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MEMORANDUM

TO: Members of City Council's Safety, Housing, Education & Homelessness Committee

FROM: T. Shaun Sullivan, Jessica Brody, and Nicole D. Franklin, Assistant City Attorneys

DATE: October 12, 2016

SUBJECT: Fiscal Year 2017 Amendment to the Amended and Restated Operating Agreement between the City and County of Denver and Denver Health and Hospital Authority

Denver Health and Hospital Authority (the "Authority") was statutorily created in 1997 as a political subdivision of the state. It absorbed Denver General Hospital and the medical service functions of the former Denver Department of Health and Hospitals.

The City and County of Denver (the "City") retained its regulatory functions and certain public health functions vested in the Department of Environmental Health. The Authority and the City entered into an Operating Agreement setting forth the services that the Authority provides to the City and that the City provides to the Authority. The parties amend the Operating Agreement and its appendices annually to adjust and provide funding for the next fiscal year, as well as to make any necessary modifications to the agreement.

Services are divided into Core Services, which the City must purchase from the Authority, Non-Core Services, which the City may purchase from the Authority, and Services provided by the City to the Authority. The services are outlined below.

I. Body of the Operating Agreement.

This year's amendment includes one substantive change to the body of the agreement. Specifically, Section 4.1 will standardize invoicing and payment provisions for services in Appendices A and B to address recommendations from the Auditor's February 2016 Audit Report of the Operating Agreement, and to streamline operations.

II. Core Services Supplied by the Authority to the City (Appendix A).

A-1 Patient Care Services

- Provides funding for care of the medically indigent.

A-2 Emergency Medical Services

- Provides funding for health care services relating directly or indirectly to a sudden, unforeseen onset of illness or accidental bodily injury, including, without limitation, ambulance and other transport services and participation in the City's "911" access system for medical emergencies and other similar services.

A-3 Public Health Services

- Provides funding for certain public health services related to the medical investigation of disease, medical recommendations to the City for disease control and the providing of disease control (including clinics), and the administration of vital records and the maintenance of vital statistics.
- Adds a provision for a new shared full-time equivalent (FTE) Director of Epidemiology and Informatics to promote and help establish expertise for the City in the capture and use of health information to support decision-making.

A-4 Denver CARES

- Provides funding for management, clinical and related services for short-term residential and nonresidential detoxification facilities for alcohol abuse, including transportation and treatment services, to be provided at the Denver CARES facility.
- Adds a provision for the City to fund a new emergency services patrol ("ESP) van in 2017.

A-5 Substance Treatment Services

- Provides substance abuse treatment services and testing on residential and outpatient basis.

A-6 Medical Services for Prisoners at Denver Health and Hospital Authority

- Provides funding for correctional health care series to the City's prisoner population.

A-7 Denver Health Medical Plan

- Outlines the Authority's Denver Health Medical Plan, a coordinated system of health care that provides comprehensive health services to all eligible classes or employees of the City who enroll in the Plan, and the City employee healthcare opinion survey.

A-8 Rocky Mountain Poison and Drug Consultation Services

- Provides funding for poison control and drug consultation services, including but not limited to toxicology information and treatment recommendations to consumer and health care professionals for poisoning, consultation to the public and health care professionals and public and professional education.

A-9 Clinical and Laboratory Services for the City’s Department of Environmental Health

- Provides funding for pathology and laboratory services.

III. Non-Core Services Supplied by the Authority to the City (Appendix B).

B-1 Center for Occupational Safety and Health (COSH) and Workers’ Compensation Triage Line (OUCH Line)

- Provides high quality medical care to injured workers in an efficient, cost-effective manner, enabling employees to recover from their injury and return to work as soon as medically reasonable.

B-2 NurseLine Services

- Provides funding for medical triage services including, but not limited to nurse medical triage, physician medical triage, medical information, and resource referral information to medically indigent citizens of the City.

B-3 Acute and Chronic Health Care at Denver County Jail and Downtown Detention Center

- Provides funding for onsite health services at the Denver County Jail (“DCJ”) and the Downtown Detention Center (“DDC”).
- Adds a provision for the City to fund two full-time equivalent (“FTE”) clerk positions limited through 2019, and for electronic medical records consultant services.

B-4 Denver Department of Human Services (Child Welfare)

- Provides funding for child abuse and neglect medical evaluations, medical passport services, nursing health assessment triage for families, nurse home visitors and training for the City’s Child Welfare division.

B-6 Marijuana Research

- Provides funding to monitor the health impacts of marijuana use in the City.

B-5 Head Start Medical Services

- Provides certain medical services to children participating in the City’s Head Start program.

B-7 Miscellaneous Services

- SANE
 - Provides funding for examinations of victims of sexual assault.
- Expert Witness
 - Provides funding for expert witness services for court and other formal hearings.
- Competency Examination
 - Provides funding for evaluations or other investigative reports to determine competency as requested by the County Court.
- Blood Alcohol Draws

- Provides funding for blood alcohol testing for individuals brought in by the City's law enforcement officers.
- Park Hill
 - Provides partial funding for the land acquisition and construction of the Park Hill Clinic.
- South Westside Clinic
 - Provides partial funding for the construction of the Southwest Family Health Center.
- At-risk Intervention and Mentoring (AIM) Program
 - Provides funding for a violence intervention program based on a trauma-informed care model of intervening with youth when they present to the emergency department for care related to violence.

IV. Services Supplied by the City to the Authority (Appendix C).

C-I Career Service Authority

- Provides funding for Authority employees who elect to remain with the City as Career Service employees, and the accompanying services.

C-II Department of Finance

- Provides funding for separation audits and payroll services.
- Provides funding for weekday pickup of check and cash deposits by armored courier services.

C-III Department of Law

- Provides attorney services as requested and needed to defend any employment related grievance, claim, suit or other proceeding.

C-IV Workers' Compensation

- Provides workers' compensation insurance and administration for the Authority's CSA employees who choose to remain in the City's Career Service system.

C-V Technology Services

- Provides funding for programming, maintenance and repair services for the Authority's EMS radios and accessories, as requested by the Authority.

C-VI Denver Police Department

- Provides funding for traffic accident reports, and an officer to the Authority's emergency department to prevent crime and preserve peace.

C-VII Denver Sheriff Department

- Provides funding for prisoner security services in the Correctional Care Medical Facility ("CCMF") on an as needed basis for prisoners of other facilities.

C-VIII Vehicle Fueling and Maintenance Services

- Provides vehicle-fueling services for the Authority’s vehicle fleet.

C-IX Denver 911-EMS Universal Call Taker

- Provides funding for a universal call taker system for emergency medical services (“EMS”) between the City and the Authority.

C-X The Authority’s MBE/WBE Program

- Provides funding for administrative support services to the assist the Authority in the operation of their MBE/WBE program.

C-XI 911 Call Center Lease

- Separate agreement.

C-XII Department of Safety

- Provides funding for a shared emergency management response system (“EMRS”) data analyst.

V. Key Contract Terms.

The ordinance will approve an amendment of an intergovernmental agreement between the City and the Authority. The amendment will reflect new funding levels and other necessary adjustments for 2017.

- a. *Vendor/Contractor name:* Denver Health & Hospital Authority.
- b. *Contract Control Number:* CE60436-28.
- c. *City’s Contract Manager:* Robert McDonald (contact persons: Robert McDonald and Laurel Delmonico).
- d. *Was this contractor selected by competitive process?* No-amendment to intergovernmental agreement.
- e. *Duration:* 12 months.
- f. *Renewal terms:* Renegotiated every year.
- g. *Scope of Services with performance benchmarks:* Contract has separate appendices for each type of service.
- h. *Purpose/Benefit:* The Authority provides medical services to Denver residents and City agencies. The City provides some services to the Authority.
- i. *Termination by City or Contractor:* The dispute resolution process outlined in Amended and Restated Operating Agreement; subject to amendment annually.
- j. *WBE/MBE/DBE commitments:* Yes.
- k. *Location(s):* DHS, DHHA facilities, County Jail, Downtown Detention Center and DEN.
- l. *Affected Council District:* All Council districts.