

# MEMORANDUM

Agenda Item No. 14(A)(4)

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**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

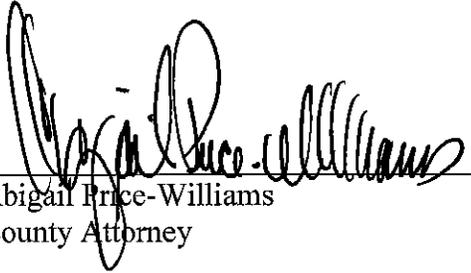
**DATE:** November 15, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Resolution authorizing continuation of certain compensation to County employees on active military service from November 1, 2016 to October 31, 2018; providing for retroactive application; directing the County Mayor to provide reports

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The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Rebeca Sosa.

  
Abigail Price-Williams  
County Attorney

APW/smm

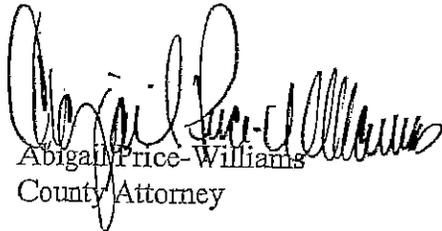


# MEMORANDUM

(Revised)

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and Members, Board of County Commissioners

**DATE:** November 15, 2016

**FROM:**   
Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 14(A)(4)

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
- Statement of social equity 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. 14(A)(4)  
11-15-16

RESOLUTION NO. \_\_\_\_\_

RESOLUTION AUTHORIZING CONTINUATION OF CERTAIN COMPENSATION TO COUNTY EMPLOYEES ON ACTIVE MILITARY SERVICE FROM NOVEMBER 1, 2016 TO OCTOBER 31, 2018; PROVIDING FOR RETROACTIVE APPLICATION; DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PROVIDE REPORTS

**WHEREAS**, section 115.14, Florida Statutes, authorizes counties and municipalities to “supplement the military pay of its officials and employees who are reservists called to active military service after the first 30 days in an amount necessary to bring their total salary, inclusive of their base military pay, to the level earned at the time they were called to active military duty;” and

**WHEREAS**, this Board implemented this statutory authorization, through Resolution No. R-1059-01, in response to the September 11, 2001 terrorist attacks against the United States, and extended such authorization in Resolution Nos. R-1063-02, R-157-03, R-1345-07, R-1117-10, R-873-12, R-945-14; and

**WHEREAS**, Resolution No. R-945-14 last extended such authorization through October 31, 2016; and

**WHEREAS**, the United States Military has continued to engage in hazardous activities overseas requiring the ongoing military service of County employees; and

**WHEREAS**, this Board wishes to provide the supplemental compensation first authorized by Resolution No. R-1059-01, and subsequently extended, to those employees in or called to active military service from November 1, 2016 to October 31, 2018, and to monitor the continuation of such compensation; and

**WHEREAS**, it is the desire of this Board to provide this supplemental compensation retroactively to November 1, 2016,

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

**Section 1.** The compensation authorized by Resolution Nos. R-1059-01, R-1063-02, R-157-03, R-1345-07, R-1117-10, R-873-12, and R-945-14 is hereby extended to cover the period from November 1, 2016 through October 31, 2018. Accordingly, County employees on active military leave or entering into active military leave, on or after November 1, 2016, shall be entitled to receive County supplemental pay in an amount equal to the net difference between their military pay and their County compensation for a total of up to 24 months or the duration of their military service, whichever is less.

**Section 2.** This compensation shall apply retroactive to November 1, 2016.

**Section 3.** The County Mayor or County Mayor's designee shall fund the compensation set forth in section 1 from legally available funds within the Fiscal Year 2016-17 budget and include such funding in the proposed Fiscal Year 2017-18 and 2018-19 budget proposals, or alternatively if such funds are not available, include possible sources of funding in the reports required pursuant to section 4 below.

**Section 4.** The County Mayor or County Mayor's designee shall provide a report to this Board within 180 days of the effective date of this resolution on the cost of providing supplemental pay under this resolution and shall place the completed report on an agenda of the Board pursuant to Ordinance No. 14-65. In addition, the County Mayor or County Mayor's designee shall provide to the Board updated reports on the cost of providing supplemental pay under this resolution on a semiannual basis. The County Mayor or County Mayor's designee shall place such updated reports on applicable agendas of the Board pursuant to Ordinance No. 14-65.

The Prime Sponsor of the foregoing resolution is Commissioner Rebeca Sosa. 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:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 15<sup>th</sup> day of November, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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.

Joni A. Mosely

