

MEMORANDUM

Agenda Item No. 11(A) (17)

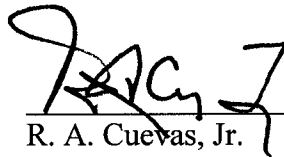
TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: January 10, 2008

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution Authorizing
Additional Paid Leave
for County Employees
on Active Military Service

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Jose "Pepe" Diaz and Commissioner Joe A. Martinez.



R. A. Cuevas, Jr.
County Attorney

RAC/bw

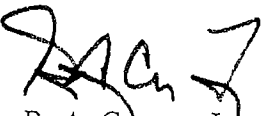


MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: January 10, 2008

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 11(A)(17)

Please note any items checked.

- "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A) (17)
1-10-08

RESOLUTION NO. _____

RESOLUTION AUTHORIZING ADDITIONAL PAID LEAVE
FOR COUNTY EMPLOYEES ON ACTIVE MILITARY
SERVICE AND AMENDING COUNTY LEAVE MANUAL
ACCORDINGLY

WHEREAS, Florida Statutes § 115.07(1) provides that all officers or employees of the County, “who are commissioned reserve officers or reserve enlisted personnel in the United States military or naval service or members of the National Guard, are entitled to leaves of absence from their respective duties, without loss of vacation leave, pay, time, or efficiency rating, on all days during which they are engaged in training ordered under the provisions of the United States military or naval training regulations for such personnel when assigned to active or inactive duty;” and

WHEREAS, Florida Statutes § 115.07(2) provides that “Leaves of absence granted as a matter of legal right under the provisions of this section shall not exceed 17 working days in any one annual period. Administrative leaves of absence for additional or longer periods of time for assignment to duty functions of a military character shall be without pay and shall be granted by the employing or appointing authority of any state, county, municipal, or political subdivision employee and when so granted shall be without loss of time or efficiency rating;” and

WHEREAS, since the terrorist attacks against the United States of September 11, 2001, County employees have frequently been called to engage in more than 17 days of military, naval or National Guard training in a single year; and

WHEREAS, this Board wishes to extend the amount of paid leave for training from 17 to 30 days,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. All employees and officials of the County, including its agencies and instrumentalities, who are commissioned reserve officers or reserve enlisted personnel in the United States military or naval service or members of the National Guard, are entitled to leaves of absence of up to thirty (30) days per year from their respective duties, without loss of vacation leave, pay, time, or efficiency rating, on all days during which they are engaged in training ordered under the provisions of the United States military or naval training regulations for such personnel when assigned to active or inactive duty.

Section 2. The Miami-Dade County Leave Manual shall be amended to incorporate this additional employee benefit.

The foregoing resolution was sponsored by Commissioner Jose "Pepe" Diaz and Commissioner Joe A. Martinez and offered by Commissioner , who moved its adoption. The motion was seconded by Commissioner and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman
Barbara J. Jordan, Vice-Chairwoman

Jose "Pepe" Diaz
Carlos A. Gimenez
Joe A. Martinez
Dorrian D. Rolle
Katy Sorenson
Sen. Javier D. Souto

Audrey M. Edmonson
Sally A. Heyman
Dennis C. Moss
Natacha Seijas
Rebeca Sosa


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The Chairperson thereupon declared the resolution duly passed and adopted this 10th day of January, 2008. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. 

Lee Kraftchick

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