



Agenda Date: 6/20/2006  
Agenda Placement: 6N

## NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

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**TO:** Board of Supervisors  
**FROM:** Alice Hughey for Randy Snowden - Director  
Health & Human Services  
**REPORT BY:** Shelli Brobst, Contracts Analyst, 253-4720  
**SUBJECT:** Amendment No. 3 to Agreement No. 6374 with J. Michael Kerr, Ph.D.

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### **RECOMMENDATION**

Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 3 to Agreement No. 6374 with J. Michael Kerr, Ph.D., increasing the amount by \$10,000 for a new maximum of \$70,000 and revising the Scope of Work to include performance measures in the provision of conservatorship investigation services to clients of the Mental Health Program.

### **EXECUTIVE SUMMARY**

Dr. Kerr provides investigation services for temporary, permanent or Murphy conservatorships. Services include consultation, client interviews, review of medical and psychiatric records, report preparation, and court appearances as necessary. The requested amendment, if approved, will increase the maximum dollar amount to compensate the contractor for additional units of services for the remainder of this fiscal year and incorporate performance measures within the agreement's Scope of Work.

### **FISCAL IMPACT**

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	Yes
Where is it budgeted?	Mental Health
Is it Mandatory or Discretionary?	Mandatory
Is the general fund affected?	Yes
Future fiscal impact:	Although the agreement terminates June 30, 2006, the agreement contains an automatic renewal provision, which allows the County the option to continue these services in the following fiscal year. The corresponding appropriation

has been included in the Agency's requested budget for Fiscal Year 2006-2007.

Consequences if not approved: If the amendment is not approved, the County will be unable to compensate the contractor for the cost of providing additional services mandated by the Welfare and Institutions Code. In addition, performance and contract monitoring provisions will not be included in the contractor's agreement.

Additional Information: There is no specified funding source for these services required under the Welfare & Institutions Code. Services provided through this agreement are thus funded by Realignment dollars to the extent available. County General Fund dollars appropriated in the Mental Health budget are used in the event no more Realignment funds are available.

### **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**

The Welfare and Institutions Code (Sections 5350 and 5352) requires that the County provide an officer to investigate requests for conservatorship of mentally ill persons who are thought by their caretakers to be gravely disabled. Through this agreement, Dr. Kerr investigates requests for conservatorship and provides recommendations to the Court as to whether conservatorship is needed. Conservatorship investigations are necessary to provide the Courts with the comprehensive information they need to make critical decisions regarding mentally ill persons' need for conservatorship. They also are necessary to ensure individualized treatment, supervision, and placement for severely mentally ill persons unwilling to accept, or incapable of accepting, treatment voluntarily.

Approval of the requested amendment will increase the maximum dollar amount to compensate the contractor for additional units of services due to an increase in the number of referrals and incorporate performance measures within the agreement's Scope of Work. The Agency has no control over the number or frequency of cases needing conservatorship investigation.

The Agency has an executed Business Associate agreement on file with this provider.

### **SUPPORTING DOCUMENTS**

None

CEO Recommendation: Approve

Reviewed By: Lorenzo Zialcita