

ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor’s Legislative Team at MileHighOrdinance@DenverGov.org by 3:00pm on Monday. Contact the Mayor’s Legislative team with questions

Date of Request: 7/29/19

Please mark one: Bill Request or Resolution Request

1. Type of Request:

- Contract/Grant Agreement Intergovernmental Agreement (IGA) Rezoning/Text Amendment
 Dedication/Vacation Appropriation/Supplemental DRMC Change
 Other:

2. Title: (Start with approves, amends, dedicates, etc., include name of company or contractor and indicate the type of request: grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.)

Approves a contract with Caring For Denver Foundation through 12-31-23 to administer the Caring for Denver Fund to increase mental health and substance use disorder prevention, treatment, recovery, and harm reduction services, citywide (ENVHL-201951262-00).

3. Requesting Agency: Department of Public Health & Environment

4. Contact Person:

Table with 2 columns: Contact person with knowledge of proposed ordinance/resolution and Contact person to present item at Mayor-Council and Council. Rows include Name, Email, and Phone for Will Fenton/Lisa Straight.

5. General description or background of proposed request. Attach executive summary if more space needed:

At the general municipal election on November 6, 2018, voters approved a sales and use tax increase of one-quarter of one percent for the purpose of funding the Caring for Denver Fund to increase mental health and substance use disorder prevention, treatment, recovery, and harm reduction services available in the City.

Use of Funds: DDPHE is listed as the expending authority in the ordinance and administers the funds to the non-profit. Funds must be used for Mental Health services in Denver as outlined in the ordinance:

- Mental health services and treatment for children and adults;
suicide prevention programs;
opioid and substance use disorder prevention, treatment and recovery programs; and/or
housing and case management services to reduce homelessness, improve long-term recovery and reduce the costly use of jails and emergency rooms for those with mental health and substance use disorder needs.
Specific City Allocation.
At least 10% of the Caring for Denver Tax revenue in any year shall be directed to the City, as decided by the Board, for the following purposes:
Funding for a facility and staffing to create alternatives to jail for people with mental health and/or substance use disorder needs;

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- fully funding a co-responder program for mental health experts to ride along with Denver police; and
- training for first responders, including paramedics and fire response, on how to properly assess and handle people with mental health and/or substance use disorder needs.
- Additional 10% City Allocation. In addition to the 10% specified in the Ordinance for the first two years, an additional 10% of Caring for Denver Tax revenue shall be directed to the City for “Developing,” which may include, but is not limited to, planning, design, purchase of real estate, renovation, and or capital construction related to the establishment or expansion of a facility that creates alternatives to jail for people with mental health and/or substance use disorder needs.

About Caring for Denver

- Non-profit that will be the spending agency and will serve as an instrumentality of the Department (DDPHE).
- Board Composition: The non-profit corporation's board of directors shall be composed of thirteen (13) members appointed in the following fashion:
 - The mayor of Denver shall appoint the following members:
 1. The executive director of Denver’s Department of Public Health and Environment or his or her designee;
 2. The executive director of Denver’s Department of Human Services or his or her designee;
 3. The Denver City Attorney or his or her designee;
 4. The chief executive officer of the community mental health center in Denver, as designated by the Colorado Department of Human Services Office of Behavioral Health, or his or her designee;
 5. The chief executive officer of the Denver Health and Hospital Authority or his or her designee;
 6. The Denver District Attorney or his or her designee.
 - The Denver District Attorney shall appoint the following members:
 7. A representative of the juvenile justice system;
 8. A person who has experienced a mental health need or substance use disorder who has been involved in the criminal justice system or a person 5 who has advocated for those with mental health needs or substance use disorders in the criminal justice system.
 - The president of the Denver City Council shall appoint the following members:
 9. A person who has experienced, or is in recovery from, a mental health or substance use disorder.
 10. A mental health or substance use treatment provider;
 11. A person with expertise in child and youth mental health services;
 12. A representative of commercial business interests in the City & County of Denver with an interest in mental health or substance use disorders;
 13. A person with experience addressing the mental and/or substance use needs of underserved populations.

6. City Attorney assigned to this request (if applicable):

Lee Zarzecki

7. City Council District: Citywide

8. **For all contracts, fill out and submit accompanying Key Contract Terms worksheet**

Key Contract Terms

**Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):
Professional Services**

Vendor/Contractor Name:
Caring for Denver Foundation

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Contract control number: ENVHL-201951262-00

Location: Caring For Denver is located at 1515 Arapahoe Street, Tower 3, Suite 100, Denver, Colorado 80202

Is this a new contract? Yes No **Is this an Amendment?** Yes No **If yes, how many?** _____

Contract Term/Duration (for amended contracts, include existing term dates and amended dates):
August 1, 2019 – Dec 31, 2023

Contract Amount (indicate existing amount, amended amount and new contract total):

Maximum Obligation of the City. The City shall have no obligation under this Agreement to make distributions to CFD which exceed the amount actually collected and paid into the Treasury of the City and County of Denver. The Executive Director shall request an appropriation for the purposes of this Agreement each year, aligned with the City’s budget calendar, based upon the estimated receipts of the Caring for Denver Tax.

The financial obligations of the City under this Agreement shall extend only to monies appropriated for the purpose of this Agreement by Denver City Council, paid into the City Treasury, and encumbered for the purposes of this Agreement. CFD acknowledges that the City does not by this Agreement irrevocably pledge present cash reserves for distributions in future fiscal years, and that this Agreement is not intended to create a multiple-fiscal year direct or indirect debt or financial obligation against the City.

CFD will participate in the City’s annual budget process through DDPHE as appropriate to estimate the following fiscal year’s revenue and expenditures and agree upon an annual spending plan. The annual spending plan shall adhere to the spending limitations outlined in the Ordinance.

<i>Current Contract Amount</i> (A)	<i>Additional Funds</i> (B)	<i>Total Contract Amount</i> (A+B)
<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
8-1-2019 – 12-31-2023		

Scope of work: To administer tax revenue dollars for mental health services in the City and County of Denver

Was this contractor selected by competitive process? No **If not, why not?** There are no other non-profits that meet the requirements included in the Ordinance at this time.

Has this contractor provided these services to the City before? Yes No

Source of funds:

Is this contract subject to: W/MBE DBE SBE XO101 ACDBE N/A

WBE/MBE/DBE commitments (construction, design, Airport concession contracts):

Who are the subcontractors to this contract?
Unknown at this time.

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