

MEMORANDUM

Agenda Item No. 11(A)(12)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

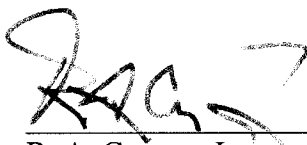
DATE: December 4, 2007

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

SUBJECT: Resolution retroactively
authorizing compensation to
county employees on active
military service

R-1345-07

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Joe A. Martinez, Commissioner Jose "Pepe" Diaz, Commissioner Carlos A. Gimenez, Commissioner Katy Sorenson, Commissioner Rebeca Sosa and Senator Javier D. Souto.



R. A. Cuevas, Jr.
County Attorney

RAC/bw



MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: December 4, 2007

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

SUBJECT: Agenda Item No. 11(A)(12)

Please note any items checked.

_____ "4-Day Rule" ("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

_____ Bid waiver requiring County Manager's written recommendation

_____ Ordinance creating a new board requires detailed County Manager's report for public hearing

_____ Housekeeping item (no policy decision required)

_____ No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(12)
12-4-07

RESOLUTION NO. R-1345-07

**RESOLUTION RETROACTIVELY AUTHORIZING THE
CONTINUATION OF CERTAIN COMPENSATION TO
COUNTY EMPLOYEES ON ACTIVE MILITARY SERVICE**

WHEREAS, Florida Statutes § 115.14 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 R-1059-01, in response to the terrorist attacks against the United States of September 11, 2001, and extended such authorization in Resolutions R-1063-02 and R-157-03; and

WHEREAS, Resolution R-157-03 last extended such authorization through August 20, 2003; and

WHEREAS, Since 2003, the United States military has continued to engage in hazardous activities overseas as a continuing response to terrorist attacks against the United States and as a result of hostilities in the Middle East, requiring the call to active duty of County employees not previously engaged; and

WHEREAS, this Board wishes to continue the supplemental compensation provided by Resolutions R-1059-01, R-1063-02 and R-157-03 to those employees called to active military service since August 2003, and to monitor the continuation of such compensation,

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

Section 1. The compensation authorized by Resolutions R-1059-01, R-1063-02 and R-157-03 is hereby extended to cover the period from August 20, 2003 through October 30, 2010. Accordingly, employees entering into active military leave since August 20, 2003, shall be entitled to continue 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. The County Manager shall report to the Board the cost of providing supplemental pay under this resolution on a semi-annual basis.

Section 3. The Board shall review this resolution in October 2010 and periodically thereafter for a determination as to whether the benefits should be continued.

The foregoing resolution was sponsored by Commissioner Joe A. Martinez, Commissioner Jose "Pepe" Diaz, Commissioner Carlos A. Gimenez, Commissioner Katy Sorenson, Commissioner Rebeca Sosa and Senator Javier D. Souto and offered by Commissioner

Jose "Pepe" Diaz, who moved its adoption. The motion was seconded by Commissioner **Joe A. Martinez** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of December , 2007. 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: **Kay Sullivan**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. Lee Kraftchick

Lee Kraftchick

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