL SEATS 2, 4, 6 AND PROPOSED CHARTER AMENDMENTS; SCHEDULING THE DAY, PLACE AND TIME OF THE ELECTION; PROVIDING FOR RUNOFF ELECTION, IF NECESSARY; PROVIDING FOR QUALIFICATION OF CANDIDATES; PROVIDING FOR CLOSE OF ELECTION BOOKS; APPROVING THE OFFICIAL BALLOT FORM; PROVIDING FOR NOTIFICATION; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 5, Article V, of the City Of Miami Gardens' Charter provides that a general election shall be held in each even-numbered year, on the day of the first state primary election, or if none is held in any such year, on the first Tuesday, following the second Monday in September, and

WHEREAS, Section 8.5(5), Article VIII, of the City of Miami Gardens' Charter provides for the transition and the initial election of the City Council, and

WHEREAS, a State-wide Election will take place on August 24, 2010, and

WHEREAS, state law requires election books to close thirty (30) days prior to the election, which is July 26, 2010,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA:

SECTION 1. ADOPTION OF REPRESENTATIONS: The foregoing Whereas Clauses are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Ordinance.

SECTION 2. ELECTION: The 2010 General and Special Elections for the City of Miami Gardens will be held on Tuesday, August 24, 2010. On that date, one council member representing residential area seat two (2), will be elected to serve for a four (4) year term; one council member representing residential area seat four (4), will be elected to serve for a four (4) year term; and one council member representing at-large seat six (6), will be elected to serve a four (4) year term; as well as any proposed Charter amendments.

SECTION 3. RUNOFF ELECTION. The 2010 Runoff Election, if necessary for the City of Miami Gardens will be held on Tuesday, November 2, 2010.

SECTION 4. QUALIFYING: The qualifying period for the election shall open Tuesday, June 1, 2010, at 9:00 a.m., and close precisely at 4:00 p.m., on Tuesday, June 8, 2010. Candidates shall qualify at the Office of the City Clerk, 1515 NW 167th Street, Building 5, Suite 200, City of Miami Gardens, Florida 33169

SECTION 5. POLLING PLACES: Voting shall be conducted at locations listed on Exhibit "A". All polls shall open precisely at 7:00 a.m., and close precisely at 7:00 p.m.

SECTION 6. OFFICIAL BALLOT: The official ballot for the 2010 Election is in substantial form as the Ballot annexed to this ordinance as Exhibit "B".

SECTION 7. VOTER REGISTRATION: The election books shall close Monday, July 26, 2010..

SECTION 8. NOTIFICATION: The City Clerk shall publish notice of such general election once a week for four consecutive weeks next preceding the general election in a newspaper of general circulation in Miami Gardens. The notice shall

contain the date, time, and place of the general election and identify the Council Seats to be voted for.

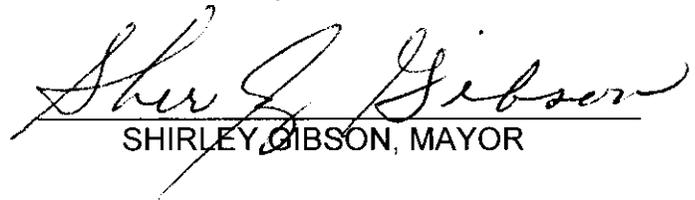
SECTION 8. CONFLICT: All ordinances or Code provisions in conflict herewith are hereby repealed.

SECTION 10. SEVERABILITY: If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 11. EFFECTIVE DATE: This Ordinance shall become effective immediately upon its final passage.

PASSED ON FIRST READING ON THE 10th DAY OF MARCH, 2010.

ADOPTED AND PASSED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON THE 24th DAY OF MARCH, 2010


SHIRLEY GIBSON, MAYOR

ATTEST:


RONETTA TAYLOR, MMC, CITY CLERK

Reviewed by SONJA K. DICKENS, ESQ.
City Attorney

SPONSORED BY: Ronetta Taylor, MMC, City Clerk

Ordinance No. 2010-09-217

MOVED BY: Councilwoman Pritchett
SECONDED BY: Councilwoman Watson

VOTE:

Mayor Shirley Gibson	<u>X</u> (Yes)	___ (No)
Vice Mayor Aaron Campbell Jr.	<u>X</u> (Yes)	___ (No)
Councilman Melvin L. Bratton	<u>X</u> (Yes)	___ (No)
Councilman Oliver G. Gilbert III	<u>X</u> (Yes)	___ (No)
Councilwoman Sharon Pritchett	<u>X</u> (Yes)	___ (No)
Councilwoman Barbara Watson	<u>X</u> (Yes)	___ (No)
Councilman André Williams	<u>X</u> (Yes)	___ (No)



City of Miami Gardens Agenda Cover Memo

Council Meeting Date:	March 24, 2010		Item Type:	Resolution	Ordinance	Other	
					x		
Fiscal Impact:	Yes	No	Ordinance Reading:	1st Reading		2nd Reading	
	x					x	
			Public Hearing:	Yes	No	Yes	No
				x			
Funding Source:	General Fund		Advertising Requirement:	Yes		No	
				x			
Contract/P.O. Required:	Yes	No	RFP/RFQ/Bid #:				
		X					
Sponsor Name	Ronetta Taylor, MMC City Clerk		Department:	<i>Office of the City Clerk</i>			

Short Title:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, RELATING TO ELECTIONS, CALLING THE 2010 GENERAL AND SPECIAL ELECTIONS FOR THE CITY COUNCIL SEATS 2, 4, 6, AND PROPOSED CHARTER AMENDMENTS; SCHEDULING THE DAY, PLACE AND TIME OF THE ELECTION; PROVIDING FOR RUNOFF ELECTION, IF NECESSARY; PROVIDING FOR QUALIFICATION OF CANDIDATES; PROVIDING FOR CLOSE OF ELECTION BOOKS; APPROVING THE OFFICIAL BALLOT FORM; PROVIDING FOR NOTIFICATION; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.

Staff Summary:

The attached ordinance calls for the General Election for the City of Miami Gardens to take place on August 24, 2010, at which a Council member for Residential Area Seat 2 will be elected for a four (4) year term; a Council member for residential Area Seat 4, will be elected for a four (4) year term, and a Council member for at-large seat 6, will be elected for a four (4) year term. Also at that election certain questions will be presented to the voters for approval. The Ordinance also provides for the closing of the election books (registered voters) to take place July 26, 2010. The qualifying dates for candidates will begin Tuesday, June 1, 2010 and end Tuesday June 8 2010, at 4:00 p.m. sharp!

A Run-Off Election, if necessary will take place Tuesday, November 2, 2010.

**ITEM I-1) ORDINANCE
FIRST READING/ PUBLIC HEARING
Calling the 2010 General & Special Election**

Proposed Action:

That the City Council approves the ordinance calling for the City of Miami Gardens General Election for Tuesday, August 24, 2010.

Attachment:

Attachment A: City of Miami Gardens Polling Places

Attachment B: Sample Ballot

Lester Sola

Date 3/3/2010

Supervisor of Elections

Miami-Dade County, FL

Time 04:09 PM

Precincts comprising District City: Miami Gardens

Precinct	Place Name	Registered Voters					Inactive Voters			
		Total	Dems	Reps	NonP	Other	Dems	Reps	NonP	Other
202.0	Landmark Campus	1,350	863	218	208	61	74	20	19	6
203.0	North County Elementary School	2,350	2,019	70	156	105	210	9	27	16
204.0	Antioch Missionary Baptist Church	922	786	21	72	43	54	4	9	7
205.0	Robert Renick Educational Ctr	1,426	1,158	47	136	85	177	3	26	25
206.0	Norland United Methodist Church	3,549	2,766	214	418	151	447	46	89	27
211.0	Hibiscus Elementary School	852	643	56	103	50	48	6	15	2
213.0	North Dade Community Church	2,346	1,823	115	289	119	269	22	52	28
214.0	Episcopal Church Of the Holy Famil	2,626	2,026	133	340	127	171	13	30	24
215.0	Sierra Norwood Calvary Bapt Churc	1,747	1,360	119	200	68	116	13	17	7
216.0	Grace United Community Church	2,519	1,965	92	330	132	141	13	20	19
217.0	Hotel Roma Golden Glades	2,126	1,770	61	202	93	125	7	22	13
218.0	North Dade Middle School	1,623	1,413	47	108	55	129	2	15	10
219.0	Bunche Park Elementary School	1,208	1,057	34	78	39	133	10	11	15
220.0	New Way Fellowship Baptist Church	1,800	1,477	74	154	95	148	5	18	8
221.0	Parkview Elementary School	2,284	1,879	91	224	90	147	16	19	22
222.0	Miami Gardens Church Of Christ	2,468	2,031	89	251	97	145	9	18	15
223.0	Cosmopolitan Baptist Church	1,987	1,510	109	246	122	138	9	42	14
224.0	Miami Carol City Senior High	2,147	1,674	134	199	140	140	11	24	22
225.0	Myrtle Grove Presbyterian Church	2,793	2,228	130	295	140	217	23	41	21
226.0	Golden Glades Elementary School	2,025	1,673	85	155	112	152	10	16	7
227.0	A. J. King Park	2,311	1,767	157	261	126	236	26	40	30
228.0	Carol City Middle School	913	769	30	72	42	75	6	12	10
229.0	St Timothy Lutheran Church	2,347	1,552	304	353	138	185	21	32	29
233.0	Florida Memorial University	1,707	1,241	144	223	99	170	13	37	16
234.0	Mt Zion Ame Church	923	742	44	85	52	45	7	7	5
256.0	Robert Sharpe Towers #1	1,921	1,389	190	253	89	111	16	30	13
267.0	Universal Truth Center	1,296	839	194	198	65	127	20	35	21
269.0	Mt Zion Ame Church	1,615	1,389	49	98	79	185	8	20	18
270.0	Miami-Dade County Fire Station #1	2,251	1,803	92	233	123	208	15	24	20
273.0	Landmark Campus	1,372	1,073	101	128	70	119	10	19	13
274.0	Carol City Elementary School	1,420	999	171	190	60	94	14	11	5
276.0	Florida Memorial University	463	192	124	120	27	37	14	27	7
283.0	Lake Stevens Middle School	17	11	0	6	0	0	0	0	0
290.0	Landmark Campus	648	324	197	97	30	22	4	8	3
291.0	Miami Gardens Elementary School	1,057	496	364	143	54	35	23	22	4
292.0	Freewill Christian Center	1,375	1,098	52	149	76	157	4	33	10
294.0	North Dade Community Church	2	2	0	0	0	0	0	0	0
295.0	North Dade Regional Library	1,172	992	47	95	38	65	9	5	12
		62,958	48,799	4,199	6,868	3,092	5,052	461	892	524

EXHIBIT "B"

**ELECTION BALLOT
CITY OF MIAMI GARDENS GENERAL ELECTION
August 24, 2010**

Electors shall cast one vote for each available seat, with a maximum of one vote per candidate.

- A) RESIDENTIAL AREA SEAT TWO (2), RESIDENTIAL AREA SEAT FOUR (4) AND AT-LARGE SEAT SIX (6)**

(Vote for one candidate in each category)

**COUNCIL MEMBER RESIDENTIAL AREA SEAT TWO (2):
(Candidate Names)**

**COUNCIL MEMBER RESIDENTIAL AREA SEAT FOUR (4):
(Candidate Names)**

**COUNCIL MEMBER AT-LARGE SEAT SIX (6):
(Candidate Names)**

- B) CHARTER AMENDMENT QUESTIONS:**