



Agenda Date: 9/12/2006
Agenda Placement: 6H

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors
FROM: Shelli Brobst for Randy Snowden - Director
Health & Human Services
REPORT BY: Shelli Brobst, Contracts Analyst, 253-4720
SUBJECT: Agreement with Rose Garden Guest Home, Inc.

RECOMMENDATION

Director of Health and Human Services requests approval of and authorization for the Chair to sign Amendment No. 2 to Agreement No. 6683 (formerly AUD-5767) with Rose Garden Guest Home, Inc., increasing the amount by \$72,888 for a new maximum of \$84,388 to provide emergency Adult Protective Services placements in a residential care facility.

EXECUTIVE SUMMARY

Approval of the requested amendment will allow Rose Garden Guest Home, Inc. to continue providing emergency Adult Protective Services placements at their facility. The amendment increases the maximum compensation payable to the contractor due to an increased need for placements this fiscal year.

FISCAL IMPACT

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	No
What is the revenue source?	County Services Block Grant (CSBG)/Adult Protective Services (APS) allocation \$5,150, and County General Fund \$79,238.
Is it Mandatory or Discretionary?	Discretionary
Discretionary Justification:	This agreement is discretionary in that ongoing placements for adults with severe disabilities and dementia are not mandated by statute. However, approval of this amendment will allow the Rose Garden to provide ongoing services to the existing County-placed recipients in their care and avoid the risk of homelessness for adults with severe disabilities and dementia, while

the Agency explores less expensive placement options. The placements are required to avoid anticipated greater costs to the County and the community in the event the individuals end up homeless.

- Is the general fund affected? Yes
- Future fiscal impact: Although the agreement terminates June 30, 2007, the agreement contains an automatic renewal clause, which allows the County to continue these services into the next fiscal year. Appropriations will be budgeted accordingly.
- Consequences if not approved: If the amendment is not approved, the contractor cannot be compensated for the additional clients placed at this facility. In addition, these adults with severe disabilities and dementia will be at risk of homelessness.
- Additional Information: The State requires every county to pay a specific "Maintenance of Effort" (MOE) amount each fiscal year, regardless of the level of the CSBG/APS expenditures. Napa County's established CSBG/APS MOE is \$206,057 each fiscal year. The MOE amount comes from the General Fund.
- Thus, if approved, services under this amendment would be funded by \$5,150 from the CSBG/APS allocation and \$79,238 from the General Fund (over and above the required MOE amount).

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

Approval of the requested amendment will allow the contractor to be compensated for the placement costs of three disabled individuals (two of whom are elderly) currently in this facility. Placement costs at the Rose Garden Guest Home are about \$3,000 per month or about \$98 per day.

Two of these individuals have no source of income and suffer from dementia and other medical conditions for which they receive treatment and medications. APS staff are in the process of securing income for these two individuals through the Social Security Administration. Once other sources of income are obtained on their behalf, the cost of care will decline significantly. APS staff also are exploring less costly placement alternatives, but finding other placements in the community has been difficult due to the clients' behavioral problems. Most assisted living facilities do not have the staff expertise and training to safely manage or care for individuals who are suffering from dementia or who exhibit disruptive behavior. Facilities that specialize in dementia care cost at least \$2,000 more per month than the Rose Garden.

The third individual, who has brain damage due to a stroke, was placed by the Napa County Public Guardian's Office. This individual has no remaining assets and his only source of income is a pension of about \$2,000 per month. The Public Guardian needs to supplement his income to preserve this placement. Less costly placement alternatives have been explored throughout California, but due to the client's propensity for violence he has not been accepted elsewhere.

If the County does not cover the placement costs for these three individuals, they would face eviction from the

facility and become homeless. All three suffer from dementia, are medically frail, and are highly vulnerable to abuse by self or others if they should become homeless. The contract also needs to be increased to cover other potential APS emergency placements and incidentals not provided by the facility.

The California Department of Social Services has determined that APS contractors are not health care providers for purposes of HIPAA. A Business Associate Agreement is therefore not required.

SUPPORTING DOCUMENTS

None

CEO Recommendation: Approve

Reviewed By: Lorenzo Zialcita