

ORDINANCE NO. 4153

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF RIVIERA BEACH, FLORIDA, TO BE ENTITLED "RIVIERA BEACH CIVIL RIGHTS ORDINANCE"; PROVIDING FOR NON-DISCRIMINATION WITHIN THE CITY AND ALL OTHER ACTIVITIES PROMOTED OR SPONSORED BY THE CITY OF RIVIERA BEACH; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 125.01 Florida Statutes, as amended, provides that the City Council may adopt ordinances and resolutions as may be necessary to the exercise of their powers; and

WHEREAS, Section 125.01 Florida Statutes, as amended, authorizes the City Council to provide and maintain for the citizens of the City, standards which will ensure their health, wealth, and well-being; and

WHEREAS, explicit federal statutory protections currently address discrimination on the basis of race, color, national origin, sex, disability, but not sexual orientation or gender identity; and

WHEREAS, education regarding Lesbian, Gay, Bisexual and Transgender ("LGBTQ") issues increases understanding and cultivates acceptance of and respect for the LGBTQ community; and

WHEREAS, the City Council seeks to create a policy of non-discrimination called "Riviera Beach Civil Rights Ordinance;" and

WHEREAS, the City Council finds that creating a non-discrimination policy is in the best interest of the citizens and residents of City of Riviera Beach.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA as follows:

SECTION 1: Purpose.

The Riviera Beach City Council desires to secure for its citizens freedom from discrimination on the basis of race, color, military status, religion, sex, national origin, age, citizenship, disability, familial status, pregnancy, marital status, genetic information, sexual orientation or gender identity or expression, and thereby to protect their interest in personal dignity; to make available to the City their full productive capacities; to secure the City against domestic strife and unrest; to

preserve the public safety, health and general welfare; and to promote the interests, rights and privileges of individuals within the City. The City Council also desires to adopt an ordinance which is consistent with federal, state and local laws and which affords its citizens a clear channel of access to remedies in the case of alleged discrimination, to wit, the Equal Employment Opportunity Commission, the Florida Commission on Human Relations and the Palm Beach County Office of Equal Opportunity.

SECTION 2. Adoption of the City of Riviera Beach Civil Rights Act.

The Florida Civil Rights Act of 1992, Chapter 760, Sections 760.01 through 760.11 and section 509.092; Florida's Fair Housing Act, Chapter 760, Sections 760.20 through 760.37; the Palm Beach County Equal Employment Ordinance, Chapter 2, Article VI, Division 1, Sections 2-261 through 2-313 (as may be amended from time to time); and the Palm Beach County Ordinance for Equal Opportunity to Housing and Places of Public Accommodation, Chapter 15, Article III, Sections 15-36 through 15-67 (as may be amended from time to time) are collectively adopted by reference as the Riviera Beach Civil Rights Ordinance, subject to and including by reference such amendments, corrections and additions as shall occur therein or as may appear in this Chapter.

SECTION 3. Recitals.

The foregoing recitals are true and correct and are incorporated herein by this reference.

SECTION 4. Title.

The City Council for the City of Riviera Beach hereby approves the "Riviera Beach Civil Rights Ordinance".

SECTION 5. Severability.

If any section, subsection, sentence, word, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION 6. Repeal of Laws in Conflict.

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 7. Codification.

Specific authority is hereby granted to codify the Ordinance as it is the intention of the City Council and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Riviera Beach, and the sections of this Ordinance may be renumbered to accomplish such intentions.

SECTION 8. Adoption.

This Ordinance shall take effect upon its adoption on second reading.

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PASSED AND ADOPTED on second and final reading this _____ day of _____, 2020.

APPROVED:

RONNIE L. FELDER
MAYOR

JULIA A. BOTEL, Ed.D
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY,
CERTIFIED MUNICIPAL CLERK
CITY CLERK

DOUGLAS A. LAWSON
CHAIR PRO TEM

REVIEWED AS TO LEGAL
SUFFICIENCY

DAWN S. WYNN, CITY ATTORNEY
DATE: _____

TRADRICK MCCOY
COUNCILPERSON

KASHAMBA MILLER-ANDERSON
COUNCILPERSON

SHIRLEY D. LANIER
COUNCILPERSON

1ST READING

2ND & FINAL READING

MOTIONED BY: _____

MOTIONED BY: _____

SECONDED BY: _____

SECONDED BY: _____

T. MCCOY _____

T. MCCOY _____

K. MILLER-ANDERSON _____

K. MILLER-ANDERSON _____

1ST READING (Cont.)

S. LANIER _____

J. BOTEL _____

D. LAWSON _____

2ND & FINAL READING (Cont.)

S. LANIER _____

J. BOTEL _____

D. LAWSON _____