

**A RESOLUTION PERTAINING TO THE DISSOLUTION OF CALVERT COUNTY
CORE SERVICES BOARD AND CALVERT COUNTY LOCAL DRUG AND ALCOHOL
ABUSE COUNCIL AND FORMATION OF THE CALVERT COUNTY BEHAVIORAL
HEALTH ADVISORY COUNCIL**

WHEREAS, the Health Officer for the County is responsible for: (1) the mental health services program in the county; and (2) supervising generally the mental health services and facilities that the county health department provides or supports by §10-904 of the *Health-General Article* of the Md. Annotated Code;

WHEREAS, each county must have a local drug and alcohol abuse council by §8-1001 of the *Health-General Article* of the Md. Annotated Code;

WHEREAS, Title 10, Subtitle 12 of the *Health-General Article* of the Md. Annotated Code authorizes and empowers the Board of County Commissioners of Calvert County, Maryland (hereinafter, the “Board of County Commissioners”) to consolidate functions and establish a joint mental health and addictions advisory committee called the Local Behavioral Health Advisory Council (hereinafter, the “Advisory Council”);

WHEREAS, the Board of County Commissioners endeavor to periodically review county government structure to ensure that it is the most effective for the current situation and has been advised that, dissolution of the Core Services Board and Local Drug and Alcohol Abuse Council, and consolidation of their functions in the new Advisory Council will promote collaboration and result in streamlined efforts of both;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners that the Calvert County Core Services Board and Calvert County Local Drug and Alcohol Abuse Council are hereby dissolved and their functions reallocated to the Calvert County Local Behavioral Health Advisory Council;

BE IT FURTHER RESOLVED by the Board of County Commissioners that there shall be an Advisory Council with the following:

1. Authority.

A. The Board of County Commissioners hereby establishes the Calvert County Local Behavioral Health Advisory Council (the “Council”) under the Local Behavioral Health Authority (hereinafter, the “LBHA”) and vests authority within that Council to:

1. Review and comment on activities of the LBHA’s Office of Administration with respect to behavioral health needs assessment, program planning, allocation and use of public funds, and assurance that all publicly funded behavioral health services in Calvert County are cost effective and meet acceptable standards of quality;
2. At least annually review and approve the Calvert County Local Behavioral Health Authority Annual Plan and the allocation of public grant funds to providers for behavioral health services;

3. Keep itself informed of the day to day activities of the LBHA, by means of the oral or written reports presented at regular meetings, that involve the Council's general area of responsibility;
 4. Review and approve all revisions to the LBHA Policies and Procedures Manual.
 - B. In the event that a dispute arises between the Council and the LBHA Director, the Health Officer may act as moderator and/or refer the dispute to the Board of Health for resolution.
2. **Membership.**
- A. The Advisory Council Board is composed of two nonvoting members, the Health Officer and the Director of the Local Behavioral Health Authority;
 - B. Advisory Council shall designate the following voting members, who will be considered ex officio, from the following local government entities:
 - 1) the Behavioral Health Director;
 - 2) a representative of the Calvert County Board of County Commissioners;
 - 3) the Director of the Department of Human Services;
 - 4) the Director of the Department of Juvenile Services;
 - 5) the Director of the Department of Parole & Probation;
 - 6) the State's Attorney;
 - 7) the District Public Defender
 - 8) the Sheriff;
 - 9) the Superintendent of Public Schools;
 - 10) the Director of the Office on Aging;
 - 11) the County Administrative Judge of the Circuit Court;
 - 12) the County Administrative Judge of the District Court;
 - 13) the Administrator of the Local Detention Center;
 - 14) a representative from a State inpatient facility serving Calvert County; and
 - 15) a representative from a general hospital in Calvert County with designated State inpatient beds.
 - C. The Board of County Commissioners, with the advice of the local Health Department, shall appoint the following thirteen (13) voting members:
 1. One (1) member shall be a practicing physician;
 2. One (1) member shall be a representative of a local hospital;
 3. Not less than two (2) members must be currently receiving or have received behavioral health services;
 4. One (1) member who is a parent of an adult with a behavioral health disorder;
 5. One (1) member who is a parent of a child or adolescent with a behavioral health disorder;
 6. One (1) member shall be a representative from a local behavioral health advocacy agency;
 7. One (1) member shall be a representative of a local behavioral health rehabilitation or housing program;

8. Not less than two (2) members shall be representatives of behavioral health services that are not physicians;
 9. One (1) member shall be a representative from a provider of behavioral health prevention services;
 10. One (1) member who is a member of the general public who is knowledgeable of behavioral health issues; and
 11. One (1) member who is a member of the clergy and knowledgeable of behavioral health disorders.
- D. Members shall work or live in Calvert County.
 - E. Members shall be appointed for 3-year terms, expiring on June 30.
 - F. Initial appointments of voting members shall be staggered so that at least one-third of members' terms end each year.
3. **Officers.**
- A. The Advisory Council shall elect annually at its first meeting on or after July 1 a Chairperson and Vice-Chairperson by majority vote of all voting members.
 - B. The Chairperson shall:
 1. Call and preside over all its meetings;
 2. Coordinate the Council's activities;
 3. Prepare the agenda for each meeting;
 4. Appoint the Chairpersons and members of any *ad hoc* and standing committees;
 5. Serving as *ex-officio* member of all standing and ad hoc committees, when a conflict of interest is not present; and
 6. Represent the position of the Council to the public.
 - C. The Vice-Chairperson shall perform the duties and responsibilities of the Chairperson in her/his absence, and, when so acting, shall have all the powers of and be subject to all restrictions governing the Chairperson.
 - D. Should a vacancy occur in either the Chairperson or Vice-Chairperson role, the LBHA Director shall serve at the Chairperson *pro tempore* until the vacancy can be filled.
4. **Meetings**
- A. Meetings shall be administered with staff support by the LBHA.
 - B. Meetings shall occur not less than five (5) times per calendar year at a time and place agreed upon by the Advisory Council.
 - C. A special meeting that is not an emergency meeting as defined by the Maryland Open Meetings Act may be held provided the following:
 1. The meeting is requested by either the Health Officer or LBHA Director or by at least three (3) voting members made in writing to either the Health Officer or LBHA Director;
 2. Notice of the meeting, including date, time, place, and agenda, is sent to each member at least seven (7) calendar days prior to the meeting;

3. Matters considered at the meeting are limited to the agenda contained in the notice of the meeting;
 4. The meeting is held at a time and place reasonably convenient for all members to attend.
- D. Unless otherwise stated or implied in these policies and procedures, meetings shall be conducted and business transacted according to Robert's Rules of Order Newly revised.
 - E. All meetings are open to the public except that the Council may meet in closed session or adjourn an open session to a closed session in accordance with the Maryland Open Meetings Act.
 - F. Any member of the Advisory Council may submit to the Chairperson an item for the agenda. Whenever possible, this shall occur at least two (2) weeks before the scheduled date of the meeting. The agenda for regular meetings of the Advisory Council shall be distributed to members at least one (1) week prior to the scheduled meetings.
 - G. The LBHA Director, or their designee, shall keep written minutes of each meeting and for sending a copy of these minutes to each member prior to the next regular meeting.
 - H. Minutes shall provide, at minimum, a summary and action for each item considered and indicate outcome of each recorded vote.
 - I. Members shall comply with the Calvert County Ethics Ordinance, codified at Chapter 42 of the Code of Calvert County.
 - J. Minutes of closed meetings shall not be made public unless the majority of the Council votes in favor of disclosing them.
 - K. *Ad hoc* and standing committee meetings may be convened in accordance with the Maryland Open Meetings Act whenever necessary. Each *ad hoc* and standing committee shall report on the progress of their work at regularly scheduled Advisory Council meetings.
 - L. A majority of the appointed and qualified members present, in person or virtually, shall constitute a quorum for the transaction of business, provided, that if less than quorum a present, a majority of the members present may adjourn without further notice.

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland, that in the event any portion of this Resolution is found to be unconstitutional, illegal, null or void, it is the intent of the Board of County Commissioners to sever only the invalid portion or provision, and that the remainder of the Resolution shall be enforceable and valid;

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are adopted as if fully rewritten herein; and

BK 0069PG0242

Resolution No.: 42-22

Subject: Formation of a Local Behavioral Health Advisory Council

Page 5 of 5

BE IT FURTHER RESOLVED, by the Board of County Commissioners of Calvert County, Maryland that this Resolution shall be effective upon recordation without publication of a fair summary.

DONE, this 18th day of October 2022, by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.

Aye: 3
Nay: 0
Absent/Abstain: 2

ATTEST:

BOARD OF COUNTY COMMISSIONERS OF CALVERT COUNTY, MARYLAND

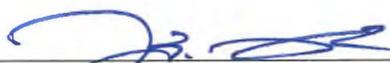

Ashley Staples-Reid, Acting Clerk


Earl F. Hance, President

Absent
Steven R. Weems Vice-President

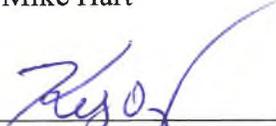
Approved for form and legal sufficiency by:


Christopher J. Gadway


John B. Norris III, County Attorney

Absent
Mike Hart

Received for Record... October 19, 2022
at 1:40 o'clock P. Same day
recorded in Liber KPS No. 69
Folio 238-242 COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.


Kelly D. McConkey

