



MEMORANDUM

Not On
Agenda Item No. 7(L)(1)(G)

TO: Honorable Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: **July 27, 2004**

FROM: George M. Surry
County Manager

SUBJECT: Recommendation
for Contract Awards
Under Ryan White
Title I RFP No.
RW1401, Health and
Support Services for
Persons with HIV
Spectrum Disease

RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) approve contract awards as presented in Attachment A, totaling approximately \$1.354 million in funding received by Miami-Dade County under Title I of the Ryan White Comprehensive AIDS Resources Emergency (C.A.R.E.) Act. It is also recommended that the Board authorize the County Manager to negotiate, execute, amend, and extend said contracts after approval by the County Attorney's Office and execution by the agencies named. In addition, due to the emergency nature of these services it is necessary that the 60-day reconsideration period for these contract awards be waived to allow an effective contract term of August 7, 2004 through February 28, 2005. These contracts shall automatically renew on an annual basis at the end of each term for one year, not to exceed five years from the end of the initial contract term, with the approval of both parties and upon execution of a renewal agreement containing the same terms and conditions except for necessary adjustments to the maximum amounts payable.

BACKGROUND

Due to the high incidence of AIDS cases, Miami-Dade County has received approximately \$25.540 million in grant funds in 2004 pursuant to Title I, HIV Emergency Relief Grant under the Ryan White Comprehensive AIDS Resources Emergency (C.A.R.E.) Act of 1990 as amended. These funds are awarded to relieve the overwhelming burden of the HIV epidemic and the continued need for health care and social support services.

As required by this Act, the Board created and established the Miami-Dade HIV/AIDS Partnership (Partnership) to determine the needs and service priorities in our community, and to allocate Ryan White Title I funds to service priority areas. Under federal law, the County must award contracts in accordance with the priorities and total funding allocations set by the Partnership.

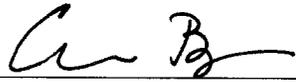
Consistent with the priorities and allocations of the Partnership for the Ryan White Title I fiscal year 2004-05, and with Commission approval, contracts for a total amount of approximately \$22.908 million were issued in March 2004, continuing existing service programs for a twelve-month period through February 28, 2005. The County retained \$1.277 million (5% of the award) for administration of the grant. The remaining \$1.355 million were included in RFP RW1401 soliciting the following services: health insurance services, prescription drugs (general HIV/AIDS population), Minority AIDS Initiative (MAI) prescription drugs, substance abuse counseling – residential (general HIV/AIDS population), and MAI substance abuse counseling residential (minority populations).

An Evaluation/Selection Committee was appointed to review 12 individual service proposals received from seven providers in response to the RFP. The allocations included herein reflect the recommendations of the Committee, consistent with the priorities and total allocation amounts established by the Partnership. Award recommendations presented in Attachment A represent approximately \$1.354 million. After Evaluation Committee recommendations, the amount requested and awarded to organizations proposing services under the categories of substance abuse counseling – residential (general HIV/AIDS population and minority population) totaled \$41,600 leaving approximately \$400 in available Title I funds. These funds will be obligated via amendments to existing Title I contracts. All award recommendations are contingent on the submission by the recommended organizations of any and all outstanding affidavits, lists of subcontractors and suppliers, and other required documents prior to the execution of a service agreement. This condition of award is made pursuant to Ordinance 97-104 as amended by Ordinance 00-30.

The Ryan White C.A.R.E. Act restricts the County's ability to contract with for-profit organizations to provide Ryan White funded services. Therefore, a written opinion was issued by the County Attorney's Office informing the Department of Business Development (DBD) that local Black/Hispanic/Women Business Enterprise Measures do not apply to solicitations containing Ryan White funds. Consequently, no measures were assigned by DBD to this RFP.

Due to federal requirements, all grant funds must be spent prior to the end of the grant period. In order to ensure that all funds are expended in accordance with this requirement, the authority to amend these contracts shall include the right to reallocate Title I and MAI funds to service providers awarded contracts under this or subsequent resolutions awarding these funds. This authority is appropriate and necessary for two reasons: first, the County must comply with binding decisions of the Partnership regarding the reprioritization of Title I and MAI funds that are projected to be unexpended; and second, the federal granting agency, the U.S. Health Resources and Services Administration, makes receipt of additional funds contingent upon the rapid reprioritization and reallocation of these dollars to service providers that are able to spend additional monies prior to the end of the grant period.

Therefore, in order to provide necessary HIV related services and to ensure continuity of care, it is recommended that the Board approve these contract awards (Attachment A), and that the Board grant authority to the County Manager to negotiate, execute, amend, and extend said contracts. Resolution No. R-377-04 requires the County Manager to expressly provide in any proposed resolution, or other request submitted to the Board for approval of a contract, that the resolution and contract shall not become effective until the time for the Board to make a motion to reconsider such approval has expired (i.e., 60 days following the Boards adoption of the proposed resolution). If reconsidered, the resolution and contract shall become effective only upon subsequent approval by the Board. In order to ensure immediate access to these HIV-related services and prevent a delay in the utilization of these funds, it is necessary that the 60-day reconsideration period be waived. If a waiver is not granted, it could negatively impact the County's ability to spend 100 percent of the Ryan White Title I grant within the fiscal year ending February 28, 2005.



Assistant County Manager



MEMORANDUM

(Revised)

TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: July 27, 2004

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Not On
Agenda Item No. 7(L)(1)(G)

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 _____

Not On
Agenda Item No. 7(L)(1)(G)
7-27-04

RESOLUTION NO. _____

RESOLUTION APPROVING COUNTY MANAGER'S RECOMMENDATIONS FOR AWARD OF CONTRACTS FOR HEALTH AND SUPPORT SERVICES FOR PERSONS WITH HIV SPECTRUM DISEASE UNDER TITLE I - HIV EMERGENCY RELIEF GRANT OF THE RYAN WHITE COMPREHENSIVE AIDS RESOURCES EMERGENCY (C.A.R.E.) ACT, AND AUTHORIZING THE COUNTY MANAGER TO NEGOTIATE, EXECUTE, AMEND, AND EXTEND SAID CONTRACTS; WAIVING SIXTY (60)-DAY RECONSIDERATION PERIOD

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:

Section 1. The recommendations for contract awards set forth in the County Manager's memorandum be approved, and that the County Manager be authorized to negotiate, execute, amend, and extend said contracts, subject to recommended organizations who have not submitted the subcontractor/supplier listing submitting same and following approval by the County Attorney's Office.

Section 2. The 60-day reconsideration period required by Resolution No. R-377-04 is hereby waived to ensure immediate access to Health and Support Services for Persons with HIV Spectrum Disease and to prevent a delay in the utilization of these funds, which could negatively impact the County's ability to spend 100 percent of the Ryan White Title I grant within the fiscal year ending February 28, 2005.

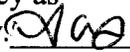
The foregoing resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

- | | |
|---------------------------------------|------------------|
| Dr. Barbara Carey-Shuler, Chairperson | |
| Katy Sorenson, Vice-Chairperson | |
| Bruno A. Barreiro | Jose "Pepe" Diaz |
| Betty T. Ferguson | Sally A. Heyman |
| Joe A. Martinez | Jimmy L. Morales |
| Dennis C. Moss | Dorrin D. Rolle |
| Natacha Seijas | Rebeca Sosa |
| Sen. Javier D. Souto | |

The Chairperson thereupon declared the resolution duly passed and adopted this 27th day of July, 2004. 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

Approved by County Attorney as
to form and legal sufficiency: 

Terrence A. Smith

By: _____
Deputy Clerk

ATTACHMENT A

**CONTRACT AWARDS
RFP No. RW1401
HEALTH AND SUPPORT SERVICES FOR
PERSONS WITH HIV SPECTRUM DISEASE**

The following contracts will be effective August 7, 2004 through February 28, 2005:

Health Insurance Services (\$99,900)

Mercy Hospital, Inc. \$99,900

Prescription Drugs (\$1,145,163)

AIDS Healthcare Foundation \$392,000
Mercy Hospital, Inc. 753,163

Minority AIDS Initiative (MAI)

Prescription Drugs (\$67,718)

Mercy Hospital, Inc. \$67,718

Substance Abuse Counseling – Residential (\$11,050)

Better Way of Miami, Inc. \$11,050

Minority AIDS Initiative (MAI)

Substance Abuse Counseling – Residential (\$30,550)

Better Way of Miami, Inc. \$30,550