

MEMORANDUM

Agenda Item No. 14(A)(1)

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

DATE: December 7, 2010

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

SUBJECT: Joint resolution between the
Miami-Dade Board of County
Commissioners and the Public
Health Trust to establish and
carry out a management review
process for County oversight of
the Public Health Trust's
financial condition

Resolution No. R-1142-10

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Sally A. Heyman.



R. A. Cuevas, Jr.
County Attorney

RAC/jls



MEMORANDUM
(Revised)

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

DATE: December 7, 2010

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

SUBJECT: Agenda Item No. 14(A)(1)

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 _____

Agenda Item No. 14(A)(1)
12-7-10

RESOLUTION NO. R-1142-10

JOINT RESOLUTION BETWEEN THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS AND THE PUBLIC HEALTH TRUST OF MIAMI-DADE COUNTY TO ESTABLISH AND CARRY OUT A MANAGEMENT REVIEW PROCESS FOR COUNTY OVERSIGHT OF THE PUBLIC HEALTH TRUST'S FINANCIAL CONDITION, TO PROVIDE EVIDENCE OF THE FINANCIAL COMMITMENT BY THE COUNTY TO THE TRUST, TO DOCUMENT OTHER COMMUNITY SUPPORT FOR THE TRUST, AND TO DOCUMENT A COMPREHENSIVE PLAN FOR CONTAINING COSTS AND REDUCING EXPENDITURES INCLUDING, BUT NOT LIMITED TO, THE USE OF ELECTRONIC NEGOTIATION AND REVERSE AUCTIONING TECHNOLOGY TO SECURE THE BEST PRICES FOR SPECIFIED ITEMS

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

WHEREAS, during the 2010 legislative session, the Florida Legislature passed the General Appropriations Act, Conference Report on HB 5001, which appropriated \$50 million to Jackson Memorial Hospital contingent upon necessary federal Medicaid funds being approved by the U.S. Congress and certain acts by the Miami-Dade County Board of County Commissioners ("County Commission") and the Trust; and

WHEREAS, the required acts include the submission of a joint resolution between the County Commission and the Trust committing the County Commission and the Trust to: (1) establish and carry out a management review process for county oversight of the Trust's financial condition; (2) provide evidence of the financial commitment by the County; (3) document other community support; and (4) document a comprehensive plan for containing costs and reducing expenditures ("Required Acts"); and

WHEREAS, the documented comprehensive plan for containing Trust costs and reducing expenditures shall include, but not be limited to, plans for the use of electronic negotiation and reverse

auction technology to secure the best prices for durable medical equipment, supplies, drugs and other Trust acquisitions; and

WHEREAS, the County Commission and the Trust find that the Required Acts are in the best interest of Miami-Dade County, the Trust and the population they serve; and

WHEREAS, the County Commission and the Trust direct the Trust President and County Mayor, or their respective designees, to establish, document and carry out the necessary oversight, funding, community support, and cost containment and expenditure reduction planning,

NOW, THEREFORE, BE IT RESOLVED BY THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS AND THE BOARD OF TRUSTEES OF THE PUBLIC HEALTH TRUST OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. The County Commission and the Trust agree: that they have established and are carrying out a management review process for County oversight of the Trust's financial condition; to provide evidence of a financial commitment by the County; to document other community support for the Trust; and to document a comprehensive plan for containing costs and reducing expenditures including, but not limited to, the use of electronic negotiation and reverse auction technology to secure the best prices for durable medical equipment, supplies, drugs and other acquisitions.

Section 2. The County Commission directs the Mayor or designee to take such actions as are necessary to carry out the directives set forth in this joint resolution.

Section 3. The Trust directs the President or designee to take such actions as are necessary to carry out the directives set forth in this joint resolution.

The Prime Sponsor of the foregoing resolution is Commissioner Sally A. Heyman. It was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **José "Pepe" Diaz** and upon being put to a vote, the vote was as follows:

	Dennis C. Moss, Chairman	aye	
	Jose "Pepe" Diaz, Vice-Chairman	aye	
Bruno A. Barreiro	aye	Lynda Bell	aye
Audrey M. Edmonson	aye	Carlos A. Gimenez	aye
Sally A. Heyman	aye	Barbara J. Jordan	aye
Joe A. Martinez	aye	Jean Monestime	aye
Natacha Seijas	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this , 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.

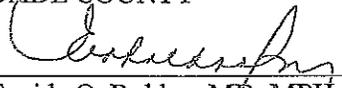
MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: **DIANE COLLINS**
Deputy Clerk



THE PUBLIC HEALTH TRUST OF MIAMI-
DADE COUNTY


Eneida O. Roldan, MD, MPH, MBA
President and
Chief Executive Officer

Approved by County Attorney as
to form and legal sufficiency.



Eugene Shy, Jr.
Valda Clark Christian