

MEMORANDUM

Agenda Item No. 11(A)(3)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: September 17, 2013

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

SUBJECT: Resolution directing County
Mayor to propose in future
collective bargaining the
elimination or reduction of
County-paid union
representatives

This item was amended at the 8-27-13 Finance Committee to eliminate the directive to the Mayor or his designees to negotiate for the elimination or reduction of County-paid union representatives and to replace it with a directive to the Mayor or his designees to include the issue of County-paid union representatives as an item for future collective bargaining.

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Esteban L. Bovo, Jr.



R. A. Cuevas, Jr.
County Attorney

RAC/jls



MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: September 17, 2013

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 Mayor'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
Veto _____
Override _____

Agenda Item No. 11(A)(3)

9-17-13

RESOLUTION NO. _____

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY
MAYOR'S DESIGNEE TO INCLUDE IN FUTURE
COLLECTIVE BARGAINING THE ISSUE OF COUNTY-PAID
UNION REPRESENTATIVES

WHEREAS, the County's various collective bargaining agreements presently call for the County to release employees to engage in union duties and to continue to pay them their regular County salary, wages and benefits; and

WHEREAS, despite being paid by the County, employees released to perform union duties are effectively without County supervision or accountability; and

WHEREAS, unions collect dues for the purpose of providing employees with representation and the County should not bear this cost; and

WHEREAS, the topic of releasing and paying employees to perform union duties is a mandatory subject of collective bargaining,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the County Mayor and his designated bargaining representatives are hereby directed to ~~[[negotiate for the elimination or reduction in the number of employees released and paid by the County to]]~~ >>include the issue of paying County union representatives that^{<<1} perform union duties as one of the items for future collective bargaining negotiations.

¹ Committee amendments are indicated as follows: Words stricken through and/or [[double bracketed]] are deleted, words underscored and/or >>double arrowed<< are added.

The Prime Sponsor of the foregoing resolution is Commissioner Esteban L. Bovo, Jr. 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:

Rebeca Sosa, Chairwoman
Lynda Bell, Vice Chair

Bruno A. Barreiro	Esteban L. Bovo, Jr.
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Jean Monestime	Dennis C. Moss
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

The Chairperson thereupon declared the resolution duly passed and adopted this 17th day of September, 2013. 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