



City of Coral Gables

CITY COMMISSION MEETING sitting as GOVERNING BOARD FOR COCOPLUM
PHASE 1 SPECIAL TAXING DISTRICT

January 8, 2019

ITEM TITLE:

Resolution. A Resolution Authorizing the City Manager to Exercise the Termination for Convenience Clause in the Professional Service Agreement with Millenium Services, Inc. to Provide Security Guard Service to Cocoplum Phase I Special Taxing District.

BRIEF HISTORY:

At the October 9, 2018 City Commission meeting, the City Commission adopted a Resolution authorizing the City Manager to enter into an agreement with Millenium Services, Inc. (for the hire of off-duty Florida Highway Patrol off-duty officers) in order to provide security guard services to Cocoplum Phase 1 Special Taxing District.

Effective October 1, 2018, Miami-Dade County transferred responsibility for certain special taxing districts to the City of Coral Gables. Cocoplum Phase I Special Taxing District was included in those transferred. While the districts were under the County's control, security services were provided by off-duty City of Coral Gables Police officers.

A concern arose regarding whether it would be permissible under the Fair Labor Standards Act (FLSA) for Coral Gables officers to continue providing off-duty services once the district was under the control of the City of Coral Gables. At the October 9th, City Commission meeting representatives from the district expressed their preference for having Coral Gables Police Officers in an off-duty capacity, over those from another agency. The president of the Coral Gables Fraternal Order of Police (FOP) also addressed the City Commission at that meeting and expressed the union's desire to continue to have Coral Gables police officers service the district in an off-duty capacity and offered to provide additional information regarding the potential FLSA issue. After hearing from those present, the City Commission expressed its desire to have Coral Gables police officers serve the district in an off-duty capacity and directed the City Attorney to continue researching the matter and to meet with the union and consider their research and opinion.

Subsequent to that meeting, additional research was conducted which resulted in the issuance of CAO 2018-035 and in the drafting of a Cooperation Agreement between the FOP and the City whereby the FOP agrees to assist the City in the legal defense and contribute to losses that the City might incur should a suit be filed against the City for violation of the FLSA.

With the issuance of CAO 2018-035 and the execution of the Cooperation Agreement, a resolution is now put forth before the City Commission, sitting as the governing board for Cocoplum Phase I Special Taxing District, to exercise the Termination for Convenience Clause in the agreement with Millenium Services, Inc. in order to allow for the hire of Coral Gables Police officers, in an off-duty capacity, through Jobs4Blue, Inc.

ATTACHMENT(S):

1. Draft Resolution
2. Cooperation Agreement