

November 27, 2024

BCC Agenda Date/Item: \_\_\_\_\_

Board of County Commissioners  
 Clackamas County

**Approval of an Amendment to an Intergovernmental Agreement with the Oregon Health Authority for the financing of Community Mental Health, Addiction Treatment, Recovery & Prevention, and Problem Gambling services. Amendment rescinds \$1,000,000 for 13 months. Total Agreement Value is decreased to \$16,967,595.75 for 18 months. Funding is returned to the Oregon Health Authority. No County General Funds are involved.**

<b>Previous Board Action/Review</b>	Agreement March 7, 2024, Agenda Item 20240307 I.C.1; Amendment #01 April 18, 2024, Agenda Item 20240418 III.D.4; Amendment #02 May 2, 2024, Agenda Item 20240502 I.E.2; Amendment # August 03 8, 2024, Agenda Item 20240808 III.D.10; Amendment #04 July 25, 2024, Agenda Item 20240725 III.F.19; Amendment #05 July 25, 2024, Agenda Item 20240725 III.F.20; Amendment # September 06 12, 2024, Agenda Item 20240912 I.C.6; Amendment # September 07 19, 2024, Agenda Item 20240919 II.D.1; Amendment #08 Briefed at Issues November 26, 2024		
<b>Performance Clackamas</b>	Ensuring safe, healthy, and secure communities through the provision of mental health and substance use services.		
<b>Counsel Review</b>	Yes	<b>Procurement Review</b>	No
<b>Contact Person</b>	Mary Rumbaugh	<b>Contact Phone</b>	503-742-5305

**EXECUTIVE SUMMARY:** The Behavioral Health Division of the Health, Housing and Human Services Department requests approval of Amendment #08 to the 2024-25 Intergovernmental Agreement #44300-00026004 with the State of Oregon, acting by and through its Oregon Health Authority (OHA) for the financing and operation of Community Mental Health, Addiction Treatment, Recovery & Prevention Services and Problem Gambling programs in Clackamas County.

The Board of Commissioners is the Local Mental Health Authority for Clackamas County that operates a Community Mental Health Program (CMHP) funded by this Agreement. The Behavioral Health Division ensures that the funds are administered according to the terms set forth by this Agreement and all amendments to provide local administration, behavioral health, and addiction services to Clackamas County.

Amendment #08 rescinds \$1,000,000.00 provided through Service Element MHS 04, Aid and Assist Client Services. The funds were allocated through Amendment #03 which the Board approved of Commissioners on August 8, 2024 (Agenda Item 20240808 III.D.10) for the Community Navigator Team

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pilot program launched by the Oregon Health Authority. Aid and Assist Client Services are provided to criminal defendants who may be unable to understand the nature of the proceeding against them, to assist or cooperate with their counsel, or to participate in their own defense. Aid and Assist Services may include discharge planning, a treatment designed to restore capacity, placement in appropriate community-based care, monitoring and coordination of services, and periodic assessment of the individual's capacity. These services aim to divert individuals from receiving services at the Oregon State Hospital and into community restoration services to the greatest extent possible.

The Behavioral Health Division's efforts to participate in OHA's Community Navigator Team pilot project were limited due to several unsuccessful recruitments to staff the program. Following discussions, both internally and with OHA, it was decided that the County would return the funding awarded for this pilot project.

The funds rescinded through Amendment #08 decrease the maximum funding available through Service Element MHS 04 to \$2,214,727.82 and decrease the maximum agreement value to \$17,967,595.75.

**RECOMMENDATION:** Staff respectfully requests that the Board of County Commissioners approve Amendment #08 and authorize Chair Smith to sign on behalf of Clackamas County.

Respectfully submitted,

A handwritten signature in cursive script that reads "Rodney A. Cook".

Rodney A. Cook  
Director of Health, Housing and Human Services

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**AGREEMENT # PO-44300-00026004**

**EIGHTH AMENDMENT TO  
OREGON HEALTH AUTHORITY  
2024-2025 INTERGOVERNMENTAL AGREEMENT  
FOR THE FINANCING OF COMMUNITY MENTAL HEALTH, ADDICTION TREATMENT,  
RECOVERY, & PREVENTION, AND PROBLEM GAMBLING SERVICES**

This **Eighth** Amendment to Oregon Health Authority 2024-2025 Intergovernmental Agreement for the Financing of Community Mental Health, Addiction Treatment, Recovery, & Prevention, and Problem Gambling Services effective as of January 1, 2024 (as amended, the “Agreement”), is entered into, as of the date of the last signature hereto, by and between the State of Oregon acting by and through its Oregon Health Authority (“OHA”) and **Clackamas County** (“County”).

**RECITALS**

WHEREAS, OHA and County wish to modify the Financial Assistance Award set forth in Exhibit C of the Agreement.

NOW, THEREFORE, in consideration of the premises, covenants and agreements contained herein and other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

**AGREEMENT**

1. The financial and service information in the Financial Assistance Award is hereby amended as described in Attachment 1 attached hereto and incorporated herein by this reference. Attachment 1 must be read in conjunction with the portion of Exhibit C of the Agreement that describes the effect of an amendment of the financial and service information.
2. Capitalized words and phrases used but not defined herein shall have the meanings ascribed thereto in the Agreement.
3. County represents and warrants to OHA that the representations and warranties of County set forth in section 4 of Exhibit F of the Agreement are true and correct on the date hereof with the same effect as if made on the date hereof.
4. Except as amended hereby, all terms and conditions of the Agreement remain in full force and effect.
5. This Amendment may be executed in any number of counterparts, all of which when taken together shall constitute one agreement binding on all parties, notwithstanding that all parties are not signatories to the same counterpart. Each copy of this Amendment so executed shall constitute an original.

IN WITNESS WHEREOF, the parties hereto have executed this amendment as of the dates set forth below their respective signatures.

**6. Signatures.**

**Clackamas County**

**By:**

_____	_____	_____	_____
Authorized Signature	Printed Name	Title	Date

**State of Oregon, acting by and through its Oregon Health Authority**

**By:**

_____	_____	_____	_____
Authorized Signature	Printed Name	Title	Date

**Approved by: Director, OHA Health Systems Division**

**By:**

_____	_____	_____	_____
Authorized Signature	Printed Name	Title	Date

**Approved for Legal Sufficiency:**

Exempt per OAR 137-045-0050(2)

_____	_____
Oregon Department of Justice	Date



OREGON HEALTH AUTHORITY  
Financial Assistance Award Amendment (FAAA)

CONTRACTOR: CLACKAMAS COUNTY  
DATE: 10/17/2024

Contract#: 026004  
REF#: 012

REASON FOR FAAA (for information only):

Aid and Assist Client Services (MHS 04) funds have been removed.

The following special condition(s) apply to funds as indicated by the special condition number in column 9. Each special condition set forth below may be qualified by a full description in the Financial Assistance Award.

M0914      1 Special Condition #M0827-1 in Amendment 026004-3 regarding "MHS 04 - Aid and Assist Client Services" Applies.