



Agenda Date: 7/11/2006
Agenda Placement: 6N

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors
FROM: Linda Holbrook for Robert Westmeyer - County Counsel
County Counsel
REPORT BY: Brandi Periera, Paralegal, 251-1090
SUBJECT: Approval of amendments to Professional Services Agreement No. 4793 and No. 4794

RECOMMENDATION

County Counsel requests approval of and authorization for the Chair to sign the following amendments to have the mileage reimbursement rate the same as the current IRS rate for travel from Napa to St. Helena Hospital and amend Section 7(c) relating to insurance certificates to include County's new language:

1. Amendment No. 4 to Agreement No. 4793 with John Dawdy; and
2. Amendment No. 3 to Agreement No. 4794 with Judith Jones.

EXECUTIVE SUMMARY

County contracted with John Dawdy and Judith Jones to provide services as a hearing officer for certification review hearings on behalf of County residents pursuant to section 5256 et seq. of the Welfare and Institutions Code.

All parties now wish to amend each contract to allow for the current IRS mileage reimbursement rate for travel from Napa to St. Helena Hospital effective July 1, 2006. Additionally, each contract amends section 7(c) to add County's new insurance certificate language.

FISCAL IMPACT

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 Contractors 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 two contractors will be reimbursed at a rate that is different than the standard IRS rate.

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 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. Judith Jones and John Dawdy have been unanimously approved and have provided these services to the County since 2001.

The parties have mutually agreed to update their travel expense agreement to allow for the IRS rate for mileage reimbursement. Additionally, the amendment includes provision to the Insurance Certificates section of the Professional Services Agreement to comply with the current County boilerplate.

SUPPORTING DOCUMENTS

None

CEO Recommendation: Approve

Reviewed By: Maiko Klieman