



Legislation Text

File #: 2019-13, **Version:** 3

MOTION TO ADOPT PROPOSED ORDINANCE 2019-13 ON SECOND AND FINAL READING.

PROPOSED ORDINANCE 2019-13 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA AMENDING CHAPTER 130, ENTITLED "GENERAL PROVISIONS" BY AMENDING SECTION 130.06, ENTITLED "ADULT CIVIL CITATION PROGRAM;" PROVIDING MODIFICATION TO REQUEST FOR PROVIDER; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

SUMMARY EXPLANATION AND BACKGROUND:

On Wednesday, October 2, 2019 Proposed Ordinance 2019-13 went before Commission for first reading. However, the draft of Proposed ordinance 2019-13 in the backup did not accurately show the underlines and strikeouts of the draft text as intended. Commission moved to have the proposed ordinance read on first reading at the next Commission Meeting showing the draft as redlined as intended.

The First Reading of Proposed Ordinance 2019-13 went before Commission on June 19, 2019 but was deferred to August 7, 2019 for first reading.

1. On February 15, 2017 Proposed Ordinance 2016-14 amending Chapter 130 Entitled "General Provisions" By Creating Section 130.06, To Be Entitled "Adult Civil Citation Program;" Providing For A Statement Of Policy And Intent, was adopted by a vote of 4-1.
2. On April 6, 2016, Commissioner Castillo introduced a commission item directing staff to study Broward County's recently adopted adult civil citation ordinance. Commissioner Castillo wanted to propose a city run adult civil citation program offering adults one chance to follow the law, and offering drug screening and drug treatment.
3. The RFQ solicitation for a not-for-profit provider did not produce a response, and the Police Department sought out a local vendor to provide the service under the requirements outlined in the RFQ.
4. The current provider was approved via Procurement and Commission and a change is being requested in Sec. 130.06 (2) & (3) of the Ordinance to incorporate providers beyond not-for-profit

entities.

5. Due to the changes in cannabis prosecution requirements within Broward County, Sec. 130.06 (D) (4) & (5) are requested to be amended to ensure compliance.

6. It was the policy and intent of the City of Pembroke Pines for officers of the City's Police Department to use reasonable judgment and appropriate discretion when making decisions that may lead to an arrest or an alternative to arrest.

FINANCIAL IMPACT DETAIL:

- a) **Initial Cost:** None
- b) **Amount budgeted for this item in Account No:** Not Applicable
- c) **Source of funding for difference, if not fully budgeted:** Not Applicable.
- d) **5 year projection of the operational cost of the project:** Not Applicable
- e) **Detail of additional staff requirements:** Not Applicable