

ORDINANCE NO. 10-\_\_\_\_\_

AN ORDINANCE CREATING THE CITIZENS' COMMISSION ON OWNERSHIP AND GOVERNANCE OF MEMORIAL HEALTH SYSTEM

WHEREAS, Memorial Health System is an enterprise of the City of Colorado Springs and has been serving the healthcare needs of the citizens under City ownership since 1949; and

WHEREAS, City Council wants to ensure that the ownership and governance of Memorial Health System is a benefit to the citizens; and

WHEREAS, City Council wishes to create a Citizens' Commission on Ownership and Governance of Memorial Health System to gather information, solicit viewpoints and make recommendations concerning possible changes in Memorial Health System's ownership and/or governance; and

WHEREAS, it is City Council's hope that the Citizens' Commission's Project will minimize taxpayer financial and legal exposure; maximize Memorial Health System's benefit to community, including high quality care and economic/financial impact; and ensure access to excellent health care designed and delivered around community needs.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. There is hereby created the Citizens' Commission on Ownership and Governance of Memorial Health System (the "Citizens' Commission) for the purpose of advising City Council on the ownership and governance of Memorial Health System. The Citizens' Commission Charter, attached and made a part of this

Ordinance, sets forth the duties, responsibilities, and deliverables expected of the Commission (the “Project”).

Section 2. The Citizens’ Commission shall consist of eleven (11) regular members, representing a cross-section of the community.

Section 3. Citizens’ Commission shall be appointed for the term of the Project. It is anticipated that the Project could require work for up to nine (9) months. City Council may appoint alternates to the Citizens’ Commission in accord with City Code § 1.2.902. Regular and alternate members of the Citizens’ Commission shall serve at the discretion of City Council.

Section 4. Citizens’ Commission members and alternates, when acting within the scope of their appointments, shall comply with the provisions of City Charter §§ 9-10 and 3-60(d), the City Code and the Rules and Procedures of City Council.

Section 5. The Citizens’ Commission shall meet at times and locations convenient to the Commission and to the public. Memorial Health System shall provide primary support to the Citizens’ Commission as necessary. Memorial Health System shall fund the use of a facilitator, subject matter experts, the costs of town hall meeting and public forums, and any other associated costs incurred in furtherance of the Citizens’ Commission’s Charter.

Section 6. A simple majority of regular appointed members shall constitute a quorum.

Section 7. In accord with City Code § 1.2.903, the Citizens’ Commission may, with City Council approval, promulgate rules of procedure for its organization and the conduct of its meetings. The Citizens’ Commission on Ownership and Governance of Memorial Health System rules of procedure may include provisions regarding: the election and responsibilities of a chair and vice-chair; calling of special meetings; the

order of business; preparation, approval and distribution of agendas and minutes; and voting methods.

Section 8. This ordinance shall be in full force and effect from and after its passage and publication as provided by Charter.

Section 9. Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance shall be available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this \_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

## **Citizens' Commission Charter February 2010**

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### **Charter**

Through a process of community engagement, the Commission shall gather information, solicit viewpoints and make recommendations concerning possible changes in Memorial Health System's ownership and/or governance to accomplish the following, equally-prioritized objectives:

- Minimize taxpayer financial and legal exposure
- Maximize MHS's benefit to community, including high quality care and economic/financial impact
- Access to excellent health care designed and delivered around community needs.

### **Guiding Principles**

- Build on the work of the Sustainable Funding Committee;
- Ensure substantial public engagement throughout the Citizens' Commission process;
- Consider current and future community needs;
- Ensure that any changes to Memorial's ownership and governance are framed around mission;
- Explore Memorial's value and risk along multiple dimensions, not just the financial one.

### **Deliverables**

- Input from industry experts and community stakeholders
- Establishment and implementation of an ongoing, broad-based and comprehensive approach to community engagement, ensuring public notice, access and participation to the maximum extent possible.
  - In particular, the Commission shall provide pre-publicized, open meetings and agendas;
  - opportunities for public comment and questions at each of its meetings;
  - publicly available minutes and meeting documents;
  - public forums/town hall meetings designed to educate the community and solicit feedback;
  - any other community engagement methods to ensure broad-based and meaningful community input.
- Process milestones and a timetable for completing the Commission's work
- A schedule for commission meetings and public input opportunities (e.g. town hall meetings)
- Periodic updates to City Council
- Completion of the Commission's findings and recommendations (including recommended ballot language, if/as necessary); and

### **Timeline**

- The Commission's estimated timeline is six to nine months; meeting frequency is estimated at every three to four weeks.
- Submission of findings and recommendations on or before December 2010.
- Public engagement points (town hall meetings, etc.) will occur throughout the Commission's tenure.

### **Commission Limitations**

The Commission is an ad hoc committee of the City Council. As such, the Commission shall limit its activities to its charge and shall have no power to act except as specifically conferred by the City Council. The Commission is not authorized to speak, negotiate contract or take any other action on behalf of the City, including with regard to the subject-matter of its charge. Upon completion of its charge, the Commission shall be dissolved.