MEMORANDUM

Harvey Ruvin
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PSHA
Agenda Item No. 6(A)

TO: Honorable Chairman Jose "Pepe" Diaz and Members, Public Safety and Healthcare Administration Committee

DATE: March 8, 2011

FROM: Diane Collins
Division Chief, Clerk of the Board Division
Diane Collins

SUBJECT: Approval of Commission Committee Minutes

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for approval by the Public Safety and Healthcare Administration Committee:

December 16, 2010, Health, Public Safety and Intergovernmental Committee

DC/js
Attachment

Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

CLERK'S SUMMARY OF

Meeting Minutes

Health, Public Safety & Intergovernmental Cmte

Sally A. Heyman (4) Chair; Rebeca Sosa (6) Vice Chair; Commissioners Bruno A. Barreiro (5), Jose "Pepe" Diaz (12), Jean Monestime (2), and Javier D. Souto (10)

Thursday, December 16, 2010 **2:00 PM** **Commission Chambers**

Members Present: Bruno A. Barreiro, Jose "Pepe" Diaz, Sally A. Heyman, Jean Monestime, Rebeca Sosa, Javier D. Souto.

Members Absent: None.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

Report: *Jovel Shaw, Commission Reporter, (305) 375-1289*

1A INVOCATION

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *The following staff members were present: Assistant County Attorneys Gerald Sanchez, Jess McCarty and Eugene Shy, Assistant County Manager Alina Hudak and Deputy Clerk Jovel Shaw.*

Chairwoman Heyman called the meeting to order at 2:14 p.m.

Assistant County Attorney Gerald Sanchez advised the Committee members that the only changes to today's (12/16) agenda were listed in the December 16, 2010, County Manager's memorandum entitled, "Requested Changes to the Health, Public Safety & Intergovernmental Committee Agenda."

It was moved by Commissioner Sosa that the Committee approve the changes requested by the County Manager in his memorandum dated December 16, 2010, entitled, "Requested Changes to the Health, Public Safety & Intergovernmental Committee Agenda." This motion was seconded by Commissioner Monestime, and upon being put to a vote, passed by a vote of 5-0 (Commissioner Souto was absent).

1D DISCUSSION ITEM(S)

1D1

102813 **Discussion Item** **Sally A. Heyman**

INMATE HEALTH CARE PROGRAM COST FOLLOW-UP (DIRECTOR TIM RYAN, MIAMI-DADE CORRECTIONS AND REHABILITATION AND MELIDA AKITI, VICE PRESIDENT & CHIEF ADMINISTRATIVE OFFICER, MENTAL HEALTH HOSPITAL/AMBULATORY SERVICES AT JACKSON HEALTH SYSTEM) ***Presented***

Report: *Assistant County Attorney Gerald Sanchez read the foregoing discussion item into the record.*

Mr. Timothy Ryan, Director, Miami-Dade Corrections and Rehabilitation, appeared before the Committee and noted that, at the request of the Committee, he met with the Jackson Health System's administration to review alternatives to offset some of the General Fund cost associated with the Inmate Health Care Program. He informed the Committee members that legal restrictions were imposed pursuant to the Florida Statutes 901.35-"Financial responsibility for medical expenses." He proceeded to read FS 901.35 into the record as follows:

"that the responsibility for paying the expenses of medical care, treatment, hospitalization, and transportation for any person ill, wounded, or otherwise injured during or at the time of arrest for any violation of a state law or a county or municipal ordinance is the responsibility of the person receiving such care, treatment, hospitalization, and transportation. The provider of such services shall seek reimbursement for the expenses incurred in providing medical care, treatment, hospitalization, and transportation from the following sources in the following order:
(a) From an insurance company, health care Corporation, or other source, if the prisoner is covered by an insurance policy or subscribes to a health care corporation or other source for those expenses.
(b) From the person receiving the medical care, treatment, hospitalization, or transportation.
(c) From a financial settlement for the medical care, treatment, hospitalization, or transportation payable or accruing to the injured party.
(2) Upon a showing, that reimbursement from the sources listed in subsection (1) is not available; the costs of medical care, treatment, hospitalization, and transportation shall be paid:
(a) From the general fund of the county in which the person was arrested, if the arrest was for

violation of a state law or county ordinance; or (b) From the municipal general fund, if the arrest was for violation of a municipal ordinance. The responsibility for payment of such medical costs shall exist until an arrested person is released from the custody of the arresting agency. (3) An arrested person who has health insurance, subscribes to a health care corporation, or receives health care benefits from any other source shall assign such benefits to the health care provider."

Mr. Ryan indicated that the outlook was not positive during the review of other possibilities to obtain reimbursement. He noted billing Jackson was difficult in this area because Federal law prohibited it. He stated he and JHS would review and identify inmates with health insurance when they were booked, but some restrictions still existed.

Chairwoman Heyman stated that Mr. Ryan should continue to reach out to his colleagues to identify the best practices on the cost to provide health care services at MDCR facilities.

1D2

102840 **Discussion Item** **Sally A. Heyman**

DISCUSSION ON THE MIAMI-DADE POLICE FORENSIC ART UNIT (DIRECTOR JAMES K. LOFTUS AND COMMANDER STEPHANIE STOILOFF) ***Presented***

Report: *Assistant County Attorney Gerald Sanchez read the foregoing discussion item into the record.*

Chairwoman Heyman informed the Committee members of the proposed resolution under her sponsorship, scheduled to be heard at the December 14, 2010, Budget, Planning and Sustainability Committee (BPSC), which addressed the foregoing issue. She noted that BPSC meeting was canceled due to the lack of a quorum. She also noted that a Police Forensic Artist was still academically and professionally in the Criminal Justice field. She stated that she worked with numerous State and federal agencies. Chairwoman Heyman pointed out that she was informed that the downsizing in the County's budget greatly affected outside agencies that used the MDPD Forensic Art Unit.

Chairwoman Heyman noted a budget decision was made to cut certain items and a commitment for no layoffs in the public safety personnel in the Police or Fire Departments. Therefore, she stated the integrity of public safety would be maintained as a priority. In addition, she noted the Miami-Dade County Police Department (MDPD) would no longer be able to produce line-ups for outside agencies. Furthermore, she noted the remaining Police Forensic Artists would prioritize their composites. She indicated there were two Police Forensic Artist positions responsible for composite line-ups, reconstructions, photo announcements, age progressions, post mortem and related tasks. She noted that it was a difficult decision to eliminate one of the two Forensic Artist positions.

Chairwoman Heyman stated that she heard from the Dade Chiefs Association, other departments such as Florida Department of Law Enforcement (FDLE) and during a United States Department of Homeland Security (Homeland Security) meeting held in Atlanta, Georgia, that Miami-Dade County stopped serving other agencies with its Police Forensic Art Unit (Unit). She expressed a concern with approximately $80,000 in budget cuts and that left one person to staff this Unit.

Chairwoman Heyman allowed the following persons to appear before the Committee to speak in connection with this discussion item:

Ms. Elizabeth Boling (phonetic) shared her experience as a home invasion victim held at gunpoint. She noted the use of the Police Forensic Art Unit aided in the capture of the perpetrator in this crime.

Detective Edward Hill, City of North Miami Beach Police Department, Homicide Division, noted the importance and the need for the Police Forensic Unit and the Artist positions.

Major George Martin, City of Miami Police Department, Criminal Investigation Unit, concurred with the sentiments expressed at today's (12/16) Committee meeting regarding the need for the Police Forensic Artist positions. He noted the City of Miami Police Department, one of the largest municipalities in Miami-Dade County, depended upon MDPD Forensic Art Unit regularly.

Detective Michael Gadeo (phonetic), City of North Miami Police Department, expressed his belief that the Forensic Art Unit was a valuable law enforcement tool for investigating homicides and crimes of all natures. He noted that the lost of this Unit would hamper police departments' operations.

Chairwoman Heyman informed the Committee members and the public that the MDPD Director was instructed to cut the department's budget in the amount equal to that of a Police Forensic Artist position.

Chairwoman Heyman asked Assistant County Manager Alina Hudak and the Miami-Dade Police Department (MDPD) Director to provide a report by the next BCC meeting scheduled for January 20, 2011, listing all the other agencies that the MDPD Forensic Art Unit had assisted. She also asked that this report include the billing method required for agencies at the local, state and federal level; the impact to the MDPD Crime Lab on evidence, specifically delays from one person working; and the County's procedure for collection.

Commissioner Sosa noted she had received letters from different police departments regarding the elimination of the Forensic Art Unit. She

expressed concern that the County Mayor could not prepare a resolution and asked for clarification on this matter. She asked the MDPD Director if he was given specific instructions to eliminate a Police Forensic Artist position.

In response to Commissioner Sosa's question, MDPD Director James Loftus stated he, individually, made the decision to eliminate a Police Forensic Artist position.

Commissioner Diaz asked Assistant County Manager Alina Hudak and representatives from the County Attorney's Office to identify available resources in the General Fund or other funding sources, for $89,000, to restore the MDPD Forensic Artist position.

It was moved by Commissioner Diaz that Assistant County Manager Alina Hudak and representatives from the County Attorney's Office identify available resources in the General Fund or other funding sources in the amount for $89,000, to restore the MDPD Forensic Artist position. Commissioner Monestime seconded this motion.

Assistant County Attorney Jess McCarty stated that a request in the form of a motion and restated before the full County Commission.

Following Assistant County Attorney McCarty's advice, Commissioner Diaz stated he would restate the foregoing motion before the County Commission.

Commissioner Diaz expressed the need to move forward with the proposed resolution sponsored by Chairwoman Heyman on this issue.

Chairwoman Heyman asked that the proposed resolution (Legislative File No. 102851) regarding this discussion item, originally scheduled for the December 14, 2010, Budget, Planning and Sustainability Committee be moved forward to the Board of County Commissioners scheduled for January 20, 2011.

Commissioner Sosa asked that the County Attorney's office inform any commissioner who brings forth a proposal similar to an existing item/proposal. Therefore, efforts focused on one proposal rather than several sponsored by different commissioners.

Commissioner Barreiro spoke in support of

Chairwoman Heyman's proposed resolution.

Following Chairwoman Heyman's comments regarding the MDPD Director's efforts to ensure the department remained whole, MDPD Director Loftus reassured Chairwoman Heyman there was no decrease in effort in the Forensic Art Unit. He indicated that it was one piece of the MDPD's work removed from the Department's protocol. Mr. Loftus stated that one area, which took 82% of the Department's efforts, would now be available to continue to assist in other areas within the Department.

Chairwoman Heyman stated that every effort made would keep public safety a priority.

1E SPECIAL PRESENTATION(S)

1E1

102838 **Special Presentation** **Sally A. Heyman**

CAMILLE AND SULETTE MERILUS FOUNDATION RE: THE CHOLERA OUTBREAK IN HAITI — ***Presented***

Report: *Chairwoman Heyman called the foregoing item.*

Mr. Camille Merilus, on behalf of the Camille and Sulette Merilus Foundation, appeared before the Committee to discuss the Cholera outbreak in Haiti. He urged the Committee members to assist and to develop a plan to help stop the spread of Cholera in Haiti. Mr. Merilus noted the County had worked with his organization in the past on other issues pertaining to Haiti.

Chairwoman Heyman acknowledged Mr. Merilus' request. She informed Mr. Merilus that Commissioner Edmonson had taken the lead on all prior Haiti Relief efforts following the earthquake, with the assistance of other County agencies. She indicated that there was no legislation before this Committee for consideration; therefore, no action could be taken on this special presentation item at this time.

1E2

102850 **Special Presentation** **Sally A. Heyman**
RED LIGHT CAMERAS ***Presented***

Report: *Chairwoman Heyman called the foregoing item.*

Mr. Robert Williams, Chief, Traffic Signals and Signs Division, Miami-Dade County Public Works Department (PWD), appeared before the Committee the presentation. He noted the ordinance authorizing the installation of traffic infraction detectors to enforce red light violations was listed as Agenda Items 1G1 and 1G1 Supplement on today's (12/16) agenda. Mr. Williams noted the systems installed pursuant to this ordinance were the same as those installed by other municipalities within the County; and that most cities had installed systems or were considering installing them. This ordinance would authorize the Department to install systems in unincorporated areas of the County, Mr. Williams noted. He explained that the system detect vehicles running the red light, and noted one of the primary differences between the systems installed by the PWD versus those installed by other cities/municipalities was that traffic citations would not be issued for illegal right turns made after coming to a full stop.

Chairwoman Heyman asked Mr. Williams repeat his previous comments; whereupon Mr. Williams noted illegal right turns was a controversial aspect of this legislation recently enacted by the Florida Legislature. He explained the Florida legislation actually states that the system could be used to ticket drivers who make a rolling right turns on red, provided such turns were not made in a safe and prudent manner. He also explained that ticketing drivers for rolling right turns on red created a very positive cash flow and generated numerous complaints from the public. As proposed, this ordinance would be applicable to the unincorporated areas and would, specifically prohibits the installation of red light cameras that detect drivers making rolling right turns on red. It would also decrease the number of red light violations cited at traffic signals and eliminate a lot of controversy.

1F OFFICE OF INTERGOVERNMENTAL AFFAIRS

1F1

102560 **Report** **Sally A. Heyman**
PROPOSED 2011 FEDERAL LEGISLATIVE PACKAGE ***Withdrawn***

Report: *See Agenda Item 1F1 Substitute, Legislative File No. 102842.*

1F1 SUBSTITUTE

102842 **Report** **Sally A. Heyman**
PROPOSED 2011 FEDERAL LEGISLATIVE PACKAGE
[SEE ORIGINAL ITEM UNDER FILE NO. 102560]

Report received and forwarded to BCC with a favorable recommendation
Mover: Sosa
Seconder: Souto
Vote: 6-0

Report: *Assistant County Attorney Gerald Sanchez read the foregoing report into the record.*

The Committee proceeded to vote on this report as presented.

Chairwoman Heyman thanked the Office of Intergovernmental Affairs Director Joe Rasco for responding to her directive regarding the need to revise critical appropriations for the upcoming session of Congress due to the changes in its membership.

1G PUBLIC HEARING

1G1

102260 **Ordinance** **Joe A. Martinez, Sally A. Heyman**

ORDINANCE RELATING TO TRAFFIC INTERSECTION SAFETY AND RED LIGHT VIOLATIONS; CREATING SECTION 30-422 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AUTHORIZING AND REGULATING THE USE OF TRAFFIC INFRACTION DETECTORS IN THE UNINCORPORATED AREA CONSISTENT WITH THE MARK WANDALL TRAFFIC SAFETY ACT; PROVIDING PENALTIES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Forwarded to BCC with a favorable recommendation
Mover: Monestime
Seconder: Heyman
Vote: 5-0
Absent: Souto

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed ordinance into the record.*

Chairwoman Heyman opened the public hearing. Hearing no one wishing to speak before the Committee, Chairwoman Heyman closed the public hearing.

It was moved by Commission Monestime that the Committee forward this proposed ordinance as presented. Chairwoman Heyman seconded this motion for discussion.

Commissioner Martinez, the sponsor, explained the intent of the implementation of the Red Light Camera Program for Miami-Dade County, along with the regulations for the use of traffic infraction detectors in the unincorporated areas. He respectfully asked the Committee members to forward this proposed ordinance to the full Board of County Commissioners (BCC).

Chairwoman Heyman noted that she was a cosponsor of this proposed ordinance and the collaborative efforts by concerned parties to identify the most dangerous intersections.

Commissioner Sosa noted the cost factor and implied that the Red Light Camera Program would not improve public safety. She pointed out that her resolution (R-1057-10) urged the State of Florida Legislature to revisit the red light camera legislation regarding right turns and provide a funding mechanism for the additional burden the law placed on the court system.

Commissioner Martinez stated the resolution sponsored by Commissioner Sosa also urged the Legislature to better address red light camera

enforcement on right turns, including prohibiting red light camera enforcement of right turns.

Commissioner Monestime noted that there had been several complaints regarding the lack of a fair hearing for drivers cited with red light violations/citations. He asked for a suggestion on how to proceed with the high volume of complaints on this matter.

In response to Commissioner Monestime's question, Commissioner Martinez noted that the hearings were fair for the drivers cited with these citations.

A brief discussion ensued between Commissioners Monestime and Martinez regarding the potential increase in caseloads for the Clerk of Courts and the data for saving lives and preventing accidents.

Chairwoman Heyman noted that the data for saving lives was available and would be presented to the BCC when it heard this proposed ordinance.

Commissioner Martinez stated that the data could be provided to Commissioner Monestime today (12/16) by the MDPD.

Commissioner Diaz questioned the County Attorney's Office regarding a way for the County to govern municipalities on the red light right turn law.

In response to Commissioner Diaz' question, Assistant County Attorney Jess McCarty stated that the County could not prohibit municipalities from issuing red light camera violations. He pointed out the State law authorized both cities and counties to address red light camera enforcement on right turns.

Further discussion ensued among the Committee members and Commissioner Martinez regarding the red light camera enforcement on right turns, traffic safety and tourism surveys conducted on this issue that rated Miami-Dade one of the worst in the nation for having rude and inconsiderate drivers.

A discussion ensued between Chairwoman Heyman and Assistant County Attorney McCarty regarding the requirement for and the acquirement of signage and permits from the County to install traffic infraction detectors.

Chairwoman Heyman proffered Commissioner Martinez, the sponsor, with clarification that the legislative intent was to make intersections safe for vehicles and pedestrians that shared the roadways; for stopping or reducing crashes; and/or bringing drivers into compliance.

Following Chairwoman Heyman's comments regarding a requirement for signage at intersections, Assistant County Attorney McCarty advised the legislation already required signage at any intersection that had red light camera. He indicated that, in addition, the legislation specifically required an indication for the issuance of red light camera violations related to right turns.

Commissioner Sosa questioned whether the County could impose for County roads different legislation from that passed by the Florida Legislature, the Mark Wandall Traffic Safety Act. She asked if the County Attorney's Office could draft a resolution calling for the unification and integration of Commissioner Martinez' proposal for no right turn ticketing throughout Miami-Dade County. In addition, she asked the County Attorney's Office to research the item regarding municipal governments taking over County roads to ticket violators. She asked that the research occur before this item was presented to the County Commission. She also asked that Commissioner Martinez' consider an amendment to add her suggestion to his proposal. Commissioner Sosa noted she requested the preparation of a resolution urging the Florida Legislature to support the unified law in Miami-Dade County.

In response to Commissioner Sosa's comments regarding municipalities, Commissioner Martinez stated six-week notification to municipalities would be required. He also suggested the placement of the logo of the enforcement agency on the signage.

The Committee proceeded to vote on the foregoing proposed ordinance as presented.

Commissioner Barreiro suggested that this proposal remain open-ended; therefore, municipalities that planned to install systems in the future could piggyback on the County's system and obtain better pricing on the systems and equipment.

1G1 SUPPLEMENT

102874 **Supplement**

PRELIMINARY FISCAL IMPACT STATEMENT TO ORDINANCE RELATING TO TRAFFIC INTERSECTIONS SAFETY AND RED LIGHT VIOLATIONS

Forwarded to BCC with a favorable recommendation
Mover: Monestime
Seconder: Heyman
Vote: 5-0
Absent: Souto

2 COUNTY COMMISSION

2A

102777 **Resolution** **Carlos A. Gimenez**

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO LIST BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROJECT NO. 200 – "CORAL GABLES – HOMELAND SECURITY" IN SERIES RESOLUTION AS ELIGIBLE FOR FUNDING IN NEXT SERIES OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BONDS AND TO FUND FROM SUCH PROCEEDS BALANCE OF TOTAL ALLOCATION; AND REQUIRING BOARD APPROVAL FOR ANY ADJUSTMENTS TO SUCH FUNDING, INCLUDING CASH FLOW REVISIONS

Forwarded to BCC with a favorable recommendation
Mover: Diaz
Seconder: Heyman
Vote: 5-0
Absent: Souto

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed resolution into the record.*

Hearing no questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2B

102093 **Resolution** **Rebeca Sosa**

RESOLUTION ESTABLISHING THE MIAMI-DADE COUNTY HOSPITAL GOVERNANCE TASKFORCE TO STUDY AND REPORT ON ALTERNATIVE MODELS FOR OPERATING THE PUBLIC HEALTH TRUST TO ENSURE IT HAS THE GOVERNING AND FINANCIAL STRUCTURE NECESSARY TO FULFILL ITS CRUCIAL MISSION

Withdrawn

Report: *See Agenda Item 2B Substitute, Legislative File Number 102796.*

2B SUBSTITUTE

102796 **Resolution** **Rebeca Sosa**

RESOLUTION ESTABLISHING THE MIAMI-DADE COUNTY HOSPITAL GOVERNANCE TASKFORCE TO STUDY AND REPORT ON ALTERNATIVE MODELS FOR OPERATING THE PUBLIC HEALTH TRUST TO ENSURE IT HAS THE GOVERNING AND FINANCIAL STRUCTURE NECESSARY TO FULFILL ITS CRUCIAL MISSION [SEE ORIGINAL ITEM UNDER FILE NO. 102093]

Forwarded to BCC with a favorable recommendation
Mover: Sosa
Seconder: Heyman
Vote: 5-0
Absent: Souto

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed resolution into the record.*

It was moved by Commissioner Sosa that the Committee forward this proposed resolution as presented. Chairwoman Heyman seconded this motion for discussion.

Commissioner Sosa clarified that this proposal was for a study only and would not change the governance for Jackson Health System (JHS). She noted she received several telephone calls from the community thanking her for bringing forth this proposal.

Commissioner Monestime recalled that at the last County Commission meeting during discussion of this issue, the County Commission decided it would not do anything right now. He stated he supported that decision and expressed his opinion that the issue was not with governance, but with management. Commissioner Monestime stated that over the last four years, there had been improvements in terms of reducing the level of deficit at Jackson Health System. He suggested that if the taskforce was established, its membership consist of persons/institutions that were part of the process from the past. He continued to express his reservations on this item.

Commissioner Sosa addressed Commissioner Monestime's comments regarding whether the issue was with management or governance and stated she did not know because she was not an expert. She noted that management had changed for the last three years and the problems still existed.

Commissioner Monestime questioned the financial impact of the establishment of a taskforce versus the Administration reviewing other models for operating the PHT.

A discussion ensued between Commissioners Sosa, Monestime, and Assistant County Manager Alina Hudak regarding the financial impact and the County Administration absorption of the cost to staff the taskforce, along with the Commission Auditor who had the lead on this matter.

Commissioner Monestime reminded the Committee members of the upcoming recruitment of new JHS Chief Executive Officer (CEO) and the potential impact on the decision for the establishment of a governance taskforce during this time. He stated that a wait and see approach would be best at this time because a change might follow the appointment of the new JHS CEO.

Extensive discussion ensued between Commissioners Sosa and Diaz regarding a Miami Herald editorial on the governance issue for JHS and the operations for Public Health Trust (PHT).

President Martha Baker, R.N., Service Employees International Union (SEIU) Local 1991 appeared before the Committee and expressed the need to focus on the JHS operations, primary care strategy, and efficiencies in monitoring the finances. Additionally she stressed the need for competency at the PHT Board level, recruitment of a new JHS CEO and maintenance of the mission for a public health hospital.

Commissioner Diaz urged the Committee members to forward this proposed resolution to the full County Commission for consideration.

Commissioner Barreiro spoke in support of this proposed resolution and expressed opposition to quasi-independent governance. He indicated that the County Commission should determine whether the Public Health Trust would be an independent body or a County department.

Commissioner Diaz supported Commissioner Barreiro's proposal.

In response to Commissioner Diaz' comments regarding operational funding for JHS, Assistant County Attorney Eugene Shy informed the Committee members that the last report indicated approximately 20 days for JHS' current operational funding.

In response to Commissioner Diaz' comments regarding how long the County's PHT

Management Team had been in place, Assistant County Manager Alina Hudak stated that the PHT Management Team has been in placed approximately six months and was not in the position to make recommendations on how to proceed with the PHT. Ms. Hudak pointed out that the management team was in the position to make observations and analysis on certain areas and not in the position to make recommendation relative to day-to-day operations at Jackson Memorial Hospital. She recommended the PHT or Jackson Health System President and Chief Executive Officer/Financial Officer should make the decision on the day-to-day operations.

Ms. Mary Lou Tighe, Corporate Director, Jackson Health System/Public Health Trust (JHS/PHT) Governmental Relations, appeared before the Committee. She noted that the PHT, the unions, the stakeholders, the partners and the County Commission had approved JHS/PHT 2011 budget and its initiatives. Ms. Tighe stated JHS and PHT were in the process of implementing those budget initiatives as of October 1st, the beginning of JHS/PHT fiscal year.

Commissioner Diaz stated he would support forwarding this proposed resolution without a recommendation to the County Commission. He indicated that he would like to review this proposal further and possibly amend this proposed resolution.

Ms. Susan Deckavitz (phonetic), on behalf Ms. Katherine Rundle, State Attorney Office, appeared before the Committee, and stated that there was no fiscal impact for the establishment of the proposed governance taskforce noted in this resolution. She encouraged the Committee members to gain information to make an informed decision on an issue that was necessarily as complex as any governmental issue.

Chairwoman Heyman stated that Commissioner Diaz' recommendation to forward this proposed resolution without a recommendation must be unanimously approved by the Committee members present.

Chairwoman Heyman expressed her concerns with the Taskforce as follows: undue political influence; 100-day period for existence of the Taskforce; 90 days to deliver a report; and composition of the membership.

Chairwoman Heyman attempted to conduct a straw poll vote on whether to forward this proposed resolution without a recommendation by the Committee.

Commissioner Sosa stressed the need for the Committee to vote on this proposed resolution as presented.

Assistant County Attorney Sanchez advised that the County Commission could accept or not accept the language in this proposed resolution.

Further discussion ensued among the Committee members regarding the intent of the proposed resolution to gain knowledge and understanding of other models of governance to address the financial and economic crisis at the Public Health Trust.

In response to Commissioner Sosa's question regarding when the County Commission would consider this proposed resolution, Assistant County Attorney Sanchez advised that the County Commission would hear this resolution on January 20, 2011.

Commissioner Sosa suggested the scheduling of a Sunshine Meeting between now and the County Commission meeting to discuss this proposed resolution.

The Committee proceeded to vote on this proposed resolution as presented.

3 DEPARTMENT(S)

3A

102767 **Resolution**

RESOLUTION RETROACTIVELY AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO APPLY FOR, RECEIVE AND, EXPEND FUNDS IN THE AMOUNT OF $5,031.00 FROM THE FIREMAN'S FUND INSURANCE GRANT PROGRAM TO PURCHASE FIREFIGHTER EQUIPMENT FOR MIAMI-DADE FIRE RESCUE; RETROACTIVELY AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AND AMEND SUCH CONTRACTS, AUTHORIZE SUB GRANT AGREEMENTS AND NECESSARY AMENDMENTS TO ANY AGREEMENT AS REQUIRED; TO APPLY FOR, RECEIVE AND EXPEND ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE UNDER THIS PROGRAM; AND TO EXERCISE THE CANCELLATION PROVISION CONTAINED THEREIN (Miami-Dade Fire and Rescue Department)

Forwarded to BCC with a favorable recommendation
Mover: Diaz
Seconder: Sosa
Vote: 5-0
Absent: Souto

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed resolution into the record.*

Hearing no questions or comments, the Committee proceeded to vote on this proposed resolution as presented.

3B

102500 **Resolution**

RESOLUTION APPROVING THE MIAMI-DADE POLICE DEPARTMENT (MDPD) TO GIVE SIX (6) IDENTIFIED RIFLES IN "AS IS" CONDITION AND NO LONGER IN SERVICE TO THE POLICE OFFICER ASSISTANCE TRUST (P.O.A.T.) IN PARTNERSHIP WITH THE NATIONAL OPERATION SUPPORT OUR WOUNDED WARRIORS PROGRAM IN HONOR OF SOUTH FLORIDA WOUNDED VETERANS' SERVICE AND SACRIFICE (Miami-Dade Police Department)

Forwarded to BCC with a favorable recommendation
Mover: Diaz
Seconder: Sosa
Vote: 5-0
Absent: Souto

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed resolution into the record.*

Hearing no questions or comments, the Committee proceeded to vote on this proposed resolution as presented.

3C

102808 **Resolution**

RESOLUTION WAIVING FORMAL BID PROCEDURES PURSUANT TO SECTION 5.03(D) OF THE MIAMI-DADE COUNTY HOME RULE CHARTER AND THE NON-COMPETITIVE BID WAIVER PROVISIONS OF SECTION 2-8.1(B) OF THE CODE OF MIAMI-DADE COUNTY; AUTHORIZING EXECUTION OF AGREEMENTS IN THE AMOUNT OF $5.167 MILLION WITH MIAMI BEACH COMMUNITY HEALTH CENTER TO PROVIDE SERVICES TO APPROXIMATELY 3000 PERSONS LIVING WITH HIV/AIDS; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENTS FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN (Office of Grants Coordination)

Forwarded to BCC with a favorable recommendation
Mover: Barreiro
Seconder: Diaz
Vote: 5-0
Absent: Souto

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed resolution into the record.*

It was moved by Commission Barreiro that the Committee forward this proposed resolution as presented. Commission Diaz seconded this motion for discussion.

Commissioner Sosa expressed her desire to ensure that Mercy Hospital could no longer receive the Ryan White Funds noted in this item because of the sale of the assets of Mercy Hospital, Inc. to a for-profit company. Therefore, she stated this proposed resolution would transfer those funds to another entity as the recipient for the funds.

Mr. Daniel Wall, Office Grants Coordination Director, concurred with Commissioner Sosa's comments.

Hearing no further questions or comments, the Committee proceeded to vote on this proposed resolution as presented.

4 COUNTY MANAGER

4A

102819 **Resolution**

RESOLUTION APPROVING THE EXECUTION OF RETROACTIVE CONTRACT IN THE AMOUNT OF $1,863,767 WITH THE STATE OF FLORIDA DEPARTMENT OF HEALTH FOR THE PURPOSE OF MEETING PUBLIC HEALTH NEEDS OF THE CITIZENS OF MIAMI-DADE COUNTY AND AUTHORIZING THE MAYOR, OR DESIGNEE, TO EXERCISE THE AMENDMENT, RENEWAL, MODIFICATION, CANCELLATION, AND TERMINATION PROVISIONS THEREIN, TO EXECUTIVE FUTURE AGREEMENTS FOR, AND APPLY FOR, RECEIVE, AND EXPEND ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE UNDER THIS PROGRAM FOR THIS PURPOSE (County Manager)

Forwarded to BCC with a favorable recommendation
Mover: Sosa
Seconder: Monestime
Vote: 5-0
Absent: Souto

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed resolution into the record.*

Hearing no questions or comments, the Committee proceeded to vote on this proposed resolution as presented.

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

102814 **Report**

CLERK'S SUMMARY OF MINUTES FOR THE HEALTH, PUBLIC SAFETY & INTERGOVERNMENTAL COMMITTEE MEETING(S): SEPTEMBER 16, 2010, OCTOBER, 14, 2010 AND NOVEMBER 5, 2010 (Clerk of the Board)

Approved
Mover: Sosa
Seconder: Diaz
Vote: 5-0
Absent: Souto

Report: *Assistant County Attorney Gerald Sanchez read the foregoing report into the record.*

Hearing no questions or comment, the Committee proceeded to vote on this report as presented.

7 REPORTS

8 ADJOURNMENT

Report: *There being no further business to come before the Committee, the meeting adjourned at 4:25 p.m.*