

MEMORANDUM

Agenda Item No. 11(A)(3)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: December 1, 2009

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

SUBJECT: Resolution establishing policy
of limiting the compensation of
Miami-Dade County
employees to no more than the
compensation of the Mayor

The attached substitute differs from the original in the following respects:

- 1. It includes a provision limiting its application to employees hired after the effective date of the resolution.**
- 2. It provides a mechanism for waiving the salary limitation upon request of the Mayor with approval of the Board.**

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Carlos A. Gimenez.



R. A. Cuevas, Jr.
County Attorney

RAC/jls



MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: December 1, 2009

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

SUBJECT: Agenda Item No. 11(A)(3)

Please note any items checked.

- "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
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor

Agenda Item No. 11(A) (3)

Veto _____

12-1-09

Override _____

RESOLUTION NO. _____

**RESOLUTION ESTABLISHING POLICY OF LIMITING THE
COMPENSATION OF MIAMI-DADE COUNTY EMPLOYEES
TO NO MORE THAN THE COMPENSATION OF THE
MAYOR**

WHEREAS, pursuant to Section 2.02 of the Miami-Dade County Charter, the County Mayor is responsible for the management of all administrative departments of the County government and for carrying out policies adopted by the Commission; and

WHEREAS, this Board is responsible for setting the Mayor's compensation; and

WHEREAS, pursuant to Section 4.01 of the Miami-Dade County Charter, the Mayor is responsible for setting the Manager's compensation; and

WHEREAS, all officials and employees in the County's administrative service ultimately report to the Mayor; and

WHEREAS, this Board, consistent with its authority under the County Charter, wishes to establish a policy that ensures that the County Mayor >>henceforth<<¹ receives the highest compensation of all County officials and employees,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that except as may be provided by pre-existing contract or the provisions of the Charter relating to the compensation of the Manager, no County employee >>hired after the effective date of this resolution<< shall receive annual compensation greater than the annual compensation paid to the County Mayor. >>When necessary to attract and hire qualified applicants for a particular County classification or classifications, the Mayor may seek, and this Board may grant, in advance of hiring

¹ The differences between the substitute and the original item are indicated as follows: words stricken through and/or [[double bracketed]] shall be deleted, words underscored and/or >>double arrowed<< constitute the amendment proposed.

exceptions to this policy for the particular classification or classifications in question.<< For purposes of this resolution, compensation shall be defined as base pay, any monetary bonuses received in a fiscal year, and the monetary value of any fringe benefits.

The Prime Sponsor of the foregoing resolution is Commissioner Carlos A. Gimenez. It was 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:

Dennis C. Moss, Chairman	
Jose "Pepe" Diaz, Vice-Chairman	
Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 1st day of December, 2009. 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.



William X. Candela