MEMORANDUM

Special Item No. 9

TO:	Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners	**DATE:**	March 18, 2010
FROM:	R. A. Cuevas, Jr. County Attorney	**SUBJECT:**	Resolution directing the Mayor to place the Public Health Trust on management watch and to condition any advance of County monies to the Trust upon the Trust's agreement to comply with the terms and conditions of said management watch

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairman Dennis C. Moss.

R. A. Cuevas, Jr.
County Attorney

RAC/jls

MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: March 18, 2010

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

SUBJECT: Special Item No. 9

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 _____

Special Item No. 9
3-18-10

RESOLUTION NO. _____

RESOLUTION DIRECTING THE MAYOR TO PLACE THE PUBLIC HEALTH TRUST ON MANAGEMENT WATCH AND TO CONDITION ANY ADVANCE OF COUNTY MONIES TO THE TRUST UPON THE TRUST'S AGREEMENT TO COMPLY WITH THE TERMS AND CONDITIONS OF SAID MANAGEMENT WATCH; AND REQUIRING THE MAYOR TO PERIODICALLY REPORT TO THE COUNTY COMMISSION ON THE TRUST'S PROGRESS RESOLVING THE CURRENT FINANCIAL CRISIS

WHEREAS, the Public Health Trust ("PHT") is an agency and instrumentality of the County that operates County designated facilities providing health care services to all segments of the Miami-Dade County community; and

WHEREAS, the PHT is currently facing one of the most serious financial crises in its history and has projected a deficit of $229 million this fiscal year; and

WHEREAS, the PHT has advised the County of an immediate cash flow shortfall which could drastically impede the delivery of health care services and likely precipitate a reduction in health care service lines and severe cuts in health care personnel; and

WHEREAS, the PHT has requested an advance of County funds in order to support its vital mission of servicing the medical needs of the residents of Miami-Dade County, including the indigent and uninsured; and

WHEREAS, the current financial condition of the PHT evidences a high risk of public management failure and the need for intervention to ensure that the PHT meets the County's health care delivery goals and requirements; and

WHEREAS, this Board needs to have a better and more complete understanding of PHT operations and financing, and must ensure that any advanced funds are utilized appropriately to promote the sustainability of the PHT; and

WHEREAS, the PHT may benefit from increased technical expertise and management support in order to resolve the conditions currently threatening its financial health; and

WHEREAS, more stringent review and oversight of the PHT by the Mayor or his designee would improve the functioning of the PHT and promote necessary planning, assessment and monitoring of the PHT's financial health and ensure essential management to advance the PHT's financial sustainability,

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

1. Directs the Mayor to place the PHT on management watch on such terms and conditions as the Mayor deems appropriate, including the authority to assign support personnel and staffing to the PHT as needed;
2. As a matter of policy, directs that the Mayor shall condition any advance of County funds to the PHT upon the PHT's agreement to comply with the terms and conditions of said management watch; and
3. Directs the Mayor to periodically report to this Board on the PHT's compliance with the terms and conditions of said management watch and the PHT's progress towards resolving the current financial crisis.

The Prime Sponsor of the foregoing resolution is Chairman Dennis C. Moss. It 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:

Dennis C. Moss, Chairman
Jose "Pepe" Diaz, Vice-Chairman

Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 18th day of March, 2010. 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. This resolution shall become effective earlier than ten (10) days after date of its adoption upon the Mayor's signing approval of same and filing thereof with the Clerk.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Valda Clark Christian