



A Tradition of Stewardship
A Commitment to Service

Agenda Date: 3/22/2016

Agenda Placement: 6N

NAPA COUNTY BOARD OF SUPERVISORS

Board Agenda Letter

TO: Board of Supervisors

FROM: Jeffrey Richard for Minh Tran - County Counsel
County Counsel

REPORT BY: Susan Altman, DEPUTY COUNTY COUNSEL III - 707-299-1479

SUBJECT: Approval of amendments to Professional Services Agreement No. 4793

RECOMMENDATION

County Counsel requests approval of and authorization for the Chairman to sign Amendment No. 6 to Agreement No. 4793 with John Dawdy increasing the maximum amount by \$41,000 for a new maximum of \$55,000 for the term of January 15, 2016 through June 30, 2016 and revising the scope of work to include hearings held at St. Helena Hospital.

EXECUTIVE SUMMARY

A certification hearing is held to determine whether an individual who has been detained in a mental health facility and found to be a danger to self or others continues to require further mental health treatment and evaluation. The County has contracted with John Dawdy and Judith Jones to provide services as hearing officers for Welfare and Institution Code 5250 certification review hearings for individuals at Napa State and St. Helena Hospitals, the County's designated Welfare and Institutions Code 5150 facilities. Judith Jones' contract as the County's hearing officer at St. Helena Hospital was terminated effective January 15, 2016. County wishes to amend its contract with John Dawdy, who will take over responsibility for hearings at St. Helena Hospital.

FISCAL IMPACT

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| Is there a Fiscal Impact? | Yes |
| Is it currently budgeted? | Yes |
| Where is it budgeted? | Funding is appropriated in the County Counsel's budget. |
| Is it Mandatory or Discretionary? | Discretionary |

Discretionary Justification: The IRS rate is intended to reimburse for the per mile cost of normal maintenance, insurance costs and wear and tear of vehicle. It is reasonable for the contractor to be reimbursed at that rate.

Is the general fund affected? Yes

Future fiscal impact: County Counsel's budget will continue to include this.

Consequences if not approved: The contractor will be reimbursed at a rate that is different than the standard IRS rate.

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

A certification hearing is held to determine whether an individual who has been detained in a mental health facility and found to be a danger to self or others continues to require further mental health treatment and evaluation. Certification review hearing officers must be unanimously approved by the County Public Defender, Mental Health Director and County Counsel. John Dawdy have been unanimously approved and have provided these services to the County since 2001.

Staff seeks approval of a contract amendment to John Dawdy's contract to perform certification review hearings at both Napa State Hospital and St. Helena Hospital from January 16, 2016 forward. Judith Jones ceased to conduct hearings at St Helena Hospital on January 15. Effective January 16, 2016, all hearings will be conducted by John Dawdy or, in his absence, by an alternative hearing officer provided and paid by Mr. Dawdy.

SUPPORTING DOCUMENTS

None

CEO Recommendation: Approve

Reviewed By: Helene Franchi