



Contract Number: CT-OMS-14 *130-05
Effective Date: 6-30-14
Term Date: 6-30-15
Cost: \$3,064,936. -
Revenue: _____
Total: _____ NTE: _____
Action: 4-1-15
Renewal By: _____
Term: 6-30-15
Reviewed by: YLR

BOARD OF SUPERVISORS AGENDA ITEM SUMMARY

Requested Board Meeting Date: May 6, 2014

ITEM SUMMARY, JUSTIFICATION &/or SPECIAL CONSIDERATIONS:

This is an annual extension to an existing Intergovernmental Agreement (IGA) between Pima County and the Arizona Department of Health Services (ADHS) for the provision of funding for mental health services to the Seriously Mentally Ill population pursuant to **A.R.S. §11-297.A.2, which mandates both the funding level and the annual renewal of the IGA.** Annual renewal of this IGA has been required of Pima County since the 2001 implementation of Proposition 204.

CONTRACT NUMBER (If applicable): 01-65-A-142181-0709 / CT-IH-12*287 / CT-OMS-14*130

STAFF RECOMMENDATION(S): **APPROVAL**

PROCURE DEPT 04/11/14 PMUJUR

CORPORATE HEADQUARTERS: Not Applicable

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Ver. 2 To: COB - 4.23.14
Vendor: 1 Agenda 5-6-14
Pgs. 3 (3)

CLERK OF BOARD USE ONLY: BOS MTG. _____

ITEM NO. _____

PIMA COUNTY COST: \$3,064,936 and/or REVENUE TO PIMA COUNTY: \$ 0

FUNDING SOURCE(S): General Fund

(i.e. General Fund, State Grant Fund, Federal Fund, Stadium D. Fund, etc.)

Advertised Public Hearing:

		YES	X	NO
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Board of Supervisors District:

1		2		3		4		5		All	X
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IMPACT:

IF APPROVED:

Pima County would have in place a mechanism to provide mandated funding for mental health services administered to the State's Seriously Mentally Ill (SMI) population for the period of July 1, 2014 through June 30, 2015, and would be in compliance with State statute.

IF DENIED:

The County would have no mechanism in place to provide mandated funding for mental health services administered to the State's Seriously Mentally Ill (SMI) population for the period of July 1, 2014 through June 30, 2015, and would be in violation of State law.

DEPARTMENT NAME: Office of Medical Services

CONTACT PERSON: Sharon Grant TELEPHONE NO.: 243-7842

<p>PIMA COUNTY OFFICE OF MEDICAL SERVICES</p> <p>PROJECT: ADHS 11-297 CONTRIBUTION</p> <p>CONTRACTOR: AZ DEPT OF HEALTH SERVICES (ADHS)</p> <p>CONTRACT NO.: 01-65-A-142181-0709 / CT 12*287 / CT 14*130</p> <p>CONTRACT AMENDMENT NO.: FIVE (5)</p>	<table border="1"> <tr> <th colspan="2">CONTRACT</th> </tr> <tr> <td>NO.</td> <td>CT.OMS-140000000000000000130</td> </tr> <tr> <td>AMENDMENT NO.</td> <td>05</td> </tr> <tr> <td colspan="2">This number must appear on all invoices, correspondence and documents pertaining to this contract.</td> </tr> </table>	CONTRACT		NO.	CT.OMS-140000000000000000130	AMENDMENT NO.	05	This number must appear on all invoices, correspondence and documents pertaining to this contract.	
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ORIG. CONTRACT TERM: 07/01/2009 - 06/30/2010	ORIG. CONTRACT AMOUNT: \$3,064,936.00
TERMINATION DATE PRIOR AMENDMENT: 06/30/14	PRIOR AMENDMENTS: \$12,259,744.00
TERMINATION THIS AMENDMENT: 06/30/2015	AMOUNT THIS AMENDMENT: \$3,064,936.00
	REVISED CONTRACT AMT: \$18,389,616.00

**AMENDMENT No. 5
INTERGOVERNMENTAL AGREEMENT**

WHEREAS, COUNTY and ARIZONA DEPARTMENT OF HEALTH SERVICES (ADHS) entered into an Intergovernmental Agreement (IGA) for services as referenced above; and

WHEREAS, ADHS and COUNTY have agreed pursuant to Article I – Term to extend the term of this agreement for a period of one year; and

WHEREAS, ADHS and COUNTY, pursuant to Article 3 – Funding, have agreed to increase the amount of the Agreement to allow continued funding for the integration of the statewide behavioral health system during the extended term of the Agreement;

NOW, THEREFORE, it is agreed as follows:

CHANGE: ARTICLE I - TERM:

From: 1.1 This Agreement shall become effective on July 1, 2009 and shall continue through June 30, 2014, unless further extended or sooner terminated pursuant to the provisions of this Agreement. The Funding Provisions established herein for the period of July 1, 2013 through June 30, 2014 are operative effective July 1, 2013.

To: 1.1 This Agreement shall become effective on July 1, 2009 and shall continue through June 30, 2015, unless further extended or sooner terminated pursuant to the provisions of this Agreement. The Funding Provisions established herein for the period of July 1, 2014 through June 30, 2015 are operative effective July 1, 2014.

CHANGE: ARTICLE 10 – MISCELLANEOUS, PARAGRAPH 10.9:

From: 10.9 Scrutinized Business Operations – "Pursuant to A.R.S. §§ 35-391.06 and 393.06, each Party hereby certifies that it does not have scrutinized business operations in Iran or Sudan. The submission of a false certification by either Party may result in action up to and including termination of this Agreement.

To: E-Verify Requirements In accordance with A.R.S. § 41-4401, Contractor warrants compliance with all Federal immigration laws and regulations relating to employees and warrants its compliance with Section A.R.S. § 23-214, Subsection A.

ADD: ARTICLE 10 – MISCELLANEOUS, PARAGRAPH 10.10:

Federal Immigration and Nationality Act The Parties shall comply with all federal, state and local immigration laws and regulations relating to the immigration status of their employees during the term of the Contract. Further, each party agrees that, in the event they use subcontractors, they shall flow down this requirement to all subcontractors utilized during the term of the Contract. The State shall retain the right to perform random audits of Contractor and subcontractor records or to inspect papers of any employee thereof to ensure compliance. Should the State determine that the Contractor and/or any subcontractors be found noncompliant, the State may pursue all remedies allowed by law, including, but not limited to; suspension of work, termination of the Contract for default and suspension and/or debarment of the Contractor.

(Remainder of this page left intentionally blank.)

The effective date of this Amendment shall be June 30, 2014.

All other provisions of the Contract, not specifically changed by this Amendment, shall remain in effect and be binding upon the parties.

IN WITNESS THEREOF, the parties have affixed their signatures to this Amendment on the dates written below.

PIMA COUNTY:

Chair, Board of Supervisors

Date

STATE OF ARIZONA:

Rebecca Brier
Signature

Rebecca Brier, Deputy Chief Proc. Officer
Name and Title (Please Print)

4/2/14
Date

ATTEST:

Clerk of Board

Date

Pursuant to A.R.S. §11-952, the undersigned COUNTY's Attorney has determined that this Intergovernmental Agreement is in proper form and is within the powers and authority granted under the laws of Arizona.

Paul J. Rivera
Deputy County Attorney

Attorney General Contract No. P012012000033 which is an Agreement between public agencies, has been reviewed pursuant to A.R.S. §11-952 by the undersigned Assistant Attorney General, who has determined that it is in the proper form and is within the powers granted under the laws of the State of Arizona to those parties to the Agreement represented by the Attorney General.

Patricia LaMagne 3/10/14
Assistant Attorney General

Patricia LaMagne