

Date: October 23, 2012

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

From: Carlos A. Gimenez
Mayor

Subject: Approval of Articles I.6 Wages and VII.16 Group Insurance & Health Maintenance
Organization of the 2011-14 Collective Bargaining Agreement Between Miami-Dade
County and the Transport Workers Union, Local 291

Agenda Item No. 8(F)(2)

Resolution No. R-851-12

Recommendation

It is recommended that Articles I.6 Wages and VII.16 Group Insurance & Health Maintenance Organization (Attachment 1) of the 2011-14 Collective Bargaining Agreement between Miami-Dade County and the Transport Workers Union (TWU), Local 291, be approved by the Board of County Commissioners (Board).

The County Mayor is authorized to effectuate this Resolution by approving and filing this Resolution with the Clerk of the Board. This will allow for the implementation of the Board's directive to negotiate the return of the additional four percent (4%) healthcare contribution and if ratified, restore these monies to employees as soon as possible after the commencement of the fiscal year.

Scope

The impact of this agenda item is countywide.

Fiscal Impact/Funding Source

The estimated fiscal impact associated with the elimination of the four percent (4%) contribution toward healthcare to the members of TWU, Local 291, is estimated at \$6.560 million. The FY 2012-13 Adopted Budget includes funding to support the adjustment. In addition, as a result of plan design changes to the group health insurance program which will reduce total medical expenses, there is no fiscal impact to the health insurance fund associated with maintaining current employee dependent premium rates.

Track Record/Monitor

The Director of Labor Management and Compensation monitors and oversees the administration of this collective bargaining agreement.

Background

On January 24, 2012, the Board ratified the successor 2011-14 Agreement between TWU, Local 291, and the County. Article I.6, Wages, of this Agreement contained an impasse issue of whether employees would be required to contribute an additional amount towards the County's cost of healthcare. On January 24, 2012, the Board resolved the impasse by voting to impose an additional four percent (4%) contribution of base wages by employees to the County's cost of healthcare. The FY 2012-13 Proposed Budget provided an Impasse Reserve to provide funding for the elimination of the additional four percent (4%) healthcare contribution. On September 20, 2012, the Board adopted the Proposed Budget and directed the County Mayor to negotiate with the unions the return of the additional four percent (4%) healthcare contribution. Pursuant to the Board's directive, the County met

Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners
Page 2

with the unions and negotiated the return of the additional four percent (4%) healthcare contribution, as detailed in Attachment 1.

Additionally, the terms of Article VII.16 of this ratified Agreement, gave the County the right to re-open the Agreement to discuss the redesign of the County's health plan for plan year 2013, prior to establishing premium contributions. The County and TWU, Local 291 met and negotiated changes to co-pays for provider services and prescription drug benefits, as detailed in Attachment 2. As a result of the negotiated and agreed upon changes, the 2012 calendar year group health insurance premium rates shall remain in effect for the 2013 calendar year.

Term of Agreement

This is a three (3) year contract for the period of October 1, 2011 through September 30, 2014.

Wages

Effective October 1, 2012, the additional four percent (4%) of base wages contribution towards the County's cost of healthcare shall be eliminated.

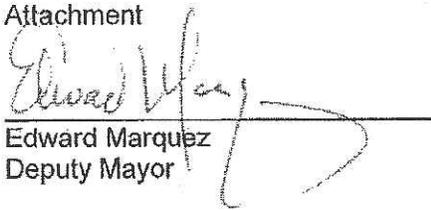
All employees in Bargaining Unit classifications will continue to contribute five percent (5%) of base wages towards the County's cost of healthcare.

Group Health Insurance

Effective January 1, 2013, the group health insurance plan benefits shall remain the same as stipulated in calendar year 2012, with the exception of legislatively mandated changes and co-pays for provider services and prescription drug benefits, as detailed in (Attachment 2). The 2012 calendar year group health insurance premium rates shall remain in effect for the 2013 calendar year, as detailed in (Attachment 2).

The bargaining unit members ratified Articles I.6 Wages and VII.16 Group Insurance & Health Maintenance Organization on October 11, 2012.

Attachment



Edward Marquez
Deputy Mayor

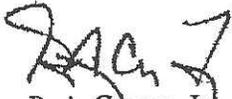


MEMORANDUM

(Revised)

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

DATE: October 23, 2012

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

SUBJECT: Agenda Item No. 8(F)(2)

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. 8(F) (2)
10-23-12

RESOLUTION NO. R-851-12

RESOLUTION APPROVING AND RATIFYING EXECUTION OF ARTICLE I.6 WAGES AND ARTICLE VII.16 GROUP INSURANCE & HEALTH MAINTENANCE ORGANIZATION OF THE 2011-14 COLLECTIVE BARGAINING AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE TRANSPORT WORKERS UNION, LOCAL 291

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board approves and ratifies the Mayor's action in executing the attached Article I.6 Wages (Attachment 1) and Article VII.16 Group Insurance & Health Maintenance Organization (Attachment 2) of the 2011-14 Collective Bargaining Agreement between Miami-Dade County, and the Transport Workers Union, Local 291 in substantially the form attached hereto and made a part hereof.

The foregoing resolution was offered by Commissioner **Sally A. Heyman** who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 23rd day of October, 2012. This resolution shall become effective upon the earlier of (1) 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, 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

Christopher Agrippa

By: _____
Deputy Clerk



Approved by County Attorney as
to form and legal sufficiency.

Lee Kraftchick

Lee Kraftchick

ARTICLE VII.16 GROUP INSURANCE & HEALTH MAINTENANCE ORGANIZATION

With the exception of legislatively mandated changes to health benefits, the County and the Union shall reopen this Agreement to negotiate the redesign of the County's health plan for plan year 2013. Union participation shall be obtained to negotiate the health plan, prior to establishing premium contributions

Health insurance plan benefits shall remain the same as stipulated in calendar year 2012, with the exception of legislatively mandated changes and co-pays for provider services and prescriptions as detailed below. The following table reflects the co-pays for provider services and prescriptions in the County's Group Health Insurance plans beginning plan year 2013:

HIGH HMO	2013 Plan Year Co-pays
Primary Care Physician (PCP) ¹	\$15
Specialist ²	\$30
Prescriptions-30-day supply	
Generic ³	\$15
Preferred Brand ⁴	\$25
Non-Preferred Brand ⁵	\$35
Mail Order (90-day supply)	2 co-pays for a 90-day supply

POS	2013 Plan Year Co-pays
Primary Care Physician (PCP) ¹	\$15
Specialist ²	\$30
Prescriptions (30-day supply)	
Generic ³	\$15
Preferred Brand ⁴	\$25
Non-Preferred Brand ⁵	\$35
Mail Order (90-day supply)	2 co-pays for a 90-day supply

LOW HMO	2013 Plan Year Co-pays
Primary Care Physician (PCP) ¹	\$30
Specialist ²	\$45
Prescriptions-30-day supply	
Generic ³	\$20
Preferred Brand ⁴	\$35
Non-Preferred Brand ⁵	\$55
Mail Order (90-day supply)	2 co-pays for a 90-day supply

¹ PCP co-pay applies to Mental & Nervous, Substance Abuse, and Chiropractic services.

² Specialist co-pay includes Therapy (physical, speech, etc.) and specialist such as Obstetrics, Cardiology, and Orthopedics, etc.

³ Generic: Generic medications contain identical active ingredients, have the same indication for use, meet the same manufacturing standards, and are identical in strength and dosage form as brand name medications.

⁴ Preferred: These are typically brand name medications and are in the middle range for out-of-pocket expense. These medications typically do not have a generic equivalent.

⁵ Non-Preferred: These are non-preferred brand medications and are in the higher range for out-of-pocket expense. These medications typically have a generic equivalent and/or another brand option.

The County agrees that 2014² calendar year group health insurance premium rates shall remain in effect for the 2012³ calendar year as follows:

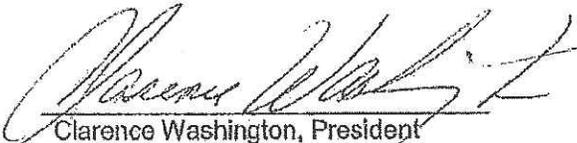
<u>Medical Plan</u>	<u>Tier</u>	<u>Bi-Weekly Employee Premiums Current</u>
<u>High HMO</u>	<u>Employee Only</u>	<u>\$0.00</u>
	<u>Employee + Spouse/Domestic Partner</u>	<u>\$208.35</u>
	<u>Employee + Child(ren)</u>	<u>\$180.17</u>
	<u>Family</u>	<u>\$287.77</u>
<u>POS</u>	<u>Employee Only</u>	<u>\$14.90</u>
	<u>Employee + Spouse/Domestic Partner</u>	<u>\$344.54</u>
	<u>Employee + Child(ren)</u>	<u>\$285.86</u>
	<u>Family</u>	<u>\$595.59</u>
<u>Low HMO</u>	<u>Employee Only</u>	<u>\$0.00</u>
	<u>Employee + Spouse/Domestic Partner</u>	<u>\$196.42</u>
	<u>Employee + Child(ren)</u>	<u>\$169.83</u>
	<u>Family</u>	<u>\$271.36</u>

By June 30, 2013, if the County projects that the average increase for dependents' premiums listed above will increase by more than 10% in plan year 2014, then the Union shall have the right to re-open this Article to negotiate a plan redesign as the means of ameliorating the increase to the employees.

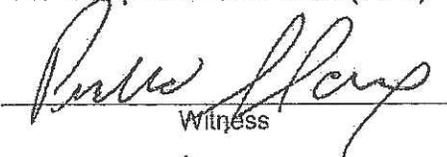
Notwithstanding any provisions to the contrary, in the event that during the term of this Agreement another collective bargaining unit negotiates and/or receives better group health insurance employee premium contributions or benefits within the Medical Plans, then the employees represented by TWU Local 291 shall be entitled to receive those better premiums or benefits. For purposes of this provision, the decision of any collective bargaining unit pursuant to a ratification election to accept a 20% increase in bi-weekly employee premiums for plan year 2013 in lieu of the above listed co-pays shall not constitute better benefits under the Medical Plans.

Transport Workers Union (TWU) – Local 291

Miami-Dade County, Florida


 Clarence Washington, President
 For Transport Workers Union (TWU)


 Carlos A. Gimenez, County Mayor
 For Miami-Dade County, Florida


 Witness


 Witness

9/28/12
 Date

10/1/12
 Date

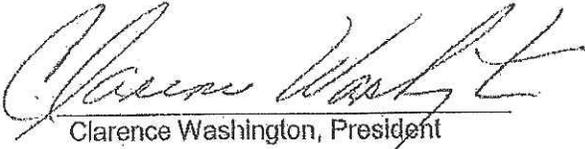
ARTICLE 1.6 WAGES

Fiscal Year 2012-2013

Effective September 30, 2012, the additional four percent (4%) of base wages contribution towards the County's cost of healthcare shall be eliminated. All employees in bargaining unit classifications shall be required to continue to contribute five percent (5%) of base wages toward the County's cost of health care.

Transport Workers Union (TWU) – Local 291

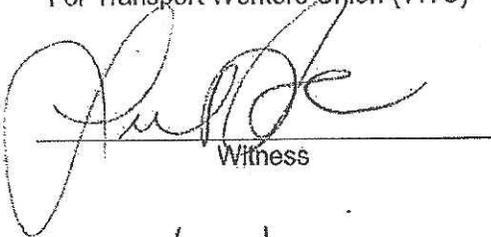
Miami-Dade County, Florida



Clarence Washington, President
For Transport Workers Union (TWU)



Carlos A. Gimenez, County Mayor
For Miami-Dade County, Florida



Witness



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Date

10/1/12
Date