



Broward County

Legislation Details (With Text)

File #:	23-823	Version:	1	Status:	Agenda Ready
				In control:	Human Services - Community Partnerships Division
On agenda:	6/13/2023	Final action:	6/13/2023		
Title:	A. MOTION TO APPROVE First Amendment to Agreement No. 22-CP-HCS-0375-01 between Broward County and Henderson Behavioral Health, Inc., effective from the date of full execution, to revise and replace Exhibit D-2, Outcomes and update the contact information for Broward County's Custodian of Public Records; authorize the Mayor and Clerk to execute same; and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the Agreement as amended. ACTION: (T-10:40 AM) Approved. VOTE: 9-0. B. 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: Steven Ronik. ACTION: (T-10:40 AM) Approved. VOTE: 9-0.				
Sponsors:					
Indexes:	Established Commission Goals				
Code sections:					
Attachments:	1. Exhibit 1 - Henderson 22-CP-HCS-0375-01 First Amendment, 2. Exhibit 2 - HBH Agreement No. 22-CP-HCS-0375-01, 3. Exhibit 3 - HBH Contract Adjustment 1_22-CP-HCS-0375-01, 4. Exhibit 4 - Form 4 A Conflict of Interest Waiver				

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

Director's Name: Tara Williams

Department: Human Services

Division: Community Partnerships

Information

Requested Action

A. MOTION TO APPROVE First Amendment to Agreement No. 22-CP-HCS-0375-01 between Broward County and Henderson Behavioral Health, Inc., effective from the date of full execution, to revise and replace Exhibit D-2, Outcomes and update the contact information for Broward County's Custodian of Public Records; authorize the Mayor and Clerk to execute same; and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the Agreement as amended.

ACTION: (T-10:40 AM) Approved.

VOTE: 9-0.

B. 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: Steven Ronik.

ACTION: (T-10:40 AM) Approved.

VOTE: 9-0.

Why Action is Necessary

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

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

What Action Accomplishes

Approval of Motion A enables Broward County to revise and replace Exhibit D-2, Outcomes for Program 2, Mobile Crisis Response Team to allow Broward County to better evaluate Henderson Behavioral Health, Inc.'s responsiveness and updates the contact information for the County's Custodian of Public Records.

Approval of Motion B waives the existence of any conflicts 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 "building partnerships and working collaboratively with others to meet shared objectives" and the goal of "delivering accessible human services that holistically address the whole person collaboratively and compassionately." The First Amendment (Exhibit 1) revises and replaces Exhibit D-2, Outcomes for Program 2 in the Agreement, Mobile Crisis Response Team to allow Broward County to better evaluate Henderson Behavioral Health, Inc.'s responsiveness and updates the contact information for the County's Custodian of Public Records.

On September 9, 2021 (Item No. 4), the Commission approved the Agreement between Broward County and Henderson Behavioral Health, Inc., in the amount of \$831,176, from October 1, 2021, through September 30, 2022 (Exhibit 2). Contract Adjustment 1 was subsequently executed on August 2, 2022, to reduce funding and the number of unduplicated clients to be served for Program 1 during the initial term (Exhibit 3). The Commission approved the renewal of this Agreement for Option

Period 1 on September 8, 2022 (Item No. 3).

This item requests Commission approval of the First Amendment that revises and replaces Outcomes for Program 2 Mobile Crisis Response Team (Exhibit D-2 in the Agreement) in its entirety to better evaluate Henderson Behavioral Health, Inc.'s responsiveness and update the contact information for Broward County's Custodian of Public Records effective from the date of full execution.

The Broward County Office of the County Attorney reviewed the First Amendment for legal sufficiency prior to execution of the First Amendment by Henderson Behavioral Health, Inc.

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 4 and constitutes full disclosure of any existing conflict.

Source of Additional Information

Efrem Crenshaw, Director, Community Partnerships Division, (954) 357-6398

Jessica Roy, Administrator, Health Care Services, (954) 357-5394

Fiscal Impact

Fiscal Impact/Cost Summary

There is no fiscal impact associated with this Amendment.