



**BOARD OF SUPERVISORS  
AGENDA LETTER**

**Agenda Number:**

**Clerk of the Board of Supervisors**  
105 E. Anapamu Street, Suite 407  
Santa Barbara, CA 93101  
(805) 568-2240

**Department Name:** Behavioral Wellness  
**Department No.:** 043  
**For Agenda Of:** June 4, 2024  
**Placement:** Administrative  
**Estimated Time:** N/A  
**Continued Item:** No  
**If Yes, date from:**  
**Vote Required:** Majority

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**TO:** Board of Supervisors  
**FROM:** Department Antonette Navarro, LMFT, Director  
Director(s) Department of Behavioral Wellness, (805) 681-5220  
Contact Info: Laura Zeitz, Assistant Director  
Department of Behavioral Wellness, (805) 681-5220  
**SUBJECT:** California Department of Health Care Services First Amendment to the FY 21–24 County Performance Contract

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**County Counsel Concurrence**

As to form: Yes

**Auditor-Controller Concurrence**

As to form: Yes

**Other Concurrence:** Risk Management

As to form: Yes

**Recommended Actions:**

That the Board of Supervisors:

- a) Approve, ratify, and authorize the Director of the Department of Behavioral Wellness to execute the First Amendment to the California Department of Health Care Services (DHCS) County Performance Contract (#21-10112 A1) and Contractor Certification to extend the term of the agreement through June 30, 2025, for the continued receipt of both Federal and State funds initially for the period of July 1, 2021, through June 30, 2024, and now amended through June 30, 2025; and
- b) Determine that the above action is a government funding mechanism or other government fiscal activity that does not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

**Summary Text:**

The above referenced item is on the agenda to request approval of the Board of Supervisors to authorize the Director of Behavioral Wellness (BWell) to execute the First Amendment to the California Department of Health Care Services (DHCS) County Performance Contract (#21-10112) and Contractor Certification for fiscal year (FY) 2021 – 24, agreeing to abide by the terms and conditions contained therein to allow

BWell to continue to receive mental health and alcohol and drug program funding sources for FY 2024 - 25.

**Background:**

California Department of Health Care Services (DHCS) issued a Performance Contract with County Department of Behavioral Wellness (BWell) that outlines the conditions and requirements for receipt of funds through the following federal and state funding sources: the Mental Health Services Act (MHSA), Projects for Assistance in Transition from Homelessness (PATH), Substance Abuse Prevention and Treatment Block Grant (SABG), Community Mental Health Services Grant (MHBG), and realignment funds for providing community mental health services. This State Performance Contract provides the terms and conditions for reimbursement of mental health services funded by MHSA, PATH, SABG and MHBG.

The requirements for the Performance Contract are outlined in Welfare and Institutions Code sections 5650(a), 5651, 5897, and Title 9, California Code of Regulations (CCR), section 3310. In addition, the contract outlines Data Information and Submission Requirements, Information Confidentiality and Security Requirements, and the Information Exchange Agreement between the Social Security Administration and DHCS. The Performance Contract also contains a Contractor Certification wherein the County certifies it complies with various state and federal laws including, but not limited to, nondiscrimination, drug-free workplace requirements, the American with Disabilities Act, conflicts of interest, etc. The current Agreement, in effect from July 1, 2021, through June 30, 2024, was authorized by the Board of Supervisors on August 17, 2021, and executed by the Director of Behavioral Wellness.

The first amendment will extend the term of the Agreement through June 30, 2025. BWell is required to execute a new Contractor Certification Clause (Attachment B) ensuring that the County is in compliance with nondiscrimination program requirements.

BWell must continue to meet certain conditions and requirements detailed in this Performance Contract to receive funding for these programs and community mental health services. The Performance Contract does not cover federal financial participation or State general funds as they relate to Medi-Cal services provided through the Mental Health Plan contract.

**Fiscal and Facilities Impacts:**

Budgeted: Yes

**Fiscal Analysis:**

Narrative: This is a \$0 agreement between Santa Barbara County and the State Department of Health Care Services. Anticipated funds available to the County by executing the first amendment to the Performance Contract are included in BWell's FY 2024-25 requested budget, subject to Board approval.

**Key Contract Risks:**

The Performance Contract imposes procedural and reporting requirements that BWell currently implements and may be subject to future audit. Failure to fully comply with the reporting requirements detailed in the Performance Contract could result in the State withholding funding. Additionally, the Performance Contract is contingent on the appropriation of funds from the State. If funding for any fiscal year is reduced or deleted by the State, the County is not obligated to perform the provisions of the contract or the contract may be amended.

**Special Instructions:**

Please return one (1) Minute Order to M. Simon-Gersuk at [msimongersuk@sbcbbwell.org](mailto:msimongersuk@sbcbbwell.org) and to the BWell Contracts Division at [bbwellcontractsstaff@sbcbbwell.org](mailto:bbwellcontractsstaff@sbcbbwell.org).

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**Attachments:**

Attachment A: State Performance Contract FY 21-24, First Amendment #21-10112 A1

Attachment B: Contractor Certification Clause #21-10112 A1

Attachment C: State Performance Contract FY 21-24 #21-10112

**Authored by:**

M. Simon-Gersuk