

VILLAGE HALL
500 NE 87TH ST
EL PORTAL, FL 33138
CHRISTIA ALOU
VILLAGE MANAGER



MAYOR CLAUDIA V. CUBILLOS
VICE MAYOR OMARR C. NICKERSON
COUNCILPERSON VIMARI ROMAN
COUNCILPERSON ANDERS URBOM

Virtual Special Council Meeting
Tuesday, July 21, 2020
Agenda
6:30 PM

Statement of Decorum

Any person making a racial or slanderous remark or who becomes boisterous while addressing the Village Council, Staff, etc. shall be barred from the audience by the presiding officer. No profanity, shouting, heckling, verbal outbursts or disruptive behavior in support of or opposition to a speaker or his/her remarks is permitted. No signs or placards shall be allowed in the Village Hall. Person exiting the Village Hall shall do so quietly.

“Pursuant to Florida Statutes, Chapter 286.0105: If a person decided to appeal any decision made by the Board, Agency or Committee with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings, and that, for such purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.”

- A. **CALL TO ORDER** Mayor Claudia V. Cubillos, Presiding
- B. **SILENT MEDITATION & PLEDGE** Salute American Flag in Unison
- C. **ROLL CALL** Yenise Jacobi, Village Clerk
- D. **APPROVAL OF AGENDA**
- E. **RESOLUTIONS/ORDINANCES:**

E1. Ordinance 2020-14

CANDIDATE QUALIFICATION

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL FLORIDA, AMENDING SECTION 6-4, QUALIFICATION OF CANDIDATES; FORM PETITION, OF CODE OF ORDINANCES RELATING TO QUALIFYING PERIODS; PROVIDING FOR SEVERABILITY; REPEALER OF ALL ORDINANCES AND RESOLUTIONS IN CONFLICT, CODIFICATION, AND AN EFFECTIVE DATE.

F. GOOD AND WELFARE

(Note: This section of the agenda is reserved in the spirit of a representative democracy “of, by, and for the people” and is specifically provided as a mechanism for the input and solutions on

matters of concern of Villagers. We request that comments be limited to **3 MINUTES PER PERSON**, and that speakers and the audience maintain proper decorum at-large. The speaker should keep to only issues on the agenda.)

G. ADJOURNMENT:

Mayor & Councilpersons

In accordance with the American With Disabilities Act of 1990, all persons with disabilities and who need special accommodations to participate in this meeting due to that disability should contact the Village Clerk’s Office at (305) 795-7880 no later than two (2) business days prior to such proceedin

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ORDINANCE NO. 2020-14

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL FLORIDA, AMENDING SECTION 6-4, QUALIFICATION OF CANDIDATES; FORM PETITION, OF CODE OF ORDINANCES RELATING TO QUALIFYING PERIODS; PROVIDING FOR SEVERABILITY; REPEALER OF ALL ORDINANCES AND RESOLUTIONS IN CONFLICT, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, the Code of Ordinances of the Village of El Portal, Florida provides that persons desiring to qualify as candidates for the position of Village Mayor or Councilperson shall file a petition signed by fifteen (15) qualified electors of the Village, accompanied by a qualifying fee and an assessment fee, not less than thirty (30) days prior to the election; and

WHEREAS, the Supervisor of Elections of Miami-Dade County has requested that the last day for qualifications as a candidate for municipal elections to be held on November 3, 2020 be no later than **August 14, 2020** at noon, in order to meet the Supervisor's obligations under law for preparation of the ballot and of the voting equipment; and

WHEREAS, Florida law requires a change in the date and/or time of the election of the municipal officers to be accomplished by ordinance; and

WHEREAS, the Village Council authorizes an amendment to Section 6-4 of the Code of the Village of El Portal, Florida, as amended, as set forth and more particularly described below; and

WHEREAS, words with single underline shall constitute additions to the original text and ~~strike through~~ text shall constitute deletions to the original text.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA:

SECTION 1. That the foregoing “**WHEREAS**” clauses are ratified and confirmed as being true and correct and are made a specific part of this Ordinance.

SECTION 2. Section 6- of the Code of Ordinances of the Village of El Portal, Florida is hereby amended as follows:

Those persons desiring to have their names placed upon the voting machines as candidates for the position of village mayor or councilperson shall, between noon on ~~August 13, 2018~~ August 10, 2020 through noon on ~~August 24, 2018~~ August 14, 2020, prior to election, obtain from and file with the village clerk a petition signed by fifteen (15) qualified electors of the village, and such petition shall be accompanied by a qualifying fee, ~~of \$1.00 and a state assessment fee of \$67.50), which is 1.5 percent of the annual salary of \$4,500.00, which shall consist of a filing fee and an election assessment. The amount of the filing fee is three percent (3%) of the annual salary of the office sought. The amount of the election assessment is percent (1%) of the annual salary of the office sought.~~ The amount of the filing fee is three percent (3%) of the annual salary of the office sought. The amount of the election assessment is percent (1%) of the annual salary of the office sought. The qualifying fee ~~which~~ shall be paid into the treasury of the village. The petition shall be in substantially the following form:

PETITION

I, _____ residing at _____ am a candidate for the office of Councilperson, Seat _____ of the Village of El Portal, Florida for the General Election for said office to be held on _____.

ENDORSEMENTS

At least fifteen (15) qualified voters of El Portal must sign petition.

PRINTED NAME & DATE	OFFICIAL SIGNATURE WITHIN BOX	ADDRESS	DATE OF BIRTH OR REGISTRATION #
1) Date:			
2) Date:			
3) Date:			
4) Date:			
5) Date:			

The undersigned herein states that s/he circulated the above petition and that the signatures are the originals of the person named and signed, in person before her/him.

Date: _____ / _____ / _____ Circulator's signature: _____

VILLAGE USE ONLY:

Petition received and filed this ____ of _____, _____ at _____ o'clock, in office of the Village Clerk, 500 NE 87th Street, El Portal, Florida 33138, along with ~~one dollar (\$1.00)~~ the qualifying fee pursuant to Section 99.02, Florida Statutes, ~~and the sixty seven dollars and fifty cents (\$67.50), state assessment fee,~~ consisting of the statutory filing fee in the amount of \$ _____ and election assessment in the amount of \$ _____, for a total amount of \$ _____, paid to the Village of El Portal.

SECTION 3. REPEALER.

All resolutions, ordinances or parts of resolutions or ordinances in conflict herewith are hereby repealed.

SECTION 4. SEVERABILITY. If any portion, section, phrase or clause of the Ordinance is held in invalid by a court of competent jurisdiction, such ruling shall not affect the validity of the remainder of this Ordinance.

SECTION 5. CODIFICATION. This Ordinance shall be codified in the Code of Ordinances when the Code is recodified.

SECTION 6. EFFECTIVE DATE. This Ordinance shall become effective immediately upon passage by the Village Council on second and final reading.

FIRST READING PASSED AND ADOPTED by the Village Council of the Village of El Portal Florida, this ___ day of _____, 2020.

SECOND READING PASSED AND ADOPTED by the Village Council of the Village of El Portal Florida, this ___ day of _____, 2020.

Claudia V. Cubillos, Mayor

ATTEST: _____
Yenise Jacobi, Village Clerk

Approved as to form and legal sufficiency:
Interim Village Attorney

Law Offices of Norman C. Powell

By: _____
Norman C. Powell, Esq.

Vote:

Councilperson Pirela: _____(Yes) _____(No)
Councilperson Urbom: _____(Yes) _____(No)
Councilperson Roman: _____(Yes) _____(No)
Vice Mayor Nickerson.: _____(Yes) _____(No)
Mayor Cubillos: _____(Yes) _____(No)

I, Yenise Jacobi, Village Clerk of the Village of El Portal, Miami-Dade County, Florida, do hereby certify that this is a true and correct copy of Resolution No.: 2020-_____ adopted on this _____ day _____, 2020, as shown in the Official Records of the Village of El Portal, Miami-Dade County, Florida. Given under my hand and seal, this _____ day of _____, 2020.

Yenise Jacobi, Village Clerk