

1997 - 2

**Resolution to Amend the Agreement for the
Community Mental Health Board of
Clinton-Eaton-Ingham Counties**

WHEREAS the Agreement for the Community Mental Health Board of Clinton-Eaton-Ingham Counties, as amended in 1990, contains the formula by which the annual county contribution to the Community Mental Health Board, is allocated between the three counties; and

WHEREAS the Tri-County Funding Committee, made up of commissioners from each county and the three County Controllers, has developed a revised cost sharing formula for use in Fiscal Year 1997 and subsequently; and

WHEREAS the funding formula agreed upon by the Tri-County Funding Committee represents a change from that contained in the Agreement.

THEREFORE BE IT RESOLVED that the Agreement be amended by the second amendment to the Agreement for the Community Mental Health Board of Clinton-Eaton-Ingham Counties, replacing Section I(a) of the first Amendment with the following: effective October 1, 1996.

Funding

a) The percentage of the total county funding request to be borne by each county shall be determined by the Clinton-Eaton-Ingham Community Mental Health Board (CEI), based upon the average of the quantity of services provided to the residents of each county over a number of periods. The periods used in deriving this average differ for FY 1997, 1998, 1999, and subsequent years.

Fiscal Year 1997 Request: The Fiscal Year 1997 request (fiscal year as determined by the county) allocation percentages will be derived from the average of service allocation data for CEI's 1994 and 1995 fiscal years (October through September) and from six months of data for CEI's 1996 fiscal year.

The cost allocation percentages for six months of CEI's 1996 fiscal year will be based upon the volume of services used by the residents of each county and the cost of those services, by service type and client category.

The cost allocation percentages for the FY 1994 and 1995 will be derived using the methods outlined in the First Amendment to the Agreement (the amendment in effect prior to the Second Amendment). This method called for two cost allocation methods - corresponding to two broad

service categories. The cost of all administrative functions and outpatient services will be allocated based on the population of the three counties as determined by the most recent projections of the Tri-County Regional Planning Commission. The costs of all other services will be allocated based on the number of residents of each county receiving these services.

Fiscal Year 1998 Request: The Fiscal Year 1998 request (fiscal year as determined by the county) allocation percentages will be derived from the average of service allocation data for CEI's 1994, 1995, and 1996 fiscal years (October through September).

The cost allocation percentages for CEI's 1996 fiscal year will be based upon the volume of services used by the residents of each county and the cost of those services, by service type and client category.

The cost allocation percentages for the FY 1994 and 1995 will be derived using the methods outlined in the First Amendment to the Agreement (the amendment in effect prior to the Second Amendment). This method called for two cost allocation methods - corresponding to two broad service categories. The cost of all administrative functions and outpatient services will be allocated based on the population of the three counties as determined by the most recent projections of the Tri-County Regional Planning Commission. The costs of all other services will be allocated based on the number of residents of each county receiving these services.

Fiscal Year 1999 Request: The Fiscal Year 1999 request (fiscal year as determined by the county) allocation percentages will be derived from the average of service allocation data for CFI's 1995, 1996, and 1997 fiscal years (October through September).

The cost allocation percentages for CEI's 1996 and 1997 fiscal years will be based upon the volume of services used by the residents of each county and the cost of those services, by service type and client category.

The cost allocation percentages for Fiscal Year 1995 will be derived using the methods outlined in the First Amendment to the Agreement (the amendment in effect prior to the Second Amendment). This method called for two cost allocation methods - corresponding to two broad service categories. The cost of all administrative functions and outpatient services will be allocated based on the population of the three counties as determined by the most recent projections of the Tri-County Regional Planning Commission. The costs of all other services will be allocated based on the number of residents of each county receiving these services.

Fiscal Year 2000 and Subsequent Year's Request: The Fiscal Year 2000 request and those of subsequent years (fiscal year as determined by the county) allocation percentages will be derived from the average of service allocation data for the three most recent and completed CEI fiscal years (October through September).

The cost allocation percentages for all three fiscal years will be based upon the volume of services used by the residents of each county and the cost of those services, by service type and client category.

Residency is determined using the following county of liability definition. The liable county is a person's county of residence when he or she last lived independently. (A person living with his or her family is considered to be living independently. A person living in an adult foster care home, hospital, nursing home, or jail is not considered to be living independently). This county remains the county of liability until an independent living situation is reestablished or at the time that the liable CMH, through an agreement with another CMH, changes the county of liability.

In the event, for any given year, the three counties' contributions vary from the formula here agreed upon, CEI shall use the proportionately greater amount received from a county or counties, including all state money received as a match for the proportionately greater amount, to serve only residents of the county or counties whose contributions were greater than that here agreed upon. In the event that any county does not appropriate its share as determined by the aforesaid method, services to that county shall be reduced by a quantity equal to the differences between the cost of the actual appropriation and the appropriation determined by the aforesaid method. Further, CEI shall identify a priority of services which shall be cut in this instance and inform the under appropriating county of such planned service reductions.

The service and associated cost data used in the cost allocation formulas shall reflect only those services provided in accordance with the funding pattern for the periods from which the data are drawn. Services provided over and above those tied to the funding pattern, as a result of a county contributing more than the proportion called for by the formula, shall not be used in determining the cost allocation base.

**SECOND AMENDMENT TO THE AGREEMENT
FOR THE COMMUNITY MENTAL HEALTH BOARD
OF CLINTON-EATON AND INGHAM COUNTIES**

THIS AGREEMENT made and entered this **first day of October, 1996**, by and among each of the Board of Commissioners of Clinton, Eaton, and Ingham Counties (hereinafter referred to as "Clinton, Eaton and Ingham")

WITNESSETH:

WHEREAS, the parties hereto entered into an Agreement dated January 25, 1982; under the authority of the Mental Health Code, Act 268 of Public Acts of 1974, as amended and under the Urban Cooperation Act, Act 7 of the Public Acts of 1967, extra session, as amended and under Article 7 Section 28 of the Michigan Constitution of 1963; and

WHEREAS, the parties amended that agreement on November 13, 1990, and

WHEREAS, the parties hereto desire to amend said Agreement in certain respects, replacing Section I(a) of the first Amendment with the following:

Funding

a) The percentage of the total county funding request to be borne by each county shall be determined by the Clinton-Eaton-Ingham Community Mental Health Board (CEI), based upon the average of the quantity of services provided to the residents of each county over a number of periods. The periods used in deriving this average differ for FY 1997, 1998, 1999, and subsequent years.

Fiscal Year 1997 Request: The Fiscal Year 1997 request (fiscal year as determined by the county) allocation percentages will be derived from the average of service allocation data for CEI's 1994 and 1995 fiscal years (October through September) and from six months of data for CEI's 1996 fiscal year.

The cost allocation percentages for six months of CEI's 1996 fiscal year will be based upon the volume of services used by the residents of each county and the cost of those services, by service type and client category.

The cost allocation percentages for the FY 1994 and 1995 will be derived using the methods outlined in the First Amendment to the Agreement (the amendment in effect prior to the Second Amendment). This method called for two cost allocation methods - corresponding to two broad service categories. The cost of all administrative functions and outpatient services will be allocated based on the population of the three counties as determined by the most recent projections of the Tri-County Regional Planning Commission. The costs of all other services will be allocated based on the number of residents of each county receiving these services.

Fiscal Year 1998 Request: The Fiscal Year 1998 request (fiscal year as determined by the county) allocation percentages will be derived from the average of service allocation data for CEI's 1994, 1995, and 1996 fiscal years (October through September).

The cost allocation percentages for CEI's 1996 fiscal year will be based upon the volume of services used by the residents of each county and the cost of those services, by service type and client category.

The cost allocation percentages for the FY 1994 and 1995 will be derived using the methods outlined in the First Amendment to the Agreement (the amendment in effect prior to the Second Amendment). This method called for two cost allocation methods - corresponding to two broad service categories. The cost of all administrative functions and outpatient services will be allocated based on the population of the three counties as determined by the most recent projections of the Tri-County Regional Planning Commission. The costs of all other services will be allocated based on the number of residents of each county receiving these services.

Fiscal Year 1999 Request: The Fiscal Year 1999 request (fiscal year as determined by the county) allocation percentages will be derived from the average of service allocation data for CFI's 1995, 1996, and 1997 fiscal years (October through September).

The cost allocation percentages for CEI's 1996 and 1997 fiscal years will be based upon the volume of services used by the residents of each county and the cost of those services, by service type and client category.

The cost allocation percentages for Fiscal Year 1995 will be derived using the methods outlined in the First Amendment to the Agreement (the amendment in effect prior to the Second Amendment). This method called for two cost allocation methods - corresponding to two broad service categories. The cost of all administrative functions and outpatient services will be allocated based on the population of the three counties as determined by the most recent projections of the Tri-County Regional Planning Commission. The costs of all other services will be allocated based on the number of residents of each county receiving these services.

Fiscal Year 2000 and Subsequent Year's Request: The Fiscal Year 2000 request and those of subsequent years (fiscal year as determined by the county) allocation percentages will be derived from the average of service allocation data for the three most recent and completed CEI fiscal years (October through September).

The cost allocation percentages for all three fiscal years will be based upon the volume of services used by the residents of each county and the cost of those services, by service type and client category.

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In the event, for any given year, the three counties' contributions vary from the formula here agreed upon, CEI shall use the proportionately greater amount received from a county or

counties, including all state money received as a match for the proportionately greater amount, to serve only residents of the county or counties whose contributions were greater than that here agreed upon. In the event that any county does not appropriate its share as determined by the aforesaid method, services to that county shall be reduced by a quantity equal to the differences between the cost of the actual appropriation and the appropriation determined by the aforesaid method. Further, CEI shall identify a priority of services which shall be cut in this instance and inform the under appropriating county of such planned service reductions.

The service and associated cost data used in the cost allocation formulas shall reflect only those services provided in accordance with the funding pattern for the periods from which the data are drawn. Services provided over and above those tied to the funding pattern, as a result of a county contributing more than the proportion called for by the formula, shall not be used in determining the cost allocation base.

The persons signing this Amendment hereby verify with their signatures that they are authorized to execute this Agreement pursuant to the appropriate county board of commissioner resolution.

CLINTON COUNTY

Richard Hawks, Chairperson
Clinton County Board of Commissioners

Diane Zuker, County Clerk