

Memorandum



Date: October 18, 2022

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

Agenda Item No. 8(F)(4)

From: Daniella Levine Cava
Mayor

Resolution No. R-986-22

Subject: Recommendation to Authorize Increase of Contract Amount to the Intergovernmental Agreement with Jackson Health System for Employee Testing and Medical Assessment Services

Summary

This item is recommending the approval of additional expenditure authority in the amount of \$6,340,000 to allow County departments to continue to obtain Employee Testing and Medical Assessment Services through the Intergovernmental Agreement (“Agreement”) with the Public Health Trust d.b.a. Jackson Health System (JHS). These services are required and/or mandated for all employment related physical examinations, drug/alcohol testing, and medical screening to include: pre-employment medical examination, annual medical examinations, drug and alcohol testing under Department of Transportation (DOT) and other various medical services. Due to the increased service volume required by the user departments, additional allocation is required to cover the supplemental service costs.

Recommendation

It is recommended that the Board authorize an increase of the contract amount to the Agreement with JHS for Employee Testing and Medical Assessment Services for \$4,500,000 for the initial five-year term and \$1,840,000 for the two-year Option-to-Renew (OTR). Unit service prices have and will remain the same for the initial five-year term. This allocation increase request is based on increased service volume. The maximum cumulative value of the Agreement will increase the authorized contract amount from \$12,672,000 to \$19,012,000, should the County choose to exercise the two-year OTR.

Scope

The impact of this item is countywide in nature.

Fiscal Impact /Funding Source

Department	Current Allocation	Additional Requested Allocation	Funding Source	Project Manager
Human Resources	\$12,672,000	\$6,340,000	General and Proprietary	Michael Edwards

The County pays the costs for physical exams and medical tests for General Fund supported departments, such as the Miami-Dade Corrections and Rehabilitation Department, Miami-Dade Police Department and remaining departments. Proprietary departments (Miami-Dade Fire Rescue, Miami-Dade Aviation Department, Water & Sewer Department, Housing Department and CareerSource) are invoiced for

services provided. The requested increase in expenditure authority is based on the average expenditures of the first three years of the initial five-year term.

Track Record/Monitor

The contract is administered by Human Resources for all County Departments and JHS has been providing employee testing and medical assessment services for Miami-Dade County since November 2011. Michael Edwards, Labor Relations Manager, will monitor contract terms and approval of expenditures.

Delegation of Authority

This item seeks authorization from the Board only to increase the contract amount. No additional delegations of authority are requested in this item. This Board already authorized the County Mayor or County Mayor’s designee to exercise the provisions of the Agreement including the exercise of the two-year OTR period in Resolution No. R-1247-18.

Background

Effective November 15, 2011, the Board approved Resolution No. R-970-11, a five-year Agreement with a two-year OTR period with JHS. On November 15, 2016, the Board approved Resolution No. R-1113-16, a Supplemental Agreement, which included an increase in contract allocation by \$4,928,000.00. This increase was based on expenditures and anticipated physical exams and medical tests for County Departments through November 2, 2018, the expiration of the OTR period. The County exercised its option to extend the Agreement for a period of 180 days beyond the OTR period, extending the term through May 2, 2019. Effective December 4, 2018, the Board approved Resolution No. R-1247-18, granting the five-year Agreement with a two-year OTR period.

The requested increase is necessary due to the following reasons:

1. Special risk employees in Miami-Dade Police Department (MDPD), Miami-Dade Corrections and Rehabilitation Department (MDCR), Miami-Dade Fire Rescue (MDFR), and the Department of Transportation and Public Works (DTPW) are required to take physical examinations either every five (5) years, or every 24 months (see Table I). Miami-Dade Fire Rescue bargaining unit members can elect to receive an additional physical examination on their non-mandatory physical examination year.
2. The 2017 – 2020, collective bargaining process between Miami-Dade County and the Metro-Dade International Association of Firefighters, Local 1403 (IAFF) resulted in modifications to contractual firefighter medical services to promote Firefighter wellness and mitigate potential bio-hazardous exposure. These additional services include Full Body Ultrasound (to include but not limited to carotid, thyroid, chest, breast, echocardiogram, abdomen, pelvis, and scrotum and its contents) 3-D Mammogram and Thyroid Panel test (to include TSH, Total T3, Total and Free T4) on mandatory physical examination years. Additionally, Miami-Dade Fire Rescue bargaining unit members were allowed to obtain medical services that were missed in the first year of their contractual three-year agreement. Although the Fire department is invoiced for their services, the department has spent \$4,299,737, approximately 50 percent of the initial allocation of \$9,000,000.
3. From December 2018 through March 2022, expenditures totaled \$8,895,902, of the current allocation of \$9,000,000, which has depleted the funds for the initial term of the Agreement.

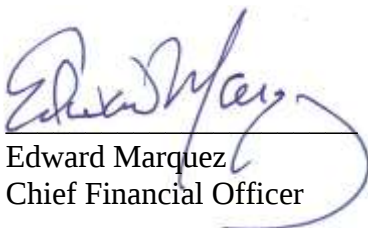
The Collective Bargaining Agreements (CBA) provide for the following health services:

Table I			
CBA	Department	Article	Health Services
PBA Law Enforcement Supervisory PBA Rank and File	MDPD MDCR	16	Special risk employees will receive and are obligated to take physical examinations every five (5) years. If required by the County examining physician, an employee will be given a stress EKG. Special risk employees will be offered, upon renewal of the County’s current contract with its service provider, a partial or total body scan or ultrasound as a component of the physical examination.
IAFF 1403	MDFR	19	Medical examinations will be administered annually by the Department. All bargaining unit employees shall be required to take this medical examination once every 24 months, including ultrasound body scan recommended by examining physician.
TWU Local 291	DTPW	III.13	Physical examinations shall be required for all Bus Operators and Train Operators every two years.

The additional allocation recommended 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.

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
Chief Financial Officer



MEMORANDUM

(Revised)

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

DATE: October 18, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(F)(4)

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. 8(F)(4)
10-18-22

RESOLUTION NO. _____ R-986-22

RESOLUTION AUTHORIZING INCREASE OF CONTRACT
AMOUNT OF THE INTERGOVERNMENTAL AGREEMENT
WITH THE PUBLIC HEALTH TRUST D.B.A. JACKSON
HEALTH SYSTEM TO PROVIDE EMPLOYEE TESTING AND
MEDICAL ASSESSMENT SERVICES FROM \$12,672,000.00
TO \$19,012,000.00

WHEREAS, this Board desires to ensure the continuity of services for Miami-Dade County to conduct medical assessments and testing of County employees 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

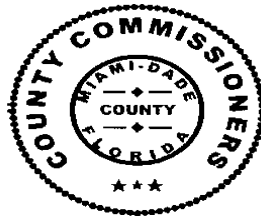
WHEREAS, this Board desires to amend the Intergovernmental Agreement for Employee Testing & Medical Assessment Services with the Public Health Trust D.B.A. Jackson Health System (the “Agreement”) for the reasons set forth in the County Mayor’s memorandum which is incorporated herein,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board authorizes an increase in the contract amount for the initial five-year term of the Agreement from \$9,000,000.00 to \$13,500,000.00 and an increase the contract amount of the two-year option-to-renew period of the Agreement from \$3,672,000.00 to \$5,512,000.00. Accordingly, inclusive of the initial term and the option-to-renew period, the Board authorizes an increase in the total amount of the Agreement from \$12,672,000.00 to \$19,012,000.00.

The foregoing resolution was offered by Commissioner **Rebeca Sosa**, who moved its adoption. The motion was seconded by Commissioner **Oliver G. Gilbert, III** 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	aye	Keon Hardemon	aye
Sally A. Heyman	aye	Danielle Cohen Higgins	aye
Eileen Higgins	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 18th day of October, 2022. 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: **Basia Pruna**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Eduardo W. Gonzalez