

T-10 C 1

AGENDA COVER MEMO

AGENDA DATE: August 15, 2006
TO: Board of County Commissioners
DEPARTMENT: Health & Human Services
PRESENTED BY: Rob Rockstroh



AGENDA TITLE: ORDER _____ / IN THE MATTER OF DELEGATING AUTHORITY TO THE COUNTY ADMINISTRATOR TO SIGN A CONTRACT WITH ELDERHEALTH AND LIVING CORPORATION IN THE AMOUNT OF \$791,654 FOR THE PERIOD AUGUST 1, 2006 THROUGH JUNE 30, 2007 PER LM 20.128

I. MOTION

ORDER _____ / In the Matter of Delegating Authority to the County Administrator to Sign a Contract with ElderHealth and Living Corporation in the Amount of \$791,654 for the Period August 1, 2006 through June 30, 2007 per LM 20.128.

II. ISSUE OR PROBLEM

Good Neighbor Care, Inc, which owns and operates two secure mental health residential facilities for persons who have been civilly committed and released from the Oregon State Hospital, has sold those properties to the ElderHealth and Living Corporation effective August 1, 2006. A new contract per Lane Manual 20.128 with ElderHealth and Living Corporation for the period August 1, 2006 through June 30, 2007 and delegated authority for the County Administrator to sign the contract with ElderHealth and Living Corporation in the amount of \$791,654 is required.

III. DISCUSSION

A. Background

The 2005-2007 Intergovernmental Agreement for the Financing of Community Mental Health services allocates funds to provide secure residential services for the seriously and persistently mentally ill. In 2005, Good Neighbor Care submitted a letter of intent to provide secure residential mental health services and was awarded a Lane County contract. Good Neighbor Care has recently sold the two secure residential mental health treatment facilities, Paul Wilson home and Bender home. Good Neighbor Care provided Lane County the required written notice of their intent to sell. The written notice included the notification that a buyer had been secured for the two facilities and that

the buyer was commencing the licensing process to operate these two facilities.

The Department of Human Services holds the responsibility for licensing residential mental health facilities in the State of Oregon. ElderHealth and Living Corporation and the State developed a transition plan to meet the OAR 309-035-0100 through 309-035-0460 requirements of licensing residential care facilities for mentally ill. The plan included verifiable evidence of ability to work with mentally ill population at the facilities, staffing patterns, counseling supports and notification to residents of the planned ownership change. ElderHealth has completed the licensing packet successfully.

Lane County Health & Human Services requires contractors to complete a management qualifications packet and receive a passing score to contract with Lane County. ElderHealth has completed and passed this requirement.

B. Analysis

LM 20.128 Client/Patient Services states "The County may contract for direct client services without competitive selection where the County Department: (1) Reasonably believes after inquiring that no qualified providers are likely to participate in competitive selection; and (2) Will include on a list all qualified providers willing to consider taking client referrals on an as-needed bases; and (3) Will select a qualified provider from a list as a client need arises, based on criteria including, but not limited to, client and family needs, quality/type of appropriate care, availability of service at the time it is needed, and cost. "

The Paul Wilson home and the Bender home both provide a locked residential facility for civilly committed individuals who are being released from the Oregon State Hospital to a secure community setting. These two homes are the only homes in Lane County that are licensed by the state to perform these secure residential services. A competitive process for these services will occur for the 2007-2009 biennium but in order to assure no interruption of services for these individuals, a contract with ElderHealth and Living Corporation needs to be put in place.

The President of ElderHealth and Living Corporation is a licensed Nurse Practitioner and a former nursing supervisor at PeaceHealth. The Chief Operations Officer/Secretary is the former Vice President of Operations for Good Neighbor Care. The Program Manager and the Residential Supervisor of Lane County Mental Health have met with the President and Chief Operations Officer of ElderHealth and Living Corporation and are confident that this will be a smooth transition for the residents at Paul Wilson Home and Bender Home. Per OAR 309-035-0150 (4), each resident, their family, guardians and any other responsible parties has received written notice of the

change of ownership. No resident has elected to be moved to another facility outside of Lane County.

C. Alternative / Options

1. To delegate authority to the County Administrator sign a contract with ElderHealth and Living Corporation in the amount of \$791.654 for the period August 1, 2006 through June 30, 2007 per LM20.128. This will allow for no disruption of services for the mentally ill clients residing at these two secure facilities.
2. Not to delegate authority to the County Administrator to sign a contract with ElderHealth and Living Corporation in the amount of \$791.654 for the period August 1, 2006 through June 30, 2007 per LM20.128. This may result in a disruption of services for the mentally ill clients residing at these two secure facilities.

D. Recommendation

To approve the motion stated above.

E. Timing

The contract will be executed upon Board approval.

IV. IMPLEMENTATION / FOLLOW-UP

Upon Board approval, the Department of Health & Human Services will forward the contract to the County Administrator for signature. The effective date is August 1, 2006, through June 30, 2007.

V. ATTACHMENT

Board Order

THE BOARD OF COUNTY COMMISSIONERS, LANE COUNTY, OREGON

RESOLUTION AND ORDER:) ORDER _____ / IN THE MATTER OF DELEGATING
) AUTHORITY TO THE COUNTY ADMINISTRATOR TO SIGN A
) CONTRACT WITH ELDERHEALTH AND LIVING CORPORATION
) IN THE AMOUNT OF \$791.654 FOR THE PERIOD AUGUST 1,
) 2006 THROUGH JUNE 30, 2007 PER LM 20.128.

WHEREAS, Lane County has received through the 2005-2007 Intergovernmental Agreement funds to provide secure residential services for the civilly committed seriously and persistently mentally ill; and

WHEREAS, Good Neighbor Care, the operator of Paul Wilson home and Bender home, the two secure residential facilities in Lane County has sold the properties to ElderHealth and Living Corporation; and

WHEREAS, ElderHealth and Living Corporation has met State of Oregon licensing requirements and Lane County Management Qualifications for Contractors; and

WHEREAS, to insure no interruption of services to the residents, a contract for providing these secure mental health residential services per Lane Manual 20.128 is required.

NOW THEREFORE, IT IS HEREBY ORDERED that the Board of County Commissioners delegate authority to the County Administrator to sign a contract with ElderHealth and Living Corporation in the amount of \$791,654 for the period August 1, 2006 through June 30, 2007 per Lane Manual 20.128.

DATED this ____ day of August, 2006

Bill Dwyer, Chair
Lane County Board of Commissioners

APPROVED AS TO FORM
Date 8/7/06 Lane County
Jeresa J. Smith
OFFICE OF LEGAL COUNSEL