

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

In the Matter of an Order Authorizing an Exemption)
from Competitive Bidding for a Limited Duration Contract) BOARD ORDER 23-314
for Correctional Health Care Services with MedTrust, LLC)

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON (“the Board”) sat for the transaction of county business in formal session on August 10, 2023. Commissioners Lindsay Berschauer, Kit Johnston, and Mary Starrett being present.

IT APPEARING TO THE BOARD as follows:

A. Ordinance 924 provides that the County may award a contract as an emergency procurement pursuant to the requirements under ORS 279B.080; namely, the County must document the emergency and describe the method of procuring a contractor. YCR 047-0280.

B. Ordinance 924 defines as an “Emergency” as “circumstances that create a substantial risk of loss, damage or interruption of services or a substantial threat to property, public health, welfare or safety, and require the prompt execution of a Contract to remedy the condition.” YCR 046-0110(30).

C. On or around May 10, 2023, the County’s current correctional health care provider, Well Path, LLC, notified the Sheriff’s Office of its intention to end its contract with the County.

D. On June 29, 2023, the County and Well Path, LLC, agreed to amend the term of the existing contract to expire on August 1, 2023, with the possibility of a 30-day extension.

E. On August 1, 2023, the County and Well Path, LLC, signed a 30-day extension.

E. Since learning of the decision by Well Path, LLC, to end its contract with the County, the Sheriff’s Office has worked to find a replacement provider for correctional health care services. The Sheriff’s Office intends to develop a request for proposals and conduct a formal solicitation to find a long-term replacement; however, the Sheriff’s Office determined that this process will take several months and, without a temporary contract in place, would risk an interruption of correctional health care services in both the Yamhill County Correctional Facility and the Juvenile Detention Center.

F. On May 16, 2023, the Sheriff’s Office received an informal quote from MedTrust, LLC, A Texas limited liability company doing business as MedHealth. MedHealth offered the County a contract price of \$1,508,452.27 for a 12-month, non-renewable contract to provide roughly the same staffing levels at the County’s facilities that are currently provided by Well Path, LLC. The Sheriff’s Office searched for other providers but received no other competitive quotes.

G. The Board finds that an emergency exists and that an emergency procurement is appropriate here because (1) the County's contract with Well Path, LLC, expires on Aug. 31, 2023, which poses a substantial risk of interruption of correctional health care services in the jail and a substantial threat to public welfare; (2) the proposed contract with MedHealth, LLC, is of limited duration in that it is a non-renewable, 12-month contract; (3) The Sheriff's Office intends to conduct a formal solicitation within the next 12 months to promote competition for its correctional health care services contract in the long term; and (4) the Sheriff's Office sought competition and discouraged favoritism by seeking quotes from the correctional health care providers known to operate in Oregon, an informal process that yielded the MedHealth quote referenced above.

IT IS HEREBY ORDERED BY THE BOARD AS FOLLOWS:

A limited duration contract not to exceed 12 months between the County and MedTrust, LLC, doing business as MedHealth, for jail medical services is exempted from competitive bidding under the following sections of the Yamhill County Public Contracting Rules:

1. YCR 046-0110(30); and
2. YCR 047-0280.

DONE at McMinnville, Oregon on August 10, 2023.

ATTEST

KERI HINTON
County Clerk

By: Carolina Rook
Deputy Carolina Rook

FORM APPROVED BY:

Christian Boenisch
Christian Boenisch
County Counsel



YAMHILL COUNTY BOARD OF COMMISSIONERS

Lindsay Berschauer
Chair
LINDSAY BERSCHAUER

Kit Johnston
Commissioner
KIT JOHNSTON

Mary Starrett
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