



# Broward County

## Legislation Details (With Text)

<b>File #:</b>	21-1378	<b>Version:</b>	1
		<b>Status:</b>	Agenda Ready
		<b>In control:</b>	Human Services - Community Partnerships Division
<b>On agenda:</b>	9/21/2021	<b>Final action:</b>	9/21/2021
<b>Title:</b>	<p>A. MOTION TO AUTHORIZE County Administrator to execute Second Amendment to Agreement No. 20-CP-CSA-8541-01, subject to review for legal sufficiency by the Office of the County Attorney, between Broward County and Broward Behavioral Health Coalition, Inc., in the amount of \$928,851 effective September 30, 2021, through September 29, 2022, to enhance the delivery of mental health services to youth in the One Community Partnership 3 Program ("OCP3"); and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the Agreement as amended.</p> <p>(This item was pulled by Commissioner Rich.)</p> <p>(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the substitute motion statement distributed as Additional Material.)</p> <p>ACTION: (T-10:29 AM) Approved as amended with Regular Meeting Additional Material, dated September 21, 2021, submitted at the request of Human Services Department. (Refer to minutes for full discussion.)</p> <p>VOTE: 7-0. Commissioner Furr voted in the affirmative telephonically. Commissioner Rich abstained from voting. Commissioner Ryan was not present.</p> <p>ACTION: (T-10:49 AM) Through Mayor Geller, Commissioner Ryan requested being shown voting in the affirmative.</p> <p>VOTE: 8-0.</p> <p>B. MOTION TO ADOPT budget Resolution No. 2021-440 in the U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration grant funds in the amount of \$1,017,002 to enhance the delivery of mental health services to youth in OCP3 from September 30, 2021, through September 29, 2022.</p> <p>(This item was pulled by Commissioner Rich.)</p> <p>(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the substitute motion statement distributed as Additional Material.)</p> <p>ACTION: (T-10:29 AM) Approved as amended with Additional Material, dated September 21, 2021, submitted at the request of Human Services Department. (Refer to minutes for full discussion.)</p> <p>VOTE: 7-0. Commissioner Furr voted in the affirmative telephonically. Commissioner Rich abstained from voting. Commissioner Ryan was not present.</p> <p>ACTION: (T-10:49 AM) Through Mayor Geller, Commissioner Ryan requested being shown voting in the affirmative.</p> <p>VOTE: 8-0.</p> <p>C. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes, for the</p>		

following Broward County advisory board member holding an employment or contractual relationship with an entity receiving funds for the performance of services under this agenda item: Elida Segrera.

(This item was pulled by Commissioner Rich.)

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the substitute motion statement distributed as Additional Material.)

ACTION: (T-10:29 AM) Approved as amended with Additional Material, dated September 21, 2021, submitted at the request of Human Services Department. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Furr voted in the affirmative telephonically. Commissioner Rich abstained from voting. Commissioner Ryan was not present.

ACTION: (T-10:49 AM) Through Mayor Geller, Commissioner Ryan requested being shown voting in the affirmative.

VOTE: 8-0.

**Sponsors:**

**Indexes:** Established Commission Goals

**Code sections:**

**Attachments:** 1. Exhibit 1 - SAMHSA NOA, 2. Exhibit 2 - OCP3 Budget Reso, 3. Exhibit 3 - Conflict of Interest, 4. Additional Material - Information

Date	Ver.	Action By	Action	Result
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**Broward County Commission Regular Meeting**

**Director's Name:** Keith D. Bostick (Deputy Director)

**Department:** Human Services

**Division:** Community Partnerships

**Information**

**Requested Action**

A. MOTION TO AUTHORIZE County Administrator to execute Second Amendment to Agreement No. 20-CP-CSA-8541-01, subject to review for legal sufficiency by the Office of the County Attorney, between Broward County and Broward Behavioral Health Coalition, Inc., in the amount of \$928,851 effective September 30, 2021, through September 29, 2022, to enhance the delivery of mental health services to youth in the One Community Partnership 3 Program ("OCP3"); and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the Agreement as amended.

***(This item was pulled by Commissioner Rich.)***

***(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the substitute motion statement distributed as Additional Material.)***

***ACTION: (T-10:29 AM) Approved as amended with Regular Meeting Additional Material, dated September 21, 2021, submitted at the request of Human Services Department. (Refer to minutes for full discussion.)***

***VOTE: 7-0. Commissioner Furr voted in the affirmative telephonically. Commissioner Rich***

***abstained from voting. Commissioner Ryan was not present.***

***ACTION: (T-10:49 AM) Through Mayor Geller, Commissioner Ryan requested being shown voting in the affirmative.***

***VOTE: 8-0.***

B. MOTION TO ADOPT budget Resolution No. 2021-440 in the U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration grant funds in the amount of \$1,017,002 to enhance the delivery of mental health services to youth in OCP3 from September 30, 2021, through September 29, 2022.

***(This item was pulled by Commissioner Rich.)***

***(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the substitute motion statement distributed as Additional Material.)***

***ACTION: (T-10:29 AM) Approved as amended with Additional Material, dated September 21, 2021, submitted at the request of Human Services Department. (Refer to minutes for full discussion.)***

***VOTE: 7-0. Commissioner Furr voted in the affirmative telephonically. Commissioner Rich abstained from voting. Commissioner Ryan was not present.***

***ACTION: (T-10:49 AM) Through Mayor Geller, Commissioner Ryan requested being shown voting in the affirmative.***

***VOTE: 8-0.***

C. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes, for the following Broward County advisory board member holding an employment or contractual relationship with an entity receiving funds for the performance of services under this agenda item: Elida Segre.

***(This item was pulled by Commissioner Rich.)***

***(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the substitute motion statement distributed as Additional Material.)***

***ACTION: (T-10:29 AM) Approved as amended with Additional Material, dated September 21, 2021, submitted at the request of Human Services Department. (Refer to minutes for full discussion.)***

***VOTE: 7-0. Commissioner Furr voted in the affirmative telephonically. Commissioner Rich abstained from voting. Commissioner Ryan was not present.***

***ACTION: (T-10:49 AM) Through Mayor Geller, Commissioner Ryan requested being shown voting in the affirmative.***

***VOTE: 8-0.***

**Why Action is Necessary**

A. Broward County Board of County Commissioners (“Commission”) approval is required for agreements with external agencies.

B. Section 129.06(2)(d), Florida Statutes, requires a budget resolution to recognize revenue.

C. A waiver of conflict arising under Section 112.313(7)(a), Florida Statutes, requires two-thirds approval by the Commission.

**What Action Accomplishes**

A. and B. Approval allows the continuation of grant funds to provide needed mental and behavioral health services to youth who reside in Broward County.

Approval of Motion C. waives the existence of any conflict arising under Section 112.313(7)(a), Florida Statutes, as authorized under applicable law.

**Is this Action Goal Related**

Yes

**Previous Action Taken**

None

**Summary Explanation/Background**

THE HUMAN SERVICES DEPARTMENT AND THE COMMUNITY PARTNERSHIPS DIVISION RECOMMEND APPROVAL OF THE ABOVE MOTIONS.

These actions support the Commission’s value of “approaching human services collaboratively and compassionately, with special emphasis on the most vulnerable” and the goal to “effectively advocate for and acquire municipal, state and federal financial support to equitably address health and human services needs of the entire community, through a truly coordinated system of care.” The funding supports the system of care for youth experiencing serious emotional disturbance (“SED”) and those with early signs and symptoms of serious mental illness (“SMI”) with the goal of achieving mental health wellness while keeping the youth in the least restrictive environment with the support and participation from their families or caregivers.

Broward County has received federal funds from the U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration (“SAMHSA”) since fiscal year 2002. On November 5, 2019, (Item No. 13), the Commission approved the appropriation and disbursement of funds to Broward County’s designated managing entity, Broward Behavioral Health Coalition (“BBHC”) for OCP3 services.

On February 2, 2021, the Human Services Department, Community Partnerships Division collaborated with BBHC to submit the application for year three of the OCP3 grant. On July 23, 2021, SAMHSA issued a notice of award in the amount of \$1,000,000 for year three of the OCP3 grant commencing September 30, 2021 (Exhibit 1, Attachment A).

On June 15, 2021, (Item No. 23), the Commission approved execution of the First Amendment to Agreement No. 20-CP-CSA-8541-01 between Broward County and BBHC, increasing the Agreement amount for year two of the grant from \$925,650 to \$995,820.

Motion A requests Commission approval to authorize the County Administrator to execute a Second Amendment with BBHC in the amount of \$928,851 effective September 29, 2021, through September 30, 2022. Motion B adopts the budget resolution approving Broward County's cash match of \$17,002 (Exhibit 2).

Approval of this item would give rise to certain employment conflicts under Section 112.313(7)(a), Florida Statutes, which provides that "no public officer... shall have or hold any employment or contractual relationship with any business entity... which is... doing business with an agency of which he or she is an officer or employee." In accordance with 112.313(12), Florida Statutes, Commission approval is required to waive any conflict of interest arising under Section 112.313(7)(a), Florida Statutes. An effective waiver requires two-thirds vote of the Commission after disclosure of the conflicting relationship (Motion B) in accordance with Section 112.313(12), Florida Statutes. Form 4A, Disclosure of Business Transaction, Relationship, or Interest, is attached to this report as Exhibit 3 and constitutes full disclosure of any existing conflict.

#### **Source of Additional Information**

Darrell Cunningham, Director, Community Partnerships Division, (954) 357-6398

LaToya Davenport, Human Services Administrator, Children's Services Administration, (954) 357-7249

#### **Fiscal Impact**

##### **Fiscal Impact/Cost Summary**

The SAMHSA grant award for OCP3 is \$2,026,375. The amount includes \$1,000,000 in grant funds, \$17,002 of Broward County match funds, and \$1,009,373 in external match funds.