

# MEMORANDUM

Agenda Item No. 11(A)(6)

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**TO:** Honorable Chairman Esteban L. Bovo, Jr.  
and Members, Board of County Commissioners

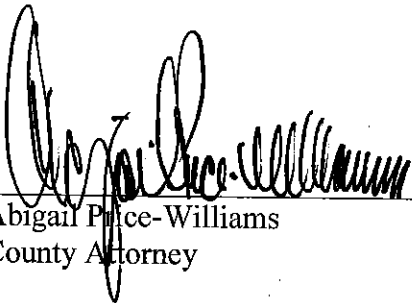
**DATE:** October 23, 2018

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

**SUBJECT:** Resolution authorizing continuation of certain compensation to County employees on active military service from November 1, 2018 to October 31, 2020; providing for compensation effective date; directing the Mayor to provide reports on the cost of providing such supplemental pay

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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/cp

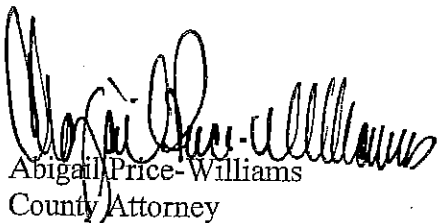


# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Esteban L. Bovo, Jr.  
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Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 11(A)(6)

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. 11(A)(6)  
10-23-18

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

RESOLUTION AUTHORIZING CONTINUATION OF CERTAIN COMPENSATION TO COUNTY EMPLOYEES ON ACTIVE MILITARY SERVICE FROM NOVEMBER 1, 2018 TO OCTOBER 31, 2020; PROVIDING FOR COMPENSATION EFFECTIVE DATE; DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO PROVIDE REPORTS ON THE COST OF PROVIDING SUCH SUPPLEMENTAL PAY

**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 R-1108-16; and

**WHEREAS**, Resolution No. R-1108-16 last extended such authorization through October 31, 2018; 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 called to active military service from November 1, 2018 to October 31, 2020, and to monitor the continuation of such compensation; and

**WHEREAS**, it is the desire of this Board to provide this supplemental compensation effective November 1, 2018,

**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, R-945-14 and R-1108-16 is hereby extended to cover the period from November 1, 2018, through October 31, 2020. Accordingly, employees entering into active military leave on or after November 1, 2018, 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 effective November 1, 2018.

**Section 3.** The Mayor or Mayor's designee shall fund the compensation set forth in Section 1 from legally available funds within the Fiscal Year 2018-19 budget and include such funding in the proposed Fiscal year 2019-20 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 Mayor or 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 Mayor or designee shall provide to the Board updated reports on the cost of providing supplemental pay under this resolution on a semiannual basis. The Mayor or 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:

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

The Chairperson thereupon declared this resolution duly passed and adopted this 23<sup>rd</sup> day of October, 2018. 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.



Marlon D. Moffett