

ORDINANCE No. 2025-16

AN ORDINANCE OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AMENDING CHAPTER 2, “ADMINISTRATION”, DIVISION 5, SECTION 2-185 “OFFICE OF THE INSPECTOR GENERAL”; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR INCORPORATION INTO THE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, during the November 2024 City of Doral (the “City”) elections, the residents of Doral voted in favor of creating Section 2.07 of the City’s Charter which provides for an Office of the Inspector General; and

WHEREAS, Section 2.07 of the City’s provides that the Mayor and City Council may adopt an Ordinance that may provide for the Office’s appointment, reappointment, term, functions, authority, and powers; and

WHEREAS, during the February 2025 City Council Meeting, the City Council voted to codify procedures for the appointment of an Inspector General, the Inspector General’s function and authority; and

WHEREAS, the City of Doral’s Mayor and Council are held to high standards in the matter in which they carry out the duties of their elected offices, and in furtherance of these standards the City’s Mayor and Council have adopted rules of conduct and procedure which have been duly codified and incorporated into the City’s Code of Ordinances; and

WHEREAS, unlike other sections of the City’s Code of Ordinances, the rules that govern the Mayor and Council’s rules of conduct and procedure do not provide for enforcement; and

WHEREAS, it is desirous that the Inspector General be provided with the necessary authority to inspect complaints of code violations relating to the City’s Mayor

and Council rules of conduct and procedure.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA AS FOLLOWS

Section 1. Recitals. The foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a part of this Ordinance upon adoption hereof.

Section 2. Amending Chapter 2, Article III., Division 5, Creating Division 5, “Office of the Inspector General”

CHAPTER 2 ADMINISTRATION

ARTICLE III. – BOARDS, COMMITTEES, AND COMMISSIONS

DIVISION 5. OFFICE OF THE INSPECTOR GENERAL

Sec. 2-185. - Office of the Inspector General

(C) Functions, authority and powers.

(1) The Inspector General shall have the authority as described in Section 2.07 of the City Charter, in order to identify efficiencies, detect, investigate and prevent fraud, waste, mismanagement, misconduct and abuse of power.

(2) On an as needed basis, the Inspector General may provide reports and recommendations to the Mayor and City Council regarding the financial and operational efficiencies of a project, program, contract or transaction. Any review of a proposed project or program shall be performed in such a manner as to assist the Mayor and City Council in determining whether the project or program is the most feasible solution to a particular need or problem. Monitoring of an existing project or program may include reporting whether the project is on time, within budget and in conformity with plans, specifications and applicable law;

(3) The Inspector General shall have the power to review and investigate any third party complaint, provided that said complaint is in writing, contains the complainant’s name and address, and provides a signed affidavit by the complainant. Unless precluded by Federal or State Law, the Inspector General shall notify the Mayor, Councilmembers, City Manager and City Attorney, upon the occurrence of a filed complaint and the initiation of an investigation.

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(4) In carrying out his investigative duties, the Inspector General shall have the power to subpoena witnesses, administer oaths and require the production of records. In the case of a refusal to obey a subpoena issued to any person, the Inspector General may make application to any circuit court of this State which shall have jurisdiction to order the witness to appear before the Inspector General and to produce evidence if so ordered, or to give testimony touching on the matter in question. Prior to issuing a subpoena, the Inspector General shall notify the State Attorney and the U.S. Attorney for the Southern District of Florida. The Inspector General shall not interfere with any ongoing criminal investigation of the State Attorney or the U.S. Attorney for the Southern District of Florida where the State Attorney or the U.S. Attorney for the Southern District of Florida has explicitly notified the Inspector General in writing that the Inspector General's investigation is interfering with an ongoing criminal investigation;

(5) The Inspector General may, after receiving authority from the Mayor and City Council, perform audits, inspections and reviews of any and all City contracts.

(6) Where the Inspector General detects corruption or fraud, they shall notify the appropriate law enforcement agencies. Subsequent to notifying the appropriate law enforcement agency, the Inspector General may assist the law enforcement agency in concluding the investigation.

(7) Pursuant for Florida Statute's Chapter 162, the Inspector General shall be vested with the authority to act as a Code Compliance Officer, for the exclusive purpose of investigating, and with necessary citing violations relating to Chapter II, Article 2, of the City's Code of Ordinances. Citations issued by the Inspector General may be appealed to the Eleventh Judicial Court in and for Miami-Dade County, Florida.

Section 3. Conflicts. All ordinances, or parts of ordinances in conflict herewith be, and the same, are hereby repealed.

Section 4. Severability. If any section, subsection, clause of provision of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, the remainder shall not be affected by such invalidity.

Section 5. Incorporation into the Code. In is the intention of the Mayor and the City Council, that the provisions of this Ordinance shall become and made a part of the Code of Ordinances of the City of Doral, and that the sections of this Ordinance may be renumbered or relettered to accomplish such intentions.

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Section 6. Effective Date This Ordinance shall be effective immediately upon

passage by the City Council on second reading.

The foregoing Ordinance was offered by _____, who moved its adoption. The motion was seconded by _____ upon being put to a vote, the vote was as follows:

Mayor Christi Fraga	_____
Vice Mayor Maureen Porras	_____
Councilwoman Digna Cabral	_____
Councilman Rafael Pineyro	_____
Councilwoman Nicole Reinoso	_____

PASSED AND ADOPTED on FIRST READING this 16 day of April, 2025.

PASSED AND ADOPTED on SECOND READING this 14 day of May, 2025.

CHRISTI FRAGA, MAYOR

ATTEST:

CONNIE DIAZ, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE USE AND RELIANCE OF THE CITY OF DORAL ONLY:

LORENZO COBIELLA
GASTESI, LOPEZ, MESTRE & COBIELLA, PLLC
CITY ATTORNEY

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