

RESOLUTION NO. _____

**RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CLARA
DELEGATING AUTHORITY RELATING TO BEHAVIORAL HEALTH
SUBACUTE AND COMMUNITY RESIDENTIAL TREATMENT SERVICES
FOR THE BEHAVIORAL HEALTH SERVICES DEPARTMENT**

WHEREAS, the Behavioral Health Services Department (BHSD) serves as the administrator for the County's Mental Health Plan (MHP) and is obligated to provide or arrange for behavioral health services for beneficiaries under the Short-Doyle Act (SD) and Mental Health Services Act,

WHEREAS, BHSD is required by state and federal law to build a care delivery system that ensures the availability of behavioral health services to meet timely access and network adequacy standards for beneficiaries;

WHEREAS, BHSD has conducted extensive fiscal and operational planning for the implementation of payment reform including engagement with County-contracted providers;

WHEREAS, in February 2022 the Board of Supervisors declared mental health and substance use as a public health crisis in Santa Clara County;

WHEREAS, the Board of Supervisors committed the County to expanding the investments it has already made in behavioral health and to growing the services it provides in order to address and alleviate this crisis, including by assuring sufficient treatment facilities and supportive housing are available across a continuum of care, reducing delays in access to care, and adopting new County-wide response strategies that prioritize comprehensive, collaborative, and holistic planning in which all stakeholders are at the table and can take organized and swift action;

WHEREAS, the Board of Supervisors desires to ensure that BHSD may effectively contract for behavioral health services.

NOW, THEREFORE, BE IT RESOLVED, the Board of Supervisors of the County of Santa Clara delegates authority to the County Executive, or designee, for a period beginning July 1, 2024, and ending June 30, 2029, to negotiate and execute, amend, or terminate agreements with behavioral health service contracted providers totaling in the aggregate an amount not to exceed Forty-Six Million dollars (\$46,000,000) per Fiscal Year;

BE IT FURTHER RESOLVED that the Board of Supervisors of the County of Santa Clara delegates authority to the County Executive, or designee to negotiate and execute, amend, or terminate agreements and amendments required to provide placement and treatment services for individuals with behavioral health needs in treatment facilities, which include but are not limited to the following:

- a. Subacute care facilities, which include:
 - i. Mental Health Rehabilitation Centers (MHRC),

- ii. Skilled Nursing Facilities (SNF).
- b. Community residential treatment facilities, which include:
 - i. Residential Care Facilities (RCF),
 - ii. Adult Residential Treatment facilities (ART),

BE IT FURTHER RESOLVED that the County Executive, or designee, will enter into the aforementioned agreements following approval by County Counsel as to form and legality, and approval by the Office of the County Executive;

BE IT FURTHER RESOLVED that under this delegation, the County Executive, or designee, may execute agreements until June 30, 2029, and the term of such agreements made under this delegation of authority may exceed the expiration date of the delegation.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Clara, State of California, on _____ by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

SUSAN ELLENBERG, President
Board of Supervisors

Signed and certified that a copy of this document has been delivered by electronic or other means to the President, Board of Supervisors.

ATTEST:

CURTIS BOONE
Acting Clerk of the Board of Supervisors

APPROVED AS TO FORM AND LEGALITY:



Deputy County Counsel
Megan Wheelahan