

COUNCIL RESOLUTION NO. 15-45

1 A RESOLUTION ESTABLISHING THE BUTTE-SILVER BOW MENTAL HEALTH
2 LOCAL ADVISORY COUNCIL AND PROVIDING FOR AN EFFECTIVE DATE
3 HEREIN.

4 WHEREAS, the Chief Executive, with the advice and consent of
5 the Council of Commissioners has the authority to
6 appoint boards, commissions or authorities pursuant
7 to Section 4.02(13) of the City County of Butte-
8 Silver Bow's (BSB) Charter"; and

9 WHEREAS, Section 53-21-702 MCA, provides that the State of
10 Montana Department of Public Health and Human
11 Services (DPHHS), as part of the development of a
12 system of mental health care, shall provide for
13 local advisory councils that shall meet and report
14 on a regular basis with a DPHHS advisory council;
15 and

16 WHEREAS, pursuant to Section 53-21-702 MCA, the Council
17 believes it is in the best interest of the community
18 of BSB to establish a Butte-Silver Bow Mental
19 Health Local Advisory Council (hereafter "BSB-
20 MHLAC"), who shall report to the Mental Health
21 Oversight Advisory Council (MHOAC) as part of the
22 statewide mental health care system; and

1 WHEREAS, the BSB-MHLAC will also collaborate with the
2 Service Area Authorities (SSA), entities
3 incorporated to collaborate with DPHHS in planning,
4 implementation and evaluation of regional public
5 mental health care pursuant to 53-21-1013, MCA; and

6 WHEREAS, the establishment of the BSB-MHLAC will enable the
7 active support and participation by BSB in
8 improving public mental health services.

9 NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF COMMISSIONERS
10 OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA;

11 SECTION 1: That the Butte-Silver Bow Council of
12 Commissioners hereby establishes the BSB-
13 MHLAC.

14 SECTION 2: That the Council of Commissioners determines
15 that the BSB-MHLAC shall be comprised of not
16 more than 23 voting members (aka Board
17 Members) to be appointed by the Butte-Silver
18 Bow Chief Executive, confirmed by the Council
19 of Commissioners, and serve at the pleasure of
20 the Chief Executive.

21 SECTION 3: That the BSB-MHLAC shall consist of at least
22 fifty (50%) percent of individuals with lived
23 experience of mental illness and/or family
24 members of individuals. Individuals of mental
25 health services may include persons with

1 serious mental illness who are receiving
2 mental health services, other recipients of
3 mental health services, former recipients of
4 mental health services, and immediate family
5 members of such recipients of mental health
6 services. Further, the BSB-MHLAC shall
7 consist of one (1) Board Member from each of
8 the following entities:

9 a. One (1) county commissioner of Butte-
10 Silver Bow County or their designee

11 b. Two (2) providers of adult and/or child
12 mental health services

13 c. One (1) representative from St. James
14 Healthcare

15 d. One (1) representative from the Butte-
16 Silver Bow Law Enforcement Department

17 e. One (1) representative from the Butte-
18 Silver Bow County Attorney's office

19 f. One (1) representative from Southwest
20 Montana Community Health Center

21 g. One (1) representative from Butte School
22 District No. 1 and/or Montana Tech of the
23 University of Montana

24 h. One (1) representative from the Butte-
25 Silver Bow Health Department

1 i. One (1) local representative from Montana
2 Adult Protective Services.

3 j. One (1) representative from Community,
4 Counseling, and Correctional Services,
5 Inc.'s, Southwest Montana Addiction Recovery
6 Treatment.

7 k. All other representatives as set forth in
8 the applicable bylaws

9 SECTION 4: That the Board Members shall serve staggered
10 four (4) year terms, except for elected
11 officials who shall serve a one year term and
12 shall be reviewed for appointment annually by
13 the Chief Executive. Terms of Board Members
14 shall commence July 1 of each year. The
15 specific terms of the members shall be
16 specified in the bylaws.

17 SECTION 5: That the Board Members shall adopt bylaws to
18 be approved by ~~of~~ the Council of
19 Commissioners.

20 SECTION 6: That the Board Members shall have no power to
21 sue or be sued independently of Butte-Silver
22 Bow County unless authorized by law.

23 SECTION 7: That the Board Members shall abide by all
24 federal, state, and local laws and rules, and

1 as applicable to the policies and procedures
2 of Butte-Silver Bow County.

3 SECTION 8: That the Board Members shall serve at the
4 pleasure of the Chief Executive and may be
5 removed for cause.

6 SECTION 9: That the principal mission of the BSB-MHLAC is
7 to assist in the improvement of public mental
8 health services in the local community and to
9 provide input and recommendations to the
10 MHOAC, the Addictive and Mental Disorders
11 Division (AMDD) of the Montana Department of
12 Public Health and Human Services and the SSA
13 serving the community, as well as the Butte-
14 Silver Bow Council of Commissioners.

15 SECTION 9: If any part of provision of this Resolution is
16 held to be unenforceable, then the remainder
17 shall be upheld. In the event of any conflict
18 with any part of the provision of this
19 Resolution and the Montana Code Annotated, the
20 statute shall be controlling.

21 SECTION 10: That this Resolution shall be in full force
22 and effect from and after passage and

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approval.

PASSED this ____ day of _____, 2015.

CINDI SHAW
CHAIRMAN OF THE COUNCIL OF COMMISSIONERS

APPROVED this ____ day of _____
2015.

MATT S.VINCENT
CHIEF EXECUTIVE

ATTEST:

SALLY J. HOLLIS
CLERK & RECORDER

APPROVED AS TO FORM:

EILEEN JOYCE
COUNTY ATTORNEY

DAVID WALKER
CHAIRMAN OF THE JUDICIARY COMMITTEE