

Memorandum



Date: November 15, 2016

To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

Agenda Item No. 14(A)(9)

From: Carlos A. Gimenez
Mayor

Subject: Recommendation for Approval to Exercise Option-to-Renew and Increase Allocation of Intergovernmental Agreement with the Public Health Trust d.b.a. Jackson Health System for Employee Testing and Medical Assessment Services

Recommendation

It is recommended that the Board of County Commissioners authorize the County Mayor to exercise the two-year option-to-renew (OTR) of the Intergovernmental Agreement (Agreement) between the County and the Public Health Trust d.b.a. Jackson Health System (JHS), effective November 3, 2016, and increase the contract allocation by \$4.928 million to pay for services during the OTR period of November 3, 2016 to November 2, 2018. It is further recommended that the Agreement be modified to allow an increase of the amount payable during the OTR period from the maximum of two (2) percent provided for in the current contract, to 12 percent. The increase is pursuant to JHS's request to increase the allowable percentage in order to defray the costs of providing the services. Annual projected expenditures for this contract vary from year to year and may range from \$1.1 million to \$2.3 million per year. As such, the allocation request of \$4.928 million is to ensure that there is sufficient allocation to pay for these services.

The recommended additional allocation will ensure continuity of services as Miami-Dade County conducts medical assessments and testing in accordance with established policies and protocols, including pre-employment physical examinations, high stress examinations for employees within designated classifications, in-service fitness-for-duty assignments, and drug and alcohol testing for employees and applicants, as applicable.

Background

On June 14, 2016, an agenda item was presented to the Strategic Planning and Government Operations Committee (SPAGO) requesting modification of the Agreement. The County requested approval of the following:

- 1) An increase to the contract allocation during the original five-year term of the Agreement from \$4.4 million to \$6.7 million;
- 2) A request to add Appendix B as a Supplement to the Agreement, setting the price for several procedures and medical tests;
- 3) A request to exercise the two-year option-to-renew (OTR) and set the contract allocation for the OTR in the amount of \$4.4 million.

At JHS's request, the County asked the Committee to bifurcate the requests and only consider the approval of items 1 and 2, noted above. The Board approved the modified item on July 19, 2016 (Resolution No. R-716-16) and the allocation for the initial five-year term of the Intergovernmental Agreement was increased from \$4.5 million to \$6.7 million and Appendix B was added to the Agreement.

Scope

The impact of this item is countywide in nature.

Fiscal Impact/Funding Source

The current five (5) year term is set to expire on November 2, 2016. Table I below provides a summary of the increase in allocation that is based on expenditures to date and anticipated physical exams and medical tests for County departments through November 2018.

Table I				
Department	Existing Allocation	Additional Allocation Requested – OTR	Modified Allocation	Contract Manager
Human Resources	\$6,700,000	\$4,928,000	\$11,628,000	Michael Edwards

Table II provides the distribution of the additional allocation in the amount of \$4,928,000. The following departments are billed for services:

- Department of Transportation and Public Works (DTPW)
- Miami-Dade Aviation Department (MDAD)
- Miami-Dade Fire Rescue (MDFR)
- Miami-Dade Water and Sewer Department (WASD)
- Parks, Recreation and Open Spaces (PROS)
- Regulatory and Economic Resources (RER)

Also, the County pays the costs for physical exams and medical tests for General Fund property tax supported departments, such as the Miami-Dade Corrections and Rehabilitation Department, Miami-Dade Police Department and remaining departments, as noted in Table II.

Table II			
Distribution of Additional Allocation by Department			
Department	% Use ⁽¹⁾	Revenue Funding	Additional Allocation
DTPW	12%	General Fund & Proprietary	\$ 591,360
MDCR	12%	General Fund	591,360
MDFR	48%	General Fund & Fire District	2,365,440
MDPD	8%	General Fund	394,240
PROS	7%	General Fund & Proprietary	344,960
RER	3%	Proprietary	147,840
WASD	2%	Proprietary	98,560
Other Depts. (each < 2% use)	8%	General Fund	394,240
	100%		\$ 4,928,000

(1) Based on Department estimates for employee medical tests

Proposal from Jackson Health System

JHS has recently communicated to the County that they are providing employee testing and medical assessment services at a deficit and have submitted a proposal to provide these services to the County during the OTR period. That proposal reflected a 20 percent increase in fees and reduces the number of facilities where services are provided.

The County's original recommendation to approve the Agreement included that JHS would provide services at five (5) locations, including the Emergency Room at Jackson Memorial Hospital. The facilities would be located at convenient locations with easy access by employees. JHS is currently proposing to reduce the facilities and provided services at the following locations:

Downtown Medical Center - 111 NW 1 Street, Ground Floor, Miami, FL 33128, Monday through Friday, 7:00 a.m. to 5:00 p.m.

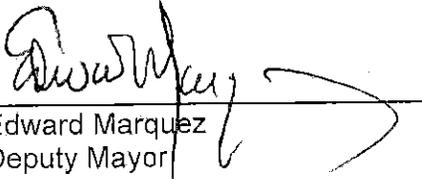
Jackson North Medical Center - 160 NW 170 Street, 7th Floor, North Miami Beach, FL 33169, Monday through Friday, 7:00 a.m. to 5:00 p.m.

Park Plaza (Kendall) - 8900 SW 117 Avenue, Suite B-202, Miami, FL 33186, Monday through Friday, 7:00 a.m. to 5:00 p.m.

Jackson Memorial Hospital (Emergency Room) - 1611 NW 12 Avenue, Miami, FL 33136, available 24 hours/7 days a week

Applicable Ordinances and Contract Measures

- The two (2) percent User Access Program provision does not apply.
- The Small Business Enterprise Bid Preference does not apply.
- The Local Preference Ordinance applies.
- The Living Wage Ordinance does not apply.


Edward Marquez
Deputy Mayor

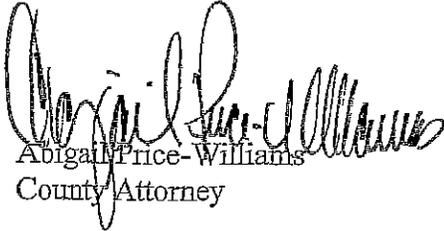


MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: November 15, 2016

FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 14(A)(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
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor'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. 14(A)(9)
11-15-16

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXERCISE THE TWO YEAR OPTION-TO-RENEW (OTR) THE INTERGOVERNMENTAL AGREEMENT WITH THE PUBLIC HEALTH TRUST D.B.A. JACKSON HEALTH SYSTEM TO PROVIDE EMPLOYEE TESTING AND MEDICAL ASSESSMENT SERVICES, INCREASING THE CONTRACT ALLOCATION BY \$4,928,000.00 FOR A TOTAL CONTRACT ALLOCATION OF \$11,628,000.00, MODIFYING THE AGREEMENT TO ALLOW FOR A TWELVE PERCENT INCREASE TO THE COST OF SERVICES DURING THE OPTION PERIOD

WHEREAS, this Board desires to ensure the continuity of services for Miami-Dade County to conduct medical assessments and employee testing in accordance with established policies and protocols, including physical examinations, high stress examinations, in-service fitness-for-duty assignments and drug and alcohol testing for employees and applicants; and

WHEREAS, this Board desires to modify the Intergovernmental Agreement to increase the authorized contract value and approve an increase in current prices for services for the reasons set forth in the Mayor's memorandum which is incorporated herein; and

WHEREAS, this Board desires to authorize the County Mayor or County Mayor's designee to exercise the two-year option-to-renew of the Intergovernmental Agreement,

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

Section 1. This Board approves pursuant to Section 2-9 of the Code of Miami-Dade County the execution of a modification to the Intergovernmental Agreement with the Public Health Trust ("the Agreement"), to allow for an increase in the cost of services in the amount of 12% during the option period.

Section 2. This Board approves the modification of the Agreement to increase the contract value by an additional \$4,928,000 for a total contract value of \$11,628,000.

Section 3. This Board authorizes and approves the exercise of the two year option-to-renew (OTR) the Agreement with the Public Health Trust.

Section 4. This Board authorizes the County Mayor or County Mayor's designee to execute said modification for and on behalf of Miami-Dade County.

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

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:

Jean Monestime, Chairman	
Esteban L. Bovo, Jr., Vice Chairman	
Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

The Chairperson thereupon declared the resolution duly passed and adopted this 15th day of November, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County 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

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Hugo Benitez