



A Tradition of Stewardship
A Commitment to Service

Agenda Date: 2/11/2020

Agenda Placement: 6C

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors

FROM: Shelli Brobst for Jennifer Yasumoto - Director
Health & Human Services Administration

REPORT BY: JoAnn Melgar, Staff Services Analyst II - 707-253-4722

SUBJECT: Amendment No. 4 to Agreement with Michael Shetka, LCSW

RECOMMENDATION

Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 4 to Agreement No. 170339B (formerly Agreement No. 7075) with Michael Shetka, LCSW, increasing the amount by \$25,000 for a new annual maximum of \$85,000 for the term July 1, 2019 through June 30, 2020 and each automatic renewal thereof to provide mandated conservatorship investigation services to clients of the Mental Health Program.

EXECUTIVE SUMMARY

Mr. Shetka provides investigation services for temporary, Murphy or permanent conservatorships. The services provided under this Agreement include consultation, client interviews, medical and psychiatric review of records, report preparation and court appearances, as necessary.

Approval of this amendment will increase the contract maximum from \$60,000 to \$85,000 per year. The reason for this increase is due to an increased utilization of contractor's services. Last fiscal year Napa County Mental Health contracted with two providers for these services but one provider has retired and this Contractor has assumed the remainder of the work.

Michael Shetka is a local vendor.

FISCAL & STRATEGIC PLAN IMPACT

Is there a Fiscal Impact? Yes

Is it currently budgeted?	Yes
Where is it budgeted?	Health & Human Services Mental Health
Is it Mandatory or Discretionary?	Mandatory
Is the general fund affected?	No
Future fiscal impact:	Although the agreement terminates June 30, 2020, it contains a provision for automatic annual renewal, which allows the County to continue these services into the next fiscal year. Appropriations are included in the approved Fiscal Year 2019-2020 budget and will be included in future fiscal appropriations accordingly.
Consequences if not approved:	The services provided under this agreement are mandated by the Welfare and Institutions Code (Sections 5350 and 5352), which requires that the County provide an officer to investigate requests for conservatorship of mentally ill persons who are thought to meet legal criteria as gravely disabled due to a mental illness. Approval of this amendment will allow Napa County Mental Health to raise the contract maximum to reflect the increase in utilization.
County Strategic Plan pillar addressed:	Healthy, Safe, and Welcoming Place to Live, Work, and Visit
Additional Information:	

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

Welfare and Institutions (W&I) Code Sections 5350 and 5352 requires the County to provide officers to investigate requests for temporary, Murphy or permanent conservatorships. Per W&I Code Sections 5350-5371, officers are needed to: 1) investigate requests for conservatorship of mentally ill persons thought by their caretaker to be gravely disabled; and 2) provide recommendations to the Court as to whether conservatorship is needed.

Conservatorship investigations are necessary to provide the courts with the comprehensive information they require to make critical decisions regarding mentally ill persons' need for conservatorship. These investigations are also necessary to ensure individualized treatment, supervision, and placement for mentally ill persons unwilling or incapable of accepting treatment voluntarily.

Given the weight and sensitivity of these decisions, Napa County meets these obligations via two unique individuals who serve specific functions: an investigator and an evaluator. The investigator fulfills part 1 of the code above; the evaluator fulfills the function of part 2 above.

Mr. Shetka as the investigator, researches and/or investigates the mental health history of the individual in question, which has brought them to court, including interviewing the individual and all interested parties. Mr. Shetka performs required investigations for temporary conservatorships (a 30 day period which allows time for the individual to possibly stabilize, as well as time for further investigation to determine if Lanterman- Petris-Short Conservatorships (LPS) proceeding is necessary); Murphy conservatorships (forensic proceeding for individuals

determined to be dangerous and who have not gained competency to stand trial within the three year period allowed by law); or LPS (one year conservatorships which offers time for the individual to receive treatment and to recover from grave disability). These investigations are responsible for directing the mental health treatment and placement of their clients who are: 1) gravely disabled as the result of a mental disease and/or disorder; 2) unable to provide for their basic personal needs for food, clothing or shelter; and 3) require placement in a state mental institution or other facility for psychiatric care.

Mr. Shetka prepares and provides an investigative report to the court as well as all the needed parties (the evaluator, the Court, Public Defender, County Counsel, Mental Health, etc.) These investigations grant Napa County Mental Health conservator authority to place a conservatee in a state hospital or psychiatric treatment facility involuntarily. The services provided under this Agreement include consultation, client interviews, medical and psychiatric review of records, report preparation and court appearances, as necessary.

SUPPORTING DOCUMENTS

None

CEO Recommendation: Approve

Reviewed By: Ben Guerrieri