

August 17, 2023

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

Board of County Commissioners  
 Clackamas County

**Approval of Amendment #10 increasing funding from an Intergovernmental Agreement with the Oregon Health Authority for the financing of Community Mental Health, Addiction Treatment, Recovery & Prevention, and Problem Gambling Services. Amendment value is \$4,599,093.41 for six months, Agreement value is increased to \$20,281,264.35 for 2 years. Funding through Oregon Health Authority. No County General Funds are involved.**

<b>Previous Board Action/Review</b>	Agreement December 16, 2021, Agenda Item 20211216 III.a.ii.; Amendment #01 March 15, 2022, Agenda Item 20220317 IV.A.6; Amendment #02 April 21, 2022, 20220421 IV.B.ii; Amendment #03 April 21, 2022, Agenda Item 20220421 IV.B.iii; Amendment #04 May 12, 2022, Agenda Item 20220512 I.E.vi; Amendment #05 July 14, 2022, Agenda Item 20220714 III.E.5; Amendment #06 February 2, 2023, Agenda Item 20230202 III.C.3; Amendment #07 March 23, 2023, Agenda Item 20230323 III.B.4; Amendment #08 April 13, 2023, Agenda Item 20230413 III.B.2; Amendment #09 June 1, 2023, Agenda Item 20230601 VI.G.2; Amendment #10 Issues August 15, 2023		
<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 the approval of Amendment #10 to Intergovernmental Agreement #173129 with the State of Oregon, acting by and through its Oregon Health Authority 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 funded by this Agreement. The Behavioral Health Division ensures that the funds are administered according to the terms set forth by this Agreement to provide local administration, behavioral health and addiction services to Clackamas County.

Amendment #10 reinstates and extends the term of the Agreement, and impacts fourteen service descriptions and three specialized service descriptions and adds funds as follows:

For Filing Use Only

Service Description	Amount
A&D 63 – Peer Delivered Services	\$135,800.74
A&D 65 – Intoxicated Driver Program Fund	\$6,500.00
A&D 66 – Community Behavioral and Substance Use Disorder Services	\$525,072.99
MHS 01 – System Management & Coordination	\$337,375.33
MHS 04 – Aid and Assist Client Services	\$256,680.42
MHS 09 – Jail Diversion Services	\$124,940.07
MHS 10 – Mental Health Promotion and Prevention Services	\$71,610.35
MHS 12 – Rental Assistance Program Services	\$351,680.00
MHS 17 – Non-OHP Community and Residential Assistance	\$175,563.00
MHS 20 – Non-Residential Mental Health Services for Adults	\$512,002.65
MHS 24 – Acute and Intermediate Psychiatric Inpatient Services	\$97,477.66
MHS 25 – Mobile Crisis Intervention Services	\$1,237,142.38
MHS 30 – Monitoring, Security, and Supervision Services for Individuals Under the Jurisdiction of the Adult and Juvenile Panels of the Psychiatric Security Review Board	\$61,403.67
MHS 38 – Supported Employment Services	\$85,100.25
Specialized Service Descriptions	Amount
MHS 25A – Mobile Crisis Intervention Services-Stabilization Services for Children and Their Families	\$310,151.50
MHS 26A – Non-Residential Mental Health Services for Youth & Young Adults in Transition–Early Assessment and Support Alliance (EASA)	\$182,917.94
MHS 35A – Older or Disabled Adult Mental Health Services-Gero-Specialist	\$127,674.46

Amendment #10 adds a total of \$4,599,093.41 for six months of services expiring December 31, 2023. This Amendment increases the Agreement value to \$20,281,264.35.

**RECOMMENDATION:** Staff recommends Board approval of this Amendment.

Respectfully submitted,



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

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**TENTH AMENDMENT TO  
 OREGON HEALTH AUTHORITY  
 2022 INTERGOVERNMENTAL AGREEMENT FOR THE FINANCING OF  
 COMMUNITY MENTAL HEALTH, ADDICTION TREATMENT, RECOVERY, &  
 PREVENTION, AND PROBLEM GAMBLING SERVICES AGREEMENT #173129**

This Tenth Amendment to Oregon Health Authority 2022 Intergovernmental Agreement for the Financing of Community Mental Health, Addiction Treatment, Recovery, & Prevention, and Problem Gambling Services effective as of January 1, 2022 (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 extend the Financial Assistance Award through June 30, 2023 and amend the Agreement as follows.

**AGREEMENT**

1. This Amendment, when fully executed by every party, regardless of the date of execution by every party, shall become effective on the date this Amendment has been approved by the Department of Justice or June 30, 2023, whichever date is later per the authority under OAR 125-247-0288, and shall be governed by the terms and conditions herein, and such expenses incurred by Recipient may be reimbursed once this Agreement is effective in accordance with the schedule of payments in Exhibit C, “Financial Assistance Award”. Unless extended or terminated earlier in accordance with its terms, this Agreement shall expire on **December 31, 2023**. Agreement termination shall not extinguish or prejudice OHA’s right to enforce this Agreement with respect to any default by Recipient that has not been cured. **All references to the expiration date of June 30, 2023 in this Agreement shall be amended to December 31, 2023.**

2. The financial and service information in the Financial Assistance Award are 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.
3. Capitalized words and phrases used but not defined herein shall have the meanings ascribed thereto in the Agreement.
4. 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.
5. Except as amended hereby, all terms and conditions of the Agreement remain in full force and effect.
6. 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.

*The remainder of this page is intentionally blank*

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

**7. 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:

Approved by Joseph Callahan, Assistant Attorney General, on June 06, 2023; e-mail in agreement file.

**Attachment 1  
EXHIBIT C  
Financial Pages**

MODIFICATION INPUT REVIEW REPORT

MOD#: A0115

CONTRACT#: 173129

CONTRACTOR: CLACKAMAS COUNTY

INPUT CHECKED BY: \_\_\_\_\_

DATE CHECKED: \_\_\_\_\_

SE#	FUND	PROJ CODE	CPMS PROVIDER	EFFECTIVE DATES	SLOT CHANGE/TYPE	RATE	OPERATING DOLLARS	STARTUP PART DOLLARS ABC	PART IV	PAAF CD	BASE	CLIENT CODE	SP#
FISCAL YEAR: 2023-2024													
63	420	-0-	CLACKAMAS CO.	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$62,468.34	\$0.00	A	1	Y		
63	421	-0-	CLACKAMAS CO.	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$27,160.15	\$0.00	A	1	Y		
63	450	-0-	CLACKAMAS CO.	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$46,172.25	\$0.00	A	1	Y		
TOTAL FOR SE# 63							\$135,800.74	\$0.00					
65	424	-0-	CLACKAMAS CO.	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$8,000.00	\$0.00	C	1	Y		2
65	887	-0-	CLACKAMAS CO.	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$1,800.00	\$0.00	C	1	Y		3
TOTAL FOR SE# 65							\$9,800.00	\$0.00					
66	420	-0-	CLACKAMAS CO.	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$10,005.82	\$0.00	A	1	Y		1
66	420	-0-	CLACKAMAS CO.	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$1,738.09	\$0.00	A	1	Y		1
66	421	-0-	CLACKAMAS CO.	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$22,108.14	\$0.00	A	1	Y		1
66	421	-0-	CLACKAMAS CO.	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$3,129.15	\$0.00	A	1	Y		1
66	450	-0-	CLACKAMAS CO.	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$242,294.50	\$0.00	A	1	Y		1
66	520	-0-	CLACKAMAS CO.	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$234,391.55	\$0.00	A	1	Y		1
66	520	-0-	CLACKAMAS CO.	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$11,405.74	\$0.00	A	1	Y		1
TOTAL FOR SE# 66							\$525,072.95	\$0.00					
TOTAL FOR 2023-2024							\$667,373.73	\$0.00					
TOTAL FOR A0115 173129							\$667,373.73	\$0.00					

## Financial Pages

OREGON HEALTH AUTHORITY  
Financial Assistance Award Amendment (FAAA)

CONTRACTOR: CLACKAMAS COUNTY  
DATE: 07/13/2023

Contract#: 173129  
REF#: 012

REASON FOR FAAA (for information only):

Payments provided through this Financial Assistance Agreement (FAA) are subject to the 2023-2025 Legislative Approved Budget (LAB) for Oregon Health Authority, as allocated for the 2023-2025 biennia, at the level proposed for the (continuing service level or "CSL"). This FAA may require modification by written amendment to reflect actual changes in funding amounts, or by administrative amendment (memo) provided that such administrative amendment is only used to change fund source coding and not the amount of funding.

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.

- A0115 1 These funds must result in the delivery of A&D 66 Services to a minimum of 484 unduplicated individuals receiving outpatient Services and enrolled in the MOTS system on or after January 1, 2022. Up to 20% of 484 can be provided as Prevention, Education, and Outreach to non-enrolled individuals. Cases without evidence of treatment engagement in the clinical record do not count toward the service delivery requirement, except as listed above for Prevention, Education, and Outreach. Report of Prevention, Education, and Outreach must be submitted annually on the form located at <https://www.oregon.gov/OHA/HSD/AMH/Pages/federal-reporting.aspx> Under delivery of Services subject to this financial assistance may result in recovery of funds at the rate of \$1200 per individual.
- A0115 2 These funds are for A&D 65 Services to be invoiced from 7/1/2023 to 12/31/2023.
- A0115 3A) These funds are for DUII Education services for Veterans. B) Funds are for A&D 65 services for invoices from 7/01/2023 to 12/31/2023.

MODIFICATION INPUT REVIEW REPORT

MOD#: M0737

CONTRACT#: 173129

CONTRACTOR: CLACKAMAS COUNTY

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SE#	FUND	CODE	CPMS	PROVIDER	PROJ	EFFECTIVE	SLOT	RATE	OPERATING	STARTUP PART	PART	PAAF	CLIENT	SP#
						DATES	CHANGE/TYPE		DOLLARS	DOLLARS ABC	IV	CD	CODE	
FISCAL YEAR: 2023-2024														
1	804		MHS01		SYSTEM MANAGEMENT AN	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$239,242.37	\$0.00	A	1	Y	
1	804		MHS01		BCIVLM SYS MGT CO-TELEC ACT	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$5,241.07	\$0.00	A	1	Y	4
1	804		MHS01		BCIVLM SYS MGT CO-RENAISSAN	7/1/2023 - 12/31/2023	0 /NA	\$1,646.03	\$9,876.18	\$0.00	A	1	Y	3
1	804		MHS01		BCIVLM SYS MGT CO-MOSSY MEA	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$6,716.93	\$0.00	A	1	Y	1
1	804		MHS01		BCIVLM SYS MGT CO-PORTLAND	7/1/2023 - 12/31/2023	0 /NA	\$1,080.64	\$6,483.84	\$0.00	A	1	Y	2
1	804		MHS01		BCIVLM SYS MGT CO-MOSSY MEA	7/1/2023 - 12/31/2023	0 /NA	\$3,940.87	\$23,643.42	\$0.00	A	1	Y	1
1	804		MHS01		BPSRBM SYS MGT CO-JOHNSON C	7/1/2023 - 12/31/2023	0 /NA	\$7,695.42	\$46,172.62	\$0.00	A	1	Y	5
									<u>\$337,375.33</u>	<u>\$0.00</u>				
4	804		AAP		BASE AID & ASSIST PROJECT	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$286,680.42	\$0.00	A	1	Y	
									<u>\$286,680.42</u>	<u>\$0.00</u>				
9	406		NIJAIL		BASE NI JAIL DIVERSION	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$115,173.22	\$0.00	A	1	Y	
9	804		NIJAIL		BASE NI JAIL DIVERSION	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$9,766.85	\$0.00	A	1	Y	
									<u>\$124,940.07</u>	<u>\$0.00</u>				
10	411		NIMHPP		BASE NI MH PROMD AND PREV	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$68,368.66	\$0.00	A	1	Y	
10	804		NIMHPP		BASE NI MH PROMD AND PREV	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$3,241.69	\$0.00	A	1	Y	
									<u>\$71,610.35</u>	<u>\$0.00</u>				
12	804		RNTAST		BASE RENTAL ASSISTANCE	7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$147,920.00	\$0.00	A	1	Y	



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SE#	FUND	PROJ	CPMS	PROVIDER	EFFECTIVE	SLOT	RATE	OPERATING	STARTUP PART	PART	PAAF	CLIENT	SP#
	CODE				DATES	CHANGE/TYPE		DOLLARS	DOLLARS ABC	IV	CD	CODE	
FISCAL YEAR: 2023-2024													
BASE RENTAL ASSISTANCE													
12	804	RNTAST			7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$203,760.00	\$0.00	C	1	Y	7
TOTAL FOR SE# 12								\$381,680.00	\$0.00				
BASE INVOICE SERVICES													
17	804	INVOIC			7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$175,563.00	\$0.00	C	1	Y	6
TOTAL FOR SE# 17								\$175,563.00	\$0.00				
CMHS MH BLOCK GRANT													
20	301	BLOCK			7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$300,000.00	\$0.00	A	1	Y	
BASE NON-RESIDENTIAL MENT													
20	804	MHNRMH			7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$212,002.65	\$0.00	A	1	Y	
TOTAL FOR SE# 20								\$512,002.65	\$0.00				
BASE ACUTE AND INTERMEDIA													
24	804	ACUTE			7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$97,477.66	\$0.00	A	1	Y	
TOTAL FOR SE# 24								\$97,477.66	\$0.00				
BASE CRISIS AND ACUTE TRA													
25	406	CATS			7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$7,317.25	\$0.00	A 25A	1	Y	
BASE COMMUNITY CRISIS SER													
25	406	CRISIS			7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$259,799.90	\$0.00	A	1	Y	
BASE CRISIS AND ACUTE TRA													
25	804	CATS			7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$103,992.75	\$0.00	A 25A	1	Y	
BASE COMMUNITY CRISIS SER													
25	804	CRISIS			7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$977,342.48	\$0.00	A	1	Y	
BASE CRISIS AND ACUTE TRA													
25	815	CATS			7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$198,841.50	\$0.00	A 25A	1	Y	
TOTAL FOR SE# 25								\$1,547,293.88	\$0.00				
BASE NI EASA SERVICES													
26	411	NIEASA			7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$174,637.53	\$0.00	A 26A	1	Y	
BASE EARLY ASSESSMENT AN													
26	804	EASA			7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$8,280.41	\$0.00	A	1	Y	
TOTAL FOR SE# 26								\$182,917.94	\$0.00				

MODIFICATION INPUT REVIEW REPORT

MOD#: M0737

CONTRACT#: 173129

CONTRACTOR: CLACKAMAS COUNTY

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SE#	FUND	PROJ CODE	CPMS PROVIDER	EFFECTIVE DATES	SLOT CHANGE/TYPE	RATE	OPERATING DOLLARS	STARTUP PART DOLLARS ABC	PART IV	PAAF CD	BASE	CLIENT CODE	SP#
FISCAL YEAR: 2023-2024													
BPSREM PSRB DESIG CLIENT													
30	804	PSRB		7/1/2023 - 12/31/2023	21 /SLT	\$468.27	\$61,403.67	\$0.00	A	1	Y		8
TOTAL FOR SE# 30							\$61,403.67	\$0.00					
BASE GERO SPECIALISTS													
35	804	GERO		7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$127,674.46	\$0.00	A	35A	1	Y	
TOTAL FOR SE# 35							\$127,674.46	\$0.00					
BASE SUPPORTED EMPLOYMENT													
38	406	SUPEMP		7/1/2023 - 12/31/2023	0 /NA	\$0.00	\$85,100.25	\$0.00	A	1	Y		
TOTAL FOR SE# 38							\$85,100.25	\$0.00					
TOTAL FOR 2023-2024							\$3,931,719.68	\$0.00					
TOTAL FOR M0737 173129							\$3,931,719.68	\$0.00					

OREGON HEALTH AUTHORITY  
Financial Assistance Award Amendment (FAAA)

CONTRACTOR: CLACKAMAS COUNTY  
DATE: 07/13/2023

Contract#: 173129  
REF#: 013

REASON FOR FAAA (for information only):

Payments provided through this Financial Assistance Agreement (FAA) are subject to the 2023-2025 Legislative Approved Budget (LAB) for Oregon Health Authority, as allocated for the 2023-2025 biennia, at the level proposed for the (continuing service level or "CSL"). This FAA may require modification by written amendment to reflect actual changes in funding amounts, or by administrative amendment (memo) provided that such administrative amendment is only used to change fund source coding and not the amount of funding.

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.

- M0737 1A) The financial assistance subject to this special condition is awarded for system management and coordination of Services in the Mental Health Services Program Area. If CMHP terminates its obligation to include this Program Area under this Agreement, OHA shall have no obligation, after the termination, to pay or disburse to CMHP financial assistance subject to this special condition. B) These funds are for Mossy Meadows RTH.
  
- M0737 2A) The financial assistance subject to this special condition is awarded for system management and coordination of Services in the Mental Health Services Program Area. If CMHP terminates its obligation to include this Program Area under this Agreement, OHA shall have no obligation, after the termination, to pay or disburse to CMHP financial assistance subject to this special condition. B) These funds are for Portland Avenue RTH.
  
- M0737 3A) The financial assistance subject to this special condition is awarded for system management and coordination of Services in the Mental Health Services Program Area. If CMHP terminates its obligation to include this Program Area under this Agreement, OHA shall have no obligation, after the termination, to pay or disburse to CMHP financial assistance subject to this special condition. B) These funds are for MHS 1 at Renaissance.
  
- M0737 4A) The financial assistance subject to this special condition is awarded for system management and coordination of Services in the Mental Health Services Program Area. If CMHP terminates its obligation to include this Program Area under this Agreement, OHA

OREGON HEALTH AUTHORITY  
Financial Assistance Award Amendment (FAAA)

CONTRACTOR: CLACKAMAS COUNTY  
DATE: 07/13/2023

Contract#: 173129  
REF#: 013

shall have no obligation, after the termination, to pay or disburse to CMHP financial assistance subject to this special condition. B) These funds are for MHS 1 at Telecare ACT.

M0737 5A) The financial assistance subject to this special condition is awarded for system management and coordination of Services in the Mental Health Services Program Area. If County terminates its obligation to include this Program Area under this Agreement, OHA shall have no obligation, after the termination, to pay or disburse to County financial assistance subject to this special condition. B) These funds are for MHS 1 at Johnson Creek SRTF.

M0737 6A) These funds are for MHS 17, which encompasses Invoice Services found in service elements 26 ,27, 28, 30, 34 and 36 from 07/01/2023 to 12/31/2023 with Part C. B) For Services delivered to individuals, financial assistance awarded to County shall be disbursed to County and expended by County in accordance with and subject to the residential rate on the date of service delivery based upon the rate schedule found at [www.oregon.gov/OHA/HSD/OHP/Pages/Fee-Schedule.aspx](http://www.oregon.gov/OHA/HSD/OHP/Pages/Fee-Schedule.aspx) and incorporated into this Agreement by reference that is effective as of the effective date of this Agreement unless a new rate schedule is subsequently incorporated by amendment. Any expenditure by County in excess of the authorized rates as set forth [www.oregon.gov/OHA/HSD/OHP/Pages/Fee-Schedule.aspx](http://www.oregon.gov/OHA/HSD/OHP/Pages/Fee-Schedule.aspx) may be deemed unallowable and subject to recovery by OHA in accordance with the terms of this Agreement.

M0737 7 These funds are for MHS 12 Services. B) The funds subject to this special condition will be disbursed to Contractor upon receipt of quarterly invoices from 7/1/2023-12/31/2023.

M0737 8 MHS 30 Rate and Slot: For slots utilized during a particular month, OHA will provide financial assistance at the rate of \$465.27 per month per slot for up to 21 slots.