



# Broward County

## Legislation Details (With Text)

<b>File #:</b>	22-1194	<b>Version:</b>	1
		<b>Status:</b>	Agenda Ready
		<b>In control:</b>	Human Services - Community Partnerships Division
<b>On agenda:</b>	9/8/2022	<b>Final action:</b>	9/8/2022
<b>Title:</b>	A. MOTION TO AUTHORIZE County Administrator to execute First Amendment to Agreement No. 18-CP-HCS-8312-01 between Broward County and South Broward Hospital District d/b/a Memorial Healthcare System (subject to review for legal sufficiency by the Office of the County Attorney) for medical services to persons injured or ill during or at the time of an arrest, adding one renewal term beginning October 1, 2022, and ending September 30, 2023, and increasing the reimbursement rates for medical services; and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the Agreement as amended.  ACTION: (T-10:48 AM) Approved.  VOTE: 7-0. Commissioner Moskowitz was not present.  B. MOTION TO APPROVE waivers of conflict under Section 112.313(7)(a), Florida Statutes, for the following Broward County advisory board members holding an employment or contractual relationship with an entity receiving funds for the performance of services under this agenda item:  1. Melida J. Akiti 2. Chauniqua D. Kiffin 3. Valery V. Moreno 4. Candace M. Pineda 5. Peter P. Powers 6. Zulma Vanessa Quiles  ACTION: (T-10:48 AM) Approved.  VOTE: 7-0. Commissioner Moskowitz was not present.		
<b>Sponsors:</b>			
<b>Indexes:</b>	Established Commission Goals		
<b>Code sections:</b>			
<b>Attachments:</b>	1. Exhibit 1 - Conflict of Interest Waivers		

Date	Ver.	Action By	Action	Result
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### Broward County Commission Regular Meeting

**Director's Name:** Tara Gaudin

**Department:** Human Services

**Division:** Community Partnerships

### Information

#### Requested Action

A. MOTION TO AUTHORIZE County Administrator to execute First Amendment to Agreement No. 18-CP-HCS-8312-01 between Broward County and South Broward Hospital District d/b/a Memorial Healthcare System (subject to review for legal sufficiency by the Office of the County Attorney) for

medical services to persons injured or ill during or at the time of an arrest, adding one renewal term beginning October 1, 2022, and ending September 30, 2023, and increasing the reimbursement rates for medical services; and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the Agreement as amended.

***ACTION: (T-10:48 AM) Approved.***

***VOTE: 7-0. Commissioner Moskowitz was not present.***

B. MOTION TO APPROVE waivers of conflict under Section 112.313(7)(a), Florida Statutes, for the following Broward County advisory board members holding an employment or contractual relationship with an entity receiving funds for the performance of services under this agenda item:

1. Melida J. Akiti
2. Chauniqua D. Kiffin
3. Valery V. Moreno
4. Candace M. Pineda
5. Peter P. Powers
6. Zulma Vanessa Quiles

***ACTION: (T-10:48 AM) Approved.***

***VOTE: 7-0. Commissioner Moskowitz was not present.***

**Why Action is Necessary**

A. Broward County Board of County Commissioners (“Commission”) approval is required for agreements with external agencies.

B. A waiver of conflict arising under Section 112.313(7)(a), Florida Statutes, requires two-thirds approval by the Commission.

**What Action Accomplishes**

Approval of Motion A aligns the South Broward Hospital District d/b/a Memorial Healthcare System (“Memorial”) medical services agreement (“Agreement”) term with the North Broward Hospital District d/b/a Broward Health (“Broward Health”) medical services agreement term that ends September 30, 2023 and increases Memorial’s reimbursement rates for the contracted medical services.

Approval of Motion B waives the existence of any conflicts arising under Section 112.313(7)(a), Florida Statutes, as authorized under applicable law.

**Is this Action Goal Related**

Yes

**Previous Action Taken**

None

**Summary Explanation/Background**

THE HUMAN SERVICES DEPARTMENT AND THE COMMUNITY PARTNERSHIPS DIVISION

RECOMMEND APPROVAL OF THE ABOVE MOTIONS.

These actions support the Commission's value of "approaching human services collaboratively and compassionately, with special emphasis on the most vulnerable" and the goal to "collaborate with public and private partners to find creative, equitable, and responsible solutions to systemic community problems, especially permanent, supportive housing for persons experiencing, or at risk of, homelessness." Commission approval will renew the Agreement to align with Broward Health's agreement and provide Broward County continued compliance with the applicable state statute.

On February 26, 2019 (Item No. 6), the Commission approved Agreement No. 18-CP-HCS-8312-01 between Broward County and Memorial to set reimbursement rates for medical services provided to persons injured or ill during or at the time of an arrest ("medical services"). The Agreement ends September 30, 2022. No performance outcomes were assigned to the billing Agreement.

The First Amendment extends the Agreement for one year and aligns the term with the Broward Health arrestee Agreement. The First Amendment also includes a 4.5% reimbursement rate increase for the medical services. The increase is based upon the May 2022 Consumer Price Index. The adjusted daily rate is \$2,437 for inpatient services and \$642 for outpatient services. No performance outcomes are assigned to this billing Agreement. The First Amendment will be reviewed and approved as to form by the Office of the County Attorney prior to execution by the County Administrator.

Approval of this item would give rise to certain employment conflicts under Section 112.313(7)(a), Florida Statutes, which provides that "no public officer... shall have or hold any employment or contractual relationship with any business entity... which is... doing business with an agency of which he or she is an officer or employee." In accordance with 112.313(12), Florida Statutes, Commission approval is required to waive any conflict of interest arising under Section 112.313(7)(a), Florida Statutes. An effective waiver requires two-thirds vote of the Commission after disclosure of the conflicting relationship (Motion B) in accordance with Section 112.313(12), Florida Statutes. Forms 4A, Disclosure of Business Transaction, Relationship, or Interest, are attached to this report as Exhibit 1 and constitute full disclosure of any existing conflict.

**Source of Additional Information**

Keith D. Bostick, Deputy Director, Human Services Department, (954) 357-6385

Silvia Beebe, Assistant Director, Community Partnerships Division, (954) 357-6396

**Fiscal Impact**

**Fiscal Impact/Cost Summary**

Funding up to \$2,775,000 is allocated as part of the Recommended Fiscal Year 2023 budget for reimbursements for medical services under this Agreement, as well as the other tax-assisted hospital district and private hospitals.