



Agenda Date: 6/5/2007  
Agenda Placement: 6CC

## NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

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**TO:** Board of Supervisors  
**FROM:** Linda Holbrook for Robert Westmeyer - County Counsel  
County Counsel  
**REPORT BY:** Linda Holbrook, Legal Administrative Specialist, 253-4520  
**SUBJECT:** Approval of Amendment to Professional Services Agreement No. 4793

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### **RECOMMENDATION**

County Counsel requests approval of and authorization for the Chair to sign Amendment No. 5 to Agreement No. 4793 with John Dawdy increasing the amount by \$4,000 for a new maximum of \$14,000 to provide services as a Hearing Officer for Certification Review Hearings.

### **EXECUTIVE SUMMARY**

The County has contracted with John Dawdy since 2001 for the provision of services as a Hearing Office for Certification Review Hearings pursuant to Section 5256 et. seq. of the Welfare and Institutions Code. This amendment will increase the annual contract maximum by \$4,000 to a new maximum of \$14,000.

### **FISCAL IMPACT**

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	Yes
Where is it budgeted?	County Counsel
Is it Mandatory or Discretionary?	Discretionary
Discretionary Justification:	The amount of certification review hearings held at St. Helena Center for Behavioral Health, Napa State Hospital and Telecare Hospital Solano has increased over the last year and the compensation provided under the current contract is not enough.
Is the general fund affected?	Yes
Future fiscal impact:	Appropriations will be budgeted accordingly in future fiscal years.

Consequences if not approved: If this amendment is not approved, the contractor will no longer provide the necessary services that are required under Section 5256 et seq. of the Welfare and Institutions Code.

Additional Information: None.

### **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 Review 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. Pursuant to the Welfare and Institutions Code, Certification Review Hearing Officers must be unanimously approved by the County Public Defender, Mental Health Director and County Counsel. John Dawdy has been serving as the County's unanimously approved Hearing Officer since 2001.

The contract is being increased by \$4,000 for a new maximum of \$14,000 per fiscal year. The contractor will be paid a flat rate of \$1,000 per month for services provided at facilities other than St. Helena Hospital. An additional \$2,000 is included in the contract to cover travel related expenses and hearings at St. Helena Hospital when requested.

### **SUPPORTING DOCUMENTS**

None

CEO Recommendation: Approve

Reviewed By: Molly Rattigan