

PROPOSED ORDINANCE NO. 2020-20

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA; AMENDING CHAPTER 34 OF THE CITY'S CODE OF ORDINANCES ENTITLED "EMPLOYMENT POLICIES," CREATING SECTION 34.185, ENTITLED "CITY HOLIDAYS"; SPECIFICALLY RECOGNIZING JUNETEENTH AS A CITY HOLIDAY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Pembroke Pines, Florida is desirous of updating and codifying Juneteenth as a City Holiday; and

WHEREAS, approximately eleven and one-half million African-Americans survived the voyage to the New World (the "middle passage"), only to be subjected to chattel slavery for more than 200 years after arrival in the United States; and

WHEREAS, President Abraham Lincoln first issued the Emancipation Proclamation effective January 1, 1863, freeing the enslaved citizens from legalized slavery in the United States; and

WHEREAS, Juneteenth commemorates the day freedom was proclaimed to all enslaved citizens in the south by Union General Granger, on June 19, 1865, in Galveston, Texas, more than two and a half years after the signing of the Emancipation Proclamation by President Abraham Lincoln; and

WHEREAS, In June of 2018, for the first time in over 130 years of the annual celebration, Juneteenth was "officially recognized" as "Juneteenth Independence Day" in America by the President and Congress of the United States; and

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WHEREAS, Americans of all colors, creeds, cultures, religions and countries-of-origin, share in a common love of and respect for "freedom", as well as a determination to protect their right to freedom through democratic institutions, by which the "tenets-of-freedom" are guaranteed and protected. The Juneteenth Independence Day, along with the 4th of July Independence Day, completes the America's Independence Day observances. The often repeated proverb "Until All are Free, None are Free" is appropriate to highlight the significance of the end of the era of slavery in the United States and the celebration of freedom for all; and

WHEREAS, the City Commission of the City of Pembroke Pines, Florida is desirous of updating it's Administrative Policies regarding City Holidays to include Juneteenth Independence Day as a day of celebration in the City and a paid City holiday; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, AS FOLLOWS:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct, and are incorporated herein by this reference.

Section 2. Chapter 34 of the City's Code of Ordinances entitled "Employment Policies" is amended to create a new Section 34-185 entitled "City Holidays" to read as follows:

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Section 34-185. City Holidays.

(a) The following holidays shall be paid employee holidays observed by the City:

1. Juneteenth Independence Day, June 19

(b) If any of these holidays falls on Saturday, the preceding Friday shall be observed as a holiday. If any of these holidays falls on Sunday, the following Monday shall be observed as a holiday.

(c) The City Manager shall have the discretion to implement by administrative policy the application of the observance of the paid holidays for bargaining, non-bargaining, exempt, non-exempt, part-time, and full time employees to maintain the operational integrity of City functions and the contractual obligations of the City.

Section 3. It is the intention of the Commission of the City of Pembroke Pines, Florida, that the provisions of this Ordinance shall become and be made part of the City of Pembroke Pines Code of Ordinances; and that the sections of this “Ordinance” may be changed to “Section”, “article”, or such other appropriate word or phrase in order to accomplish such intentions.

Section 4. All Ordinances or parts of Ordinances inconsistent or in conflict with the provisions of this Ordinance are hereby repealed.

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Section 5. If any section, sentence, clause, or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

Section 6. This Ordinance shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, THIS ____ DAY OF _____, 2020.

CITY OF PEMBROKE PINES, FLORIDA

By: _____
MAYOR FRANK C. ORTIS

ATTEST:

MARLENE GRAHAM
CITY CLERK

ORTIS _____

CASTILLO _____

SCHWARTZ _____

APPROVED AS TO FORM:

GOOD _____

CITY ATTORNEY

SIPLE _____

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