

ORDINANCE NO. 20-_____

AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING SECTION 2-236 “LOBBYISTS AND PRINCIPALS” OF THE TOWN CODE OF ORDINANCES RELATING TO REGISTRATION FEES OF LOBBYISTS AND PRINCIPALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on January 17, 2007, the Town Council of the Town of Cutler Bay (the “Town”) in 2007 implemented by ordinance the requirements of Town Charter Section 7.6 to apply a more stringent lobbyist registration and disclosure requirements which were codified in Chapter 2, Article V. “Lobbyist Registration” of the Town Code of Ordinances; and

WHEREAS, the Town Council desires to update and impose reasonable fees for the registration of lobbyists and principals that reflect appropriate cost recovery for the management of information and documents in accordance with the Florida Public Records Act, Chapter 119, Florida Statutes; and

WHEREAS, the Town Council finds that this Ordinance is in the best interest and welfare of the residents of the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above Recitals are true and correct and are incorporated herein by this reference as the legislative intent of this Ordinance.

Section 2. Amending Code of Ordinances Section 2-236. The Town Council of the Town of Cutler Bay hereby amends Section 2-236 “Lobbyists and principals,” as follows:

Sec. 2-236. Lobbyists and principals.

(a) All paid lobbyists, as may be defined by the Miami-Dade County Code, shall:

- (1) Register with the town clerk on the proscribed disclosure form as provided by the town clerk and pay annual fees of ~~\$250.00~~ \$400.00 for each lobbyist prior

to lobbying any town council member, employee, board or committee member;

Section 3. **Severability.** The provisions of this Ordinance are declared to be severable. If any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 4. **Inclusion in the Code.** It is the intention of the Town Council , and it is hereby ordained that the provisions of this Ordinance shall become and made a part of the Code of the Town of Cutler Bay; that the sections of this Ordinance may be re-numbered or re-lettered to accomplish such intentions; and that the word “Ordinance” shall be changed to “Section” or other appropriate word.

Section 5. **Conflicts.** Any and all Sections or parts of Sections of the Code of Ordinances, all Ordinances or parts of Ordinances, and all Resolutions, or parts of Resolutions, in conflict herewith are hereby repealed to the extent of such conflict.

Section 6. **Effective Date.** This Ordinance shall be effective immediately upon adoption on second reading.

PASSED on first reading this 20th day of November, 2019.

PASSED AND ADOPTED on second reading this _____ day of _____, 2019.

TIM MEERBOTT
Mayor

Attest:

DEBRA E. EASTMAN, MMC
Town Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE TOWN OF CUTLER BAY:

WEISS SEROTA HELFMAN COLE & BIERMAN, P.L.
Town Attorney

First Reading

Moved By: Council Member Coriat

Seconded By: Council Member Duncan

Second Reading

Moved By: _____

Seconded By: _____

FINAL VOTE AT ADOPTION:

Mayor Tim Meerbott _____

Vice Mayor Sue Ellen Loyzelle _____

Council Member Robert "BJ" Duncan _____

Council Member Michael P. Callahan _____

Council Member Roger Coriat _____