

## REQUEST FOR BOARD ACTION

### HENDERSON COUNTY BOARD OF COMMISSIONERS

**MEETING DATE:** December 4, 2023

**SUBJECT:** Resolution – Opioid Settlement Fund Expenditure Authorization

**PRESENTER:** Jodi Grabowski, Behavioral Health Systems Director

**ATTACHMENT(S):** Yes

1. Budget Amendment
2. Resolution

#### **SUMMARY OF REQUEST:**

At the Board's August 16, 2023, meeting, the Board was presented with the Henderson County Strategic Plan for the Opioid Settlement Funds. The presenters explained that the county may proceed with strategies from the MOA's Option A, and that work is underway toward unlocking the MOA's Option B. The Board accepted the Strategic Plan on September 5, 2023. The necessary steps have been completed through submission of the Exhibit C Worksheet to the NCACC. This request addresses the strategies identified in that Worksheet for the Opioid Settlement and related efforts through the fiscal year. These strategies include Recovery Support Services, Prevention and Intervention, Evidence Based Addiction Treatment, Criminal Justice Diversion, and Recovery Housing Support.

This request includes two new Peer Support Specialist positions for Recovery Support Services, one to be embedded at EMS and one at DSS. This request includes the salary and benefits for the remainder of the fiscal year in addition to estimated costs for the additional expenses needed to fund these positions.

In addition to the Budget Amendment, the Board must also adopt a Resolution per the Memorandum of Agreement Between the State of North Carolina and Local Governments on Proceeds Relating to the Settlement of Opioid Litigation which dictates the process for drawing from the Special Revenue Fund.

#### **BOARD ACTION REQUESTED:**

The Board is requested to adopt the Resolution authorizing the expenditure of opioid settlement funds for the strategies determined by Substance Use Task Force and through the Strategic Plan. The Board is also requested to authorize the addition of two new positions in the Department of Strategic Behavioral Health, the addition of a new vehicle to the fleet, and approve the associated budget amendment.

#### **SUGGESTED MOTION:**

*I move the Board adopt the Resolution authorizing the expenditure of opioid settlement funds for the strategies determined by Substance Use Task Force and through the Strategic Plan. The Board is also requested to authorize the addition of two new positions in the Department of Strategic Behavioral Health, the addition of a new vehicle to the fleet, and approve the associated budget amendment.*

HENDERSON COUNTY



Department:   Opioid Settlement Fund/Department of Strategic Behavioral Health  

Please make the following line-item transfers:

What expense line-item is to be increased?

Account	Line-Item Description	Amount
<u>115517-512100-2072</u>	<u>S&amp;W - REGULAR</u>	<u>\$80,000</u>
<u>115517-512700-2072</u>	<u>S&amp;W - CELLPHONE ALLOWANCE</u>	<u>\$1,000</u>
<u>115517-513500-2072</u>	<u>401(K) SUPP DEFERRED COMP</u>	<u>\$1,600</u>
<u>115517-518000-2072</u>	<u>FICA</u>	<u>\$6,120</u>
<u>115517-518100-2072</u>	<u>RETIREMENT - LGERS</u>	<u>\$10,311</u>
<u>115517-518300-2072</u>	<u>MEDICAL INSURANCE</u>	<u>\$12,450</u>
<u>115517-518400-2072</u>	<u>DENTAL INSURANCE</u>	<u>\$693</u>
<u>115517-518600-2072</u>	<u>WORKER'S COMPENSATION</u>	<u>\$326</u>
<u>515500-526000-2072</u>	<u>DEPT SUPPLIES AND MATERIALS</u>	<u>\$7,000</u>
<u>515500-526201-2072</u>	<u>NON-CAPITAL TECHNOLOGY</u>	<u>\$5,000</u>
<u>515500-537100-2070</u>	<u>TRAVEL AND STAFF DEV.</u>	<u>\$67,000</u>
<u>515500-539000-2072</u>	<u>CONTRACTED SERVICES</u>	<u>\$115,000</u>
<u>515500-553000-5530</u>	<u>CAPITAL OUTLAY - VEHICLES</u>	<u>\$38,500</u>
<u>515500-598011</u>	<u>TRANSFER TO GENERAL FUND</u>	<u>\$112,500</u>

What expense line-item is to be decreased? Or what additional revenue is now expected?

Account	Line-Item Description	Amount
<u>114517-405100</u>	<u>TRANSFER FROM OPIOID FUND</u>	<u>\$112,500</u>
<u>514500-401000-2070</u>	<u>OPIOID FUND BALANCE APP</u>	<u>\$345,000</u>

**Justification** Please provide a brief justification for this line-item transfer request.

TO BUDGET FOR RECOVERY SUPPORT SERVICES AND RELATED OFFICE SUPPLIES, TRAINING, TRAVEL EXPENSES AND COMPUTER SOFTWARE AND LICENSES. BOC APPROVED 12.4.2023

_____ Authorized by Department Head	_____ Date
_____ Authorized by Budget Office	_____ Date
_____ Authorized by County Manager	_____ Date

*For Budget Use Only*

Batch # \_\_\_\_\_

BA # \_\_\_\_\_

Batch Date \_\_\_\_\_

# Henderson County Board of Commissioners

1 Historic Courthouse Square • Suite 1 • Hendersonville, NC 28792  
Phone (828) 697-4808 • Fax (828) 692-9855 • www.hendersoncountync.gov

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Chairman  
J. Michael Edney  
Vice-Chairman



William G. Lapsley  
Daniel J. Andreotta  
David H. Hill

## HENDERSON COUNTY NORTH CAROLINA

### Before the Board of Commissioners

#### A RESOLUTION BY THE COUNTY OF HENDERSON TO DIRECT THE EXPENDITURE OF OPIOID SETTLEMENT FUNDS

##### BOARD OF COMMISSIONERS ENACTMENT \_\_\_\_\_

WHEREAS Henderson County previously joined national settlement agreements with companies engaged in the manufacturing, distribution, and dispensing of opioids, including settlements with drug distributors Cardinal, McKesson, and AmerisourceBergen, and the drug maker Johnson & Johnson and its subsidiary Janssen Pharmaceuticals; and,

WHEREAS the allocation, use, and reporting of funds stemming from these national settlement agreements and certain bankruptcy resolutions (“Opioid Settlement Funds”) are governed by the Memorandum of Agreement Between the State of North Carolina and Local Governments on Proceeds Relating to the Settlement of Opioid Litigation (“MOA”); and

WHEREAS Henderson County has received Opioid Settlement Funds pursuant to these national settlement agreements and deposited the Opioid Settlement Funds in a separate special revenue fund as required by section D of the MOA; and

WHEREAS section E.6 of the MOA states:

*E.6. Process for drawing from special revenue funds.*

- a. *Budget item or resolution required.* Opioid Settlement Funds can be used for a purpose when the Governing Body includes in its budget or passes a separate resolution authorizing the expenditure of a stated amount of Opioid Settlement Funds for that purpose or those purposes during a specified period of time.
- b. *Budget item or resolution details.* The budget or resolution should (i) indicate that it is an authorization for expenditure of opioid settlement funds; (ii) state the specific strategy or strategies the county or municipality intends to fund pursuant to Option A or Option B, using the item letter and/or number in Exhibit A or Exhibit B to identify each funded strategy, and (iii) state the amount dedicated to each strategy for a stated period of time.

NOW, THEREFORE BE IT RESOLVED, in alignment with the MOA, Henderson County authorizes the expenditure of opioid settlement funds as follows:

1. First strategy authorized
  - a. Name of strategy: Post-overdose Response Team: Peer Support for Co-response
  - b. Strategy is included in Exhibit A (Exhibit A, Exhibit B)
  - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: 8
  - d. Amount authorized for this strategy: not to exceed \$97,250.
  - e. Period of time during which expenditure may take place: December 4, 2023, through June 30, 2024.
  - f. Description of the program, project, or activity: Peer Support Specialist position embedded at EMS who will respond to overdoses and other substance involved calls that occur during scheduled work hours and follow up with those that occur in their off hours. Funding will include pay for the remainder of the fiscal year for a as well as equipment and supplies necessary to perform the responsibilities of the job, including naloxone and a vehicle. This person will connect people to treatment services and support recovery. They can also work with people and families EMS encounter who struggle with substances that did not result in an overdose. The overarching goal is to prevent overdoses and connect individuals to services.
  - g. Provider: Henderson County.
  
2. Second strategy authorized
  - a. Name of strategy: Recovery Support Services: Peer Support Specialist for DSS
  - b. Strategy is included in Exhibit A (Exhibit A, Exhibit B)
  - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: 3
  - d. Amount authorized for this strategy: not to exceed \$58,750.
  - e. Period of time during which expenditure may take place: December 4, 2023, through June 30, 2024.
  - f. Description of the program, project, or activity: Peer Support Specialist position embedded at DSS. Funding will include pay for the remainder of the fiscal year for a as well as equipment and supplies necessary to perform the responsibilities of the job. This strategy addresses systemic root causes of the Opioid Epidemic by creating connections to treatment and supporting the recovery of families with substance use issues. The rising number of drug-endangered children in Henderson support the need for this strategy. This strategy will prove to be effective by reducing the length of open DSS cases involving drug use and decreasing out of home placements for children.
  - g. Provider: Henderson County.
  
3. Third strategy authorized
  - a. Name of strategy: Early Intervention: Specialized Training
  - b. Strategy is included in Exhibit A (Exhibit A, Exhibit B)
  - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: 6
  - d. Amount authorized for this strategy: not to exceed \$5,000
  - e. Period of time during which expenditure may take place: December 4, 2023, through June 30, 2024.
  - f. Description of the program, project, or activity: This strategy specifically addresses the root causes of childhood trauma by offering training and resources to organizations that serve vulnerable populations. This strategy will prove effective by increasing the number of screenings for ACES and Substance Use Disorders in partnering organizations.
  - g. Provider: TBD.

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4. Fourth strategy authorized
  - a. Name of strategy: Prevention: STAR Program/ Camp GLOW
  - b. Strategy is included in Exhibit B\_ (Exhibit A, Exhibit B)
  - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: G,9
  - d. Amounted authorized for this strategy: not to exceed \$7,000
  - e. Period of time during which expenditure may take place: December 4, 2023, through June 30, 2024.
  - f. Description of the program, project, or activity: The STAR Program is a prevention program facilitated by the Sheriff's department. This program replaced DARE in the Henderson County School System and has demonstrated success in engaging students. Opioid Settlement funding will expand the capacity of this training to be able to serve more students. Success for this strategy will be demonstrated by an increase in students' knowledge about the harmful effects of illicit drug use. In the tradition of the STAR program and DARE Camp, Camp GLOW offers a free overnight camping experience which strives to teach Henderson County Youth about the dangers of addictions and the devastating effects of substance misuse.
  - g. Provider: Henderson County Sheriff's Department.
  
5. Fifth strategy authorized
  - a. Name of strategy: Prevention: Media Campaign and Resource Locator
  - b. Strategy is included in Exhibit B\_ (Exhibit A, Exhibit B)
  - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: G,1
  - d. Amounted authorized for this strategy: not to exceed \$10,000
  - e. Period of time during which expenditure may take place: December 4, 2023, through June 30, 2024.
  - f. Description of the program, project, or activity: Funding will support public awareness campaigns to increase awareness and help prevent opioid misuse. Campaign messaging will come from state and county initiatives like "One Pill Can Kill". To raise awareness of the risks of opioid misuse, to raise awareness of treatment resources, and to decrease the prevalence of overdoses. Will also explore a website option for community members to know where to start to locate resources.
  - g. Provider: Henderson County or TBD.
  
6. Sixth strategy authorized
  - a. Name of strategy: Criminal Justice Diversion: Adult Recovery Court
  - b. Strategy is included in Exhibit B\_ (Exhibit A, Exhibit B)
  - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: D,1
  - d. Amounted authorized for this strategy: not to exceed \$67,000.
  - e. Period of time during which expenditure may take place: December 4, 2023, through June 30, 2024.
  - f. Description of the program, project, or activity: The Adult Recovery Court is currently in

development. Funding is required to cover costs for prosecutorial services and additional training for the Interdisciplinary Team through the fiscal year if needed.

- g. Provider: Henderson County.
7. Seventh strategy authorized
    - a. Name of strategy: Evidence Based Addiction Treatment
    - b. Strategy is included in Exhibit A (Exhibit A, Exhibit B)
    - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: 2
    - d. Amounted authorized for this strategy: not to exceed \$50,000
    - e. Period of time during which expenditure may take place: December 4, 2023, through June 30, 2024.
    - f. Description of the program, project, or activity: This strategy will address access to treatment and continuity of care by providing financial support for uninsured and underinsured individuals to receive evidence-based treatment services. Even as Medicaid Expansion goes into effect, a percentage of the population with Opioid Use Disorders will still not qualify for benefits. Individuals in the Recovery Court program will likely represent this population. This strategy will prove to be effective by increasing the number of uninsured or underinsured individuals receiving treatment services.
    - g. Provider: Treatment providers as recommended for appropriate level of care.
  8. Eighth strategy authorized
    - a. Name of strategy: Recovery Housing Support Services
    - b. Strategy is included in Exhibit A (Exhibit A, Exhibit B)
    - c. Item letter and/or number in Exhibit A or Exhibit B to the MOA: 4
    - d. Amounted authorized for this strategy: not to exceed \$50,000
    - e. Period of time during which expenditure may take place: December 4, 2023, through June 30, 2024.
    - f. Description of the program, project, or activity: Recovery Housing Support is a regional concern, as there are very few inpatient or residential programs, and even few transitional recovery homes. There are currently no recovery house options within Henderson County. The funding strategy to address this gap is to begin by stabilizing housing for participants in the Recovery Court program by providing capital to prevent evictions or to assist with deposits.
    - g. Provider: Housing providers as available and as appropriate for level of care.

The total dollar amount of Opioid Settlement Funds at this time appropriated is not to exceed \$345,000.

Adopted this the 4th day of December 2023.

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REBECCA K. MCCALL, CHAIRMAN  
HENDERSON COUNTY BOARD OF COMMISSIONERS

ATTEST:

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DENISSA LAUFFER, CLERK TO THE BOARD

COUNTY SEAL