

MEMORANDUM

Agenda Item No. 11(A)(7)

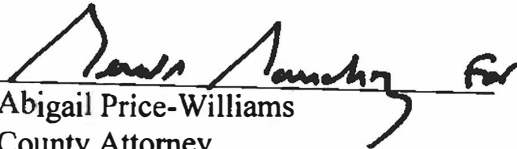
TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: April 7, 2020

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution urging
Senator Marco Rubio,
Senator Rick Scott, and
the United States Congress
to enact S. 1306, H.R. 2474,
the "Protecting the Right to
Organize Act of 2019", or
similar legislation modernizing
the National Labor Relations Act
and related labor laws to extend
protections to union workers

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairwoman Audrey M. Edmonson and Co-Sponsors Commissioner Daniella Levine Cava, Commissioner Sally A. Heyman, Commissioner Eileen Higgins, Commissioner Barbara J. Jordan and Commissioner Jean Monestime.


Abigail Price-Williams
County Attorney

APW/smm



MEMORANDUM
(Revised)

TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: April 7, 2020

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 11(A)(7)

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 present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____) 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)(7)
4-7-20

RESOLUTION NO. _____

RESOLUTION URGING SENATOR MARCO RUBIO, SENATOR RICK SCOTT, AND THE UNITED STATES CONGRESS TO ENACT S. 1306, H.R. 2474, THE “PROTECTING THE RIGHT TO ORGANIZE ACT OF 2019”, OR SIMILAR LEGISLATION MODERNIZING THE NATIONAL LABOR RELATIONS ACT AND RELATED LABOR LAWS TO EXTEND PROTECTIONS TO UNION WORKERS

WHEREAS, national labor laws, including the National Labor Relations Act, allow working people to join together with their coworkers to advocate for better working conditions, such as better pay, health care, retirement, fair scheduling, sick days and training opportunities; and

WHEREAS, unions amplify the voices of working people on the job, help middle-class and low-wage workers obtain a fair share of economic growth, help reduce income inequality, help increase wages for women and people of color, and help ensure that workplaces are safe; and

WHEREAS, the percentage of workers covered by collective bargaining has steadily declined since the 1980s, and has reached historic lows, which has resulted in fewer Americans getting the benefits of a union contract such as higher wages, better health care, and a more secure retirement; and

WHEREAS, despite the decline in union membership, a growing number of Americans want to join unions, according to a recent Massachusetts Institute of Technology study, which found that nearly half of all nonunion workers would join a union if they could, and public approval of unions is at its highest level in over a decade at 64 percent; and

WHEREAS, the National Labor Relations Act was first enacted in 1935, and must be modernized and strengthened to make the right to collectively bargain and freedom of association in the workplace a reality for workers; and

WHEREAS, in 2019, United States Senator Patty Murray (D–Washington) and United States Representative Bobby Scott (D–Virginia) introduced S. 1306 and H.R. 2474, respectively, a pair of identical bills entitled the “Protecting the Right to Organize Act of 2019” (the “Act”); and

WHEREAS, the Act is landmark legislation modernizing the National Labor Relations Act and restoring workers’ ability to exercise their freedom to organize and bargain; and

WHEREAS, the Act, among other things, expands penalties for employers’ violations of labor laws, limits the harmful impacts of “right to work” laws, guarantees bargaining rights for working people who are misclassified as independent contractors, repeals specific prohibitions on collective action and peaceful expression such as secondary boycotts and recognitional picketing, safeguards the right to strike, and establishes a process for helping newly-organized workers achieve an initial collective bargaining agreement; and

WHEREAS, the United States House of Representatives passed H.R. 2474 on February 6, 2020 by a vote of 224–194; and

WHEREAS, H.R. 2474 is now pending approval by the United States Senate; and

WHEREAS, this Board would like to urge the United States Congress to pass H.R. 2474 or similar comprehensive labor law reform legislation,

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

Section 1. Urges Senator Marco Rubio, Senator Rick Scott, and the United States Congress to enact S. 1306, H.R. 2474, the “Protecting the Right to Organize Act of 2019”, or similar legislation modernizing the National Labor Relations Act and related labor laws to extend protections to union workers.

Section 2. Directs the Clerk of this Board to send a certified copy of this resolution to Senator Marco Rubio, Senator Rick Scott, and the remaining members of the Florida Congressional Delegation.

Section 3. Directs the County’s federal lobbyists to advocate for the passage of legislation set forth in section 1 above, and authorizes and directs the Office of Intergovernmental Affairs to amend the 2020 Federal Legislative Package to include this item.

The Prime Sponsor of the foregoing resolution is Chairwoman Audrey M. Edmonson and the Co-Sponsors are Commissioner Daniella Levine Cava, Commissioner Sally A. Heyman, Commissioner Eileen Higgins, Commissioner Barbara J. Jordan and Commissioner Jean Monestime. 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:

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

The Chairperson thereupon declared this resolution duly passed and adopted this 7th day of April, 2020. 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.

MJM for

Marlon D. Moffett

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