

ORDINANCE NO. 1085 – 2016

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 34-17, EMPLOYEE DISCIPLINARY ACTION; BY ADDING THERETO A SUPPLEMENTARY PROVISION GOVERNING THE CARRYING OF WEAPONS AND FIREARMS WHILE ON DUTY WITH THE CITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; EFFECTIVE DATE

WHEREAS, the City of Miami Springs has been a staunch supporter of all acts, actions, and programs that prevent violence in the workplace; and,

WHEREAS, as a result of certain incidents and investigations conducted by the City's administrative staff, it was discovered that the City's ordinances regulating employee conduct failed to include a provision prohibiting the carrying of weapons and firearms while "on duty" with the City; and,

WHEREAS, all local governments have become aware that employer/employee disputes that occur in the private sector are also susceptible to occurring in the governmental sector; and,

WHEREAS, the City Administrative staff is desirous of initiating whatever proactive actions and activities within their jurisdiction can be initiated to prevent possible violent confrontations in the workplace; and,

WHEREAS, the City Council has determined that it is in the best interests of the City's workforce and its citizens to enact legislation that is aimed at eliminating workplace violence;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS:

Section 1: That Code of Ordinance Section, 34-17, Employee Disciplinary Action, is hereby supplemented as follows:

Section 34-17. Employee Disciplinary Action

(A).....

(B).....

(C).....

(D).....

(E) Types of Offenses. The three groups of offenses and guides for standard recommended penalties are as follows:

Group I Offenses

Group II Offenses

Group III Offenses

(3) First offense—Up to discharge

(g) Unauthorized use or display of firearms, explosives, or weapons on City property; in addition, no employee, unless authorized as part of a job function, is permitted to have weapons or firearms, as defined in the Florida Statutes, including antique firearms, in their personal possession while "on duty" with the City.

Section 2: Repeal of Conflicting Provisions. That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed insofar as they are in conflict.

Section 3: Effective Date. That this Ordinance shall take effect immediately upon adoption.

PASSED ON FIRST READING this 8th day of February, 2016, on a motion made by Councilman Best and seconded by Vice Mayor Bain.

PASSED AND ADOPTED ON SECOND READING this 22nd day of February 2016, on a motion made by Councilman Best and seconded by Councilman Petralanda.

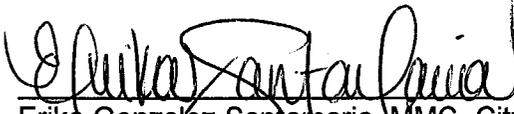
Vice Mayor Bain	<u>YES</u>
Councilman Best	<u>YES</u>
Councilwoman Buckner	<u>YES</u>
Councilman Petralanda	<u>YES</u>
Mayor Garcia	<u>YES</u>



Javier M. Garcia, Mayor



ATTEST:



Erika Gonzalez-Santamaria, MMC, City Clerk

APPROVED AS TO LEGALITY AND FORM:



Jan K. Seiden, City Attorney

Words ~~stricken through~~ shall be deleted. Underscored words constitute the amendment proposed. Words remaining are now in effect and remain unchanged.