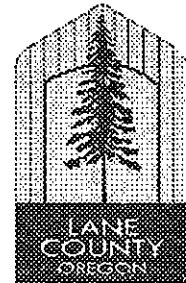


**AGENDA COVER MEMO**

AGENDA DATE: April 9, 2003  
TO: Board of County Commissioners  
DEPARTMENT: Health & Human Services  
PRESENTED BY: Rob Rockstroh



AGENDA TITLE: IN THE MATTER OF ACCEPTING AMENDMENT #3 TO THE INTERGOVERNMENTAL AGREEMENT #90550 WITH THE OREGON DEPARTMENT OF HUMAN SERVICES (DHS) OFFICE OF CHILDREN, ADULTS, AND FAMILIES IN THE AMOUNT OF \$160,441.58 FOR PUBLIC HEALTH NURSE SERVICES FOR THE PERIOD OF MAY 1, 2003 THROUGH JUNE 30, 2005.

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**I. MOTION**

TO ACCEPT AMENDMENT #3 TO THE INTERGOVERNMENTAL AGREEMENT #90550 WITH THE OREGON DEPARTMENT OF HUMAN SERVICES (DHS) OFFICE OF CHILDREN, ADULTS, AND FAMILIES IN THE AMOUNT OF \$160,441.58 FOR PUBLIC HEALTH NURSE SERVICES FOR THE PERIOD OF MAY 1, 2003 THROUGH JUNE 30, 2005.

**II. ISSUE OR PROBLEM**

The Lane County Department of Health & Human Services has received an amendment to an intergovernmental agreement for public health nurse services from the Oregon DHS office for Children, Adults, and Families. This amendment exceeds 20 percent of the original agreement amount, and therefore, exceeds the County Administrator's authority to sign.

**III. DISCUSSION****A. Background / Analysis**

The agreement for public health nurse services is currently in place in the Lane County Department of Health & Human Services. The agreement provides funding to support a public health nurse for the Family Support Team Project.

The Family Support Team Project is a multi-agency project composed of a child welfare social service specialist, a substance abuse specialist, and a public health nurse. This project is a model to provide integrated services to families within Lane County. The funding support for the last fiscal year was \$65,876.04. The current financial support for this project extends through April 30, 2003 and totals \$60,067. Amendment #3 adds \$12,001 for the months of May and June bringing the annual total to \$72,006.48. The cost for the position is \$79,058 per year. This is a loss of \$7,052 per year which has been covered with county general funds. The amendment also forwards funding for the periods from July 1, 2003 through June 30, 2005. The total amount added is \$160,441.58. This is beyond the 20 percent signatory limitation imposed by Lane Manual 21.270. Therefore, the Board must authorize the County Administrator to sign the amendment.

The funds in this amendment were appropriated in the adopted budget.

**B. Alternatives / Options**

1. To accept the order and authorize the County Administrator to sign the amendment.
2. Not to accept number one above. This will result in the loss of revenue to support one nurse position in public health.

**C. Recommendation**

To authorize the County Administrator to sign the amendment.

**D. Timing**

Actions to implement this change will take place as soon as the Board has acted.

**IV. IMPLEMENTATION**

Upon approval by the Board, the amendment will be forwarded for signature.

**V. ATTACHMENTS**

Board Order  
Attachment A – IGA 90550 Amendment #3

**THE BOARD OF COUNTY COMMISSIONERS, LANE COUNTY, OREGON**

**ORDER:**            ) IN THE MATTER OF ACCEPTING AMENDMENT #3 TO THE  
                      ) INTERGOVERNMENTAL AGREEMENT #90550 WITH THE  
                      ) OREGON DEPARTMENT OF HUMAN SERVICES (DHS) OFFICE  
                      ) OF CHILDREN, ADULTS, AND FAMILIES IN THE AMOUNT OF  
                      ) \$160,441.58 FOR PUBLIC HEALTH NURSE SERVICES FOR THE  
                      ) PERIOD OF MAY 1, 2003 THROUGH JUNE 30, 2005.

WHEREAS, the Board of County Commissioners is recognized as the local public health authority; and

WHEREAS, the Board of County Commissioners has accepted revenues pursuant to the 2001-2003 Intergovernmental Agreement with the Oregon Department of Human Services (DHS) ; and

WHEREAS, Amendment #3 forwards \$160,441.58 in additional funding for nursing services supported by the agreement and extends it through June 30, 2005; and

WHEREAS, the Lane Manual 21.147(4) states that the County Administrator is delegated authority to execute intergovernmental agreement amendments based upon the original dollar amount; and

WHEREAS, the total of this amendment exceeds 20 percent of the original contract amount.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Board of County Commissioners accept Amendment #3 to the Intergovernmental Agreement #90550 with the Oregon Department of Human Services, Office of Children, Adults, and Families; and

IT IS FURTHER ORDERED that the Board of County Commissioners authorize the County Administrator to sign for acceptance of the amendment.

DATED this \_\_\_\_\_ day of April 2003.

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Peter Sorenson, Chair  
Board of County Commissioners

APPROVED AS TO FORM  
Date 4/1/03 lane county  
[Signature]  
OFFICE OF LEGAL COUNSEL

**Contract No. 90550-3**

**Date: March 6, 2003**

**STATE OF OREGON  
INTERGOVERNMENTAL AGREEMENT**

**AMENDMENT NO. 3**

In compliance with the Americans with Disabilities Act, this document is available in alternate formats such as Braille, large print, audio tape, oral presentation and electronic format. To request an alternate format call the State of Oregon, Department of Human Services, Contracts and Procurement Unit at (503) 945-5818 or TTY (503) 945-5928.

AMENDMENT OF AGREEMENT NO. 90550 dated February 9, 2001 between the State of Oregon, Department of Human Services, hereinafter referred to as the "Department," and

**Lane County  
125 E. 8<sup>th</sup> Avenue  
Eugene, OR 97401**

hereinafter referred to as the "Agency."

1. This is Amendment No. 3 to original Agreement No. 90550. This Amendment No. 3 shall become effective on the date it has been signed by every party hereto.
2. The purpose of Amendment No. 3 is to extend the term of the Agreement and to add funds to the Agreement. The Department's supervising representative for this Amendment No. 3 is Jay Wurscher.

3. Agreement No. 90550 between the Department and Agency shall be amended as follows. Unless the content of the specific revision makes it otherwise clear, [the language to be deleted is bracketed], **the new language is in bold type and underlined.**

- A. Agreement face sheet, "Effective Date and Duration," second sentence, is revised as follows:

This Agreement shall expire, unless otherwise terminated or extended, on [April 30, 2003] **June 30, 2005.**

- B. Agreement face sheet, "Consideration," is revised as follows:

Department agrees to pay Agency an amount not to exceed [\$142,009.87] **\$302,451.45** for accomplishment of the work, including any allowable expenses. Interim payments shall be made to Agency as outlined in the Agreement document entitled SCHEDULE.

- C. The Schedule, Section B, "Consideration," subsection 1, is revised as follows:

As consideration for the services provided by the Agency for the period beginning April 9, 2001 and ending [April 30, 2003] **June 30, 2005**, the Department will pay to the Agency, by check(s), an amount not to exceed [\$142,009.87] **\$302,451.45.**

- A. From April 9, 2001 through September 30, 2002 the rate is \$5,489.67 per month.

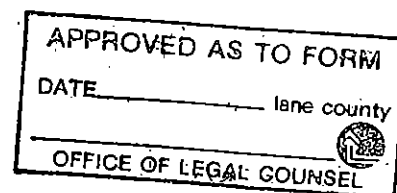
- B. From October 1, 2002 through [April 30, 2003] **June 30, 2005**, the rate is \$6,170.83 per month.

4. Except as expressly amended above, all other terms and conditions of this Agreement remain unchanged and are in full force and effect. Agency certifies that the representations, warranties, and certifications contained in the original Agreement are true and correct as to the effective date of this Amendment and with the same effect as though made at the time of this Amendment.

5. The individual signing this Amendment on behalf of the Agency hereby certifies and swears under penalty of perjury that he or she is authorized to act on behalf of Agency, that he or she has authority and knowledge regarding Agency's payment of taxes, and that to the best of his or her knowledge, Agency is not in violation of any Oregon tax laws. For purposes of this certification, "Oregon tax laws" means those programs listed in ORS 305.380(4), including without limitation, the state inheritance tax, personal income tax, withholding tax, corporation income and excise taxes, amusement device tax, timber taxes, cigarette tax, other tobacco tax, 9-1-1 emergency communications tax, the elderly rental assistance program, and local taxes administered by the Department of Revenue (Lane Transit District Self-Employment Tax, Lane Transit District Employer Payroll Tax, Tri-Metropolitan Transit District Employer Payroll Tax, and Tri-Metropolitan Transit District Self-Employment Tax).

6. **SIGNATURES:**

**AGENCY:**



By: \_\_\_\_\_  
Authorized Representative Date

**DEPARTMENT OF HUMAN SERVICES,  
Children, Adults and Families:**

By: \_\_\_\_\_  
Authorized Representative Date

**Approved as to Legal Sufficiency/Oregon Department of Justice:**

By: *John A. White* *3/10/03*  
Assistant Attorney General Date

**Reviewed/Contracts and Procurement Unit, DHS:**

By: \_\_\_\_\_  
Contracts Coordinator Date