

Memorandum



Date: September 1, 2021

Agenda Item No. 12(A)(1)

To: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

From: Daniella Levine Cava
Mayor

A handwritten signature in blue ink that reads "Daniella Levine Cava".

Resolution No. R-833-21

Subject: Ratification of Emergency Orders Issued in Response to COVID-19 Pandemic

Pursuant to Section 8B-7 of the Miami-Dade County Code, the orders that I sign during the State of Local Emergency require ratification by the Board of County Commissioners. By way of this memorandum, I respectfully request that you ratify the following two emergency orders:

- Emergency Order 02-21, which I signed on July 28, 2021, requires each hospital to report to the Miami-Dade COVID-19 Reporting Hub once a day, by 10:00 a.m., on certain statistics related to COVID-19 hospital admissions.
- Amendment No. 1 to Emergency Order 02-21, which I signed on August 12, 2021, was amended to add an additional hospital reporting requirement related to the age, gender, and race of each COVID-19 positive patient admitted that day.

In the spirit of collaboration and in compliance with the 24-hour noticing requirements of Ordinance No. 20-86, these orders were shared with you via email and posted on the miamidade.gov/coronavirus website. These orders are attached for your convenient reference, and I am happy to answer any questions you may have about them.

Attachment



MEMORANDUM

(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: September 1, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 12(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
- ☐ 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 present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____ 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. 12(A)(1)
9-1-21

RESOLUTION NO. _____ R-833-21

RESOLUTION RATIFYING CORONAVIRUS/COVID-19
STATE OF EMERGENCY ORDERS AND AMENDMENTS
THERETO ENACTED BY THE MIAMI-DADE COUNTY
MAYOR

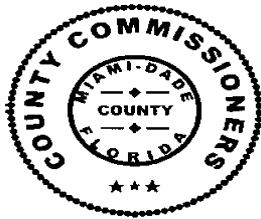
WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board ratifies the following Coronavirus/COVID-19 Emergency Order and amendment thereto enacted by the Miami-Dade County Mayor: 02-21.

The foregoing resolution was offered by Commissioner **Rebeca Sosa** ,
who moved its adoption. The motion was seconded by Commissioner **Sally A. Heyman**
and upon being put to a vote, the vote was as follows:

Jose "Pepe" Diaz, Chairman	aye		
Oliver G. Gilbert, III, Vice-Chairman	aye		
Sen. René García	absent	Keon Hardemon	aye
Sally A. Heyman	aye	Danielle Cohen Higgins	aye
Eileen Higgins	aye	Joe A. Martinez	aye
Kionne L. McGhee	aye	Jean Monestime	aye
Raquel A. Regalado	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 1st day of September, 2021. 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: **Melissa Adames**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in dark ink, appearing to be "LEM", written over a horizontal line.

Lauren E. Morse



MIAMI-DADE COUNTY EMERGENCY ORDER 02-21

WHEREAS, section 252.38(3)(a), Florida Statutes, gives a political subdivision the authority to declare and enact a Local State of Emergency for a period of up to seven days, thereby waiving the procedures and formalities otherwise required of the political subdivision by law; and

WHEREAS, on March 12, 2020, the County Mayor declared a Local State of Emergency for all of Miami-Dade County, which has been subsequently extended every seven days; and

WHEREAS, effective vaccines against COVID-19 have been widely available for several months; and

WHEREAS, the Delta variant of the virus, also known as the B.1.617.2. variant, is highly contagious, and is estimated to account for more than 80 percent of new infections in the United States; and

WHEREAS, since June 11, 2021, the data suggests that COVID-19 has begun to spread more rapidly through the community according to weekly averages reported by the Florida Department of Health; and

WHEREAS, between June 11 and July 22, 2021, Miami-Dade County's average number of positive persons per day has grown from a low of 300 to a high of 1,500, a 500 percent growth over a six-week period; and

WHEREAS, hospitalizations resulting from COVID-19 infections are also rising according to data from the Florida Department of Health, with an increase from 3 admissions per 100 in-patient beds the week of June 11 to 12.3 admissions per 100 in-patient beds the week of July 16; and

WHEREAS, the County needs timely and accurate information to ensure its efforts to combat the virus are effective; and

WHEREAS, this emergency order requires hospitals to provide certain demographic information once a day,

THEREFORE, as County Mayor of Miami-Dade County, I hereby order:

1. Commencing on July 30, 2021, each hospital shall report to the Miami-Dade COVID-19 Reporting Hub once a day, by 10:00 a.m., the following information to the County:

- (1) current staffed inventory of General Acute Care beds (does not include OB, pediatric or specialty/rehab); (2) current staffed inventory of Intensive Care Unit (ICU) beds; (3) total number of unused beds at the hospital which could be converted to be used as ICU beds; (4) total number of beds that can be converted to General Acute Care beds; (5) total number of ventilators in hospital inventory; (6) total number of ventilators in use for all patients (including patients not admitted for COVID-19); (7) total COVID-19 positive patients admitted; (8) total COVID-19 positive patients in ICU beds; (9) total COVID-19 positive patients in non-ICU beds; (10) total COVID-19 positive patients currently on a ventilator, (11) new COVID-19 positive patients admitted since the prior day's reporting; (12) COVID-19 positive patients discharged since the prior day's reporting; (13) if available, the number of COVID-19 positive patients admitted who had been fully vaccinated (two weeks post final dose); and (14) if available, the number of COVID-19 positive patients admitted who were unvaccinated or not yet fully vaccinated (two weeks post final dose).
2. Each hospital shall be responsible for providing the above information solely with respect to its physical campus. No hospital shall transmit any individually identifiable patient health information which may not be disclosed pursuant to federal or state law. If a hospital believes that all or some of this information is trade secret, as defined in Florida Statutes, the hospital shall expressly indicate this when it transmits this information.
3. This order shall be effective as of 1:00 p.m., July 29, 2021.
4. This order shall expire upon the expiration of the existing Miami-Dade County of Local State of Emergency, provided however that if the Local State of Emergency is extended, this order shall also be deemed to extend for the duration of such extension. This order may be cancelled earlier by action of the County Mayor.
5. This order shall be provided to all appropriate media consistent with the requirements of section 8B-7(2)(n) of the Code of Miami-Dade County, to all hospitals within Miami-Dade County, and to the Board of County Commissioners consistent with the requirements of section 8B-7(3).

Enacted:

Signed: _____

Danielle Leme Carr

COUNTY MAYOR

Date: _____

7/28/21

Time: _____

12 : 53 PM

Witness: _____

[Signature]

Cancelled:

Signed: _____

COUNTY MAYOR

Date: _____

Time: ____:

Witness: _____



AMENDMENT NO. 1 TO MIAMI-DADE COUNTY EMERGENCY ORDER 02-21

WHEREAS, section 252.38(3)(a), Florida Statutes, gives a political subdivision the authority to declare and enact a Local State of Emergency for a period of up to seven days, thereby waiving the procedures and formalities otherwise required of the political subdivision by law; and

WHEREAS, on March 12, 2020, the County Mayor declared a Local State of Emergency for all of Miami-Dade County, which has been subsequently extended every seven days; and

WHEREAS, effective vaccines against COVID-19 have been widely available for several months; and

WHEREAS, the Delta variant of the virus, also known as the B.1.617.2. variant, is highly contagious, and is estimated to account for more than 90 percent of new infections in the United States; and

WHEREAS, test positivity rate in Miami-Dade County, as measured on a seven day average, is currently 14.3 percent; and

WHEREAS, in the past week, over 15,000 individuals in Miami-Dade County tested positive for COVID-19; and

WHEREAS, according to data from the Florida Department of Health, there were over 134,000 COVID-19 positive cases in Florida for the reporting period ending August 5th, an increase of 18.9 percent over the prior period; and

WHEREAS, the County needs timely and accurate information to ensure its efforts to combat the virus are effective; and

WHEREAS, this Amendment requires hospitals, as part of their daily reporting, to provide information regarding the age, gender, and race of COVID-19 patients admitted to such hospital; and

WHEREAS, this additional demographic information will assist the County in targeting vaccine, testing, and safety information and resources to those groups most at risk,

THEREFORE, as County Mayor of Miami-Dade County, I hereby order:

A. Emergency Order 02-21 is hereby amended and restated as follows:

1. Commencing on July 30, 2021, each hospital shall report to the Miami-Dade COVID-19 Reporting Hub once a day, by 10:00 a.m., the following information to the County: (1) current staffed inventory of General Acute Care beds (does not include OB, pediatric or specialty/rehab); (2) current staffed inventory of Intensive Care Unit (ICU) beds; (3) total number of unused beds at the hospital which could be converted to be used as ICU beds; (4) total number of beds that can be converted to General Acute Care beds; (5) total number of ventilators in hospital inventory; (6) total number of ventilators in use for all patients (including patients not admitted for COVID-19); (7) total COVID-19 positive patients admitted; (8) total COVID-19 positive patients in ICU beds; (9) total COVID-19 positive patients in non-ICU beds; (10) total COVID-19 positive patients currently on a ventilator, (11) new COVID-19 positive patients admitted since the prior day's reporting; (12) COVID-19 positive patients discharged since the prior day's reporting; (13) if available, the number of COVID-19 positive patients admitted who had been fully vaccinated (two weeks post final dose); (14) if available, the number of COVID-19 positive patients admitted who were unvaccinated or not yet fully vaccinated (two weeks post final dose); and (15) the age, gender, and race of each COVID-19 positive patient admitted that day.
 2. Each hospital shall be responsible for providing the above information solely with respect to its physical campus. No hospital shall transmit any individually identifiable patient health information which may not be disclosed pursuant to federal or state law. If a hospital believes that all or some of this information is trade secret, as defined in Florida Statutes, the hospital shall expressly indicate this when it transmits this information.
- B. This order shall be effective as of 1:00 p.m., August 13, 2021.
- C. This order shall expire upon the expiration of the existing Miami-Dade County of Local State of Emergency, provided however that if the Local State of Emergency is extended, this order shall also be deemed to extend for the duration of such extension. This order may be cancelled earlier by action of the County Mayor.
- D. This order shall be provided to all appropriate media consistent with the requirements of section 8B-7(2)(n) of the Code of Miami-Dade County, to all hospitals within Miami-Dade County, and to the Board of County Commissioners consistent with the requirements of section 8B-7(3).

Enacted:

Signed: _____

Daniella Levine Carr

COUNTY MAYOR

Date: 8/12/21

Time: 9:29 AM

Witness: _____

[Signature]

Cancelled:

Signed: _____
COUNTY MAYOR

Date: _____

Time: __:__

Witness: _____