



**MEMORANDUM**

Agenda Item No. 11(A)(5)

**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

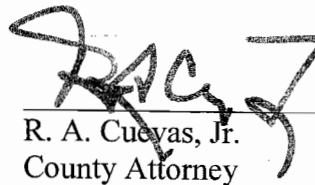
**DATE:** September 1, 2011

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

**SUBJECT:** Resolution requiring County Mayor  
to submit any proposed agreement for  
the compensation of an executive  
employee that exceeds existing  
employee compensation policies to  
the Board of County Commissioners  
for consideration

Resolution No. R-691-11

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Sally A. Heyman, and Co-Sponsors Commissioner Esteban L. Bovo, Jr., Vice Chairwoman Audrey M. Edmonson and Commissioner Barbara J. Jordan.

  
\_\_\_\_\_  
R. A. Cuevas, Jr.  
County Attorney

RAC/cp

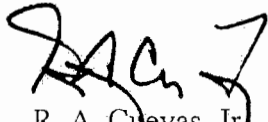


# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**DATE:** September 1, 2011

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

**SUBJECT:** Agenda Item No. 11(A)(5)

**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 Manager'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)(5)  
9-1-11

RESOLUTION NO. R-691-11

RESOLUTION REQUIRING MAYOR OR MAYOR'S  
DESIGNEE TO SUBMIT ANY PROPOSED AGREEMENT FOR  
THE COMPENSATION OF AN EXECUTIVE EMPLOYEE  
THAT EXCEEDS EXISTING EMPLOYEE COMPENSATION  
POLICIES TO THE BOARD OF COUNTY COMMISSIONERS  
FOR CONSIDERATION

**WHEREAS**, the County has in the past offered and agreed to provide compensation and severance packages to certain executive employees which exceeded the benefits otherwise authorized by existing County employment policies; and

**WHEREAS**, such packages can be costly to the County; and

**WHEREAS**, the County is presently facing substantial budgetary constraints; and

**WHEREAS**, the County's budgetary situation has required it to limit or reduce executive pay and benefits; and

**WHEREAS**, this Board wishes to ensure that any compensation or severance package provided to an executive employee is reasonable and appropriate before it is accepted and becomes binding on the County,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that before the County enters into any agreement to provide an executive employee or potential executive employee with a compensation or severance package that exceeds what is available under the County's Pay Plan and other existing employment policies of general application, the Mayor or Mayor's designee shall submit such proposed agreement to this Board for its consideration, approval, modification or rejection.

The Prime Sponsor of the foregoing resolution is Commissioner Sally A. Heyman, and the Co-Sponsors are Commissioner Esteban L. Bovo, Jr., Vice Chairwoman Audrey M. Edmonson and Commissioner Barbara J. Jordan. It was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **Audrey Edmonson** and upon being put to a vote, the vote was as follows:

	Joe A. Martinez, Chairman	<b>aye</b>
	Audrey M. Edmonson, Vice Chairwoman	<b>aye</b>
Bruno A. Barreiro	<b>aye</b>	Lynda Bell <b>aye</b>
Esteban L. Bovo, Jr.	<b>aye</b>	Jose "Pepe" Diaz <b>nay</b>
Sally A. Heyman	<b>aye</b>	Barbara J. Jordan <b>aye</b>
Jean Monestime	<b>aye</b>	Dennis C. Moss <b>aye</b>
Rebeca Sosa	<b>aye</b>	Sen. Javier D. Souto <b>absent</b>
Xavier L. Suarez	<b>absent</b>	

The Chairperson thereupon declared the resolution duly passed and adopted this 1<sup>st</sup> day of September, 2011. 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: **Christopher Agrippa**  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

C/K.

Lee Kraftchick