

Ordinance Book

BOARD OF COUNTY COMMISSIONERS

KLAMATH COUNTY, OREGON

IN THE MATTER OF RATIFYING AN)
INTERGOVERNMENTAL AGREEMENT TO CREATE) ORDINANCE NO. 73
JEFFERSON BEHAVIORAL HEALTH)
_____)

This matter having come before the Klamath County Board of Commissioners on May 20, 1997, to consider an Ordinance to create an intergovernmental entity, by Intergovernmental Agreement to provide mental health services in Southern Oregon;

WHEREAS, ORS 190.085 requires each county that is a party to such an Intergovernmental Agreement to enact an ordinance ratifying the creation of such an Intergovernmental Agreement; and

WHEREAS, such ordinances and the eventual Intergovernmental Agreement must be filed with the Secretary of State.

NOW, THEREFORE, IT IS HEREBY ORDAINED:

1. The Klamath County Board of Commissioners ratifies the creation of an Intergovernmental Agreement among Coos, Curry, Douglas, Jackson, Josephine and Klamath Counties to establish an intergovernmental organization to be referred to as Jefferson Behavioral Health which is to provide mental health services for Southern Oregon.

2. The effective date of the Intergovernmental Agreement will be as soon as practical, but not until ratified by three of the said counties.

3. The purpose for this Intergovernmental entity is:
a. To create an organization that will administer and provide mental health services on behalf of the Parties;
b. To provide and promote accessibility to mental health benefits and continuity of care for all consumers through comprehensive community mental health programs;
c. To preserve the integrity of community mental health programs while obtaining the economic benefits of cooperation among counties, the Division, and OMAP;

d. To connect the Oregon Health Plan and community mental health programs in a manner that gives full force and effect to ORS 414.705 to 414.750 and ORS 430.610 to 430.685;

e. To administer regional Medicaid funds in ways that preserve and enhance local management and operation of community mental health programs;

f. To coordinate and integrate mental health services with physical health care services in the Service Area;

g. To promote accountability, continuity and efficiency in the use, allocation, and investment of public funds for mental health services;

h. To provide a regional management information system for planning and developing mental health services in the Service Area; and

i. To promote the involvement of county commissioners, local mental health advisory committees, consumers, and advocates in development and delivery of Services.

4. Jefferson Behavioral Health shall have the following duties, powers and functions:

a. The provision and administration of mental health services together will ancillary service, including labor, goods personal services and incidentals ("Services") within the Service Area. Each party to the intergovernmental agreement forming Jefferson Behavioral Health, reserves exclusive control over these Services provided by its community mental health program within its county boundary other than Oregon Health Plan Services. However, Jefferson Behavioral Health may provide such Services pursuant to an agreement with a particular party;

b. The power to enter into and administer the Oregon Health Plan Service Agreement, other contracts and subcontracts for Services, and employment contracts;

c. Performance of any functions and activities that any party to the intergovernmental agreement forming Jefferson Behavioral Health has the authority to perform with respect to the provision for Services; and

d. Performance of all lawful acts that are necessary to fulfill the purposes set out above.


5. This ordinance is necessary for the immediate preservation of the Public Peace, Health and Safety as it will allow Jefferson Behavioral Health to proceed in the State RFP process for funds. Thus, this is an emergency and the Board of County Commissioners so declare that this ordinance shall take effect immediately.

6. This ordinance ratifying the intergovernmental entity and the Intergovernmental Agreement itself, creating the intergovernmental entity will be filed with the Secretary of State within 30 days of adoption of the Intergovernmental Agreement.

7. If any provision of this Ordinance is held by a court to be invalid, it will not affect the validity of the remaining provisions.


DONE and DATED this 21st day of May, 1997.


Al Switzer
Chairman


William R. Garrard
Commissioner


M. Steven West
Commissioner

APPROVED FOR LEGAL SUFFICIENCY:


Reginald R. Davis
Klamath County Counsel