



**BOARD OF SUPERVISORS
AGENDA LETTER**

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 931 01
(805) 568-2240

Department Name: CEO
Department No.: 012
For Agenda Of: June 18, 2024
Placement: Administrative
Estimated Time:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors

FROM: Department: Mona Miyasato, County Executive Officer
Director(s): Toni Navarro, Director of Behavioral Wellness

DocuSigned by:

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Contact Info: Wade Horton, Assistant County Executive Officer

SUBJECT: DSH-IST Infrastructure Proposal

County Counsel Concurrence

As to form: Yes

Other Concurrence : N/ A

Auditor-Controller Concurrence

As to form: N/A

Recommended Actions:

It is recommended that the Board of Supervisors:

- a) Authorize the County Executive Officer, or designee, to submit a proposal for a Department of State Hospitals (DSH) Incompetent to Stand Trial (IST) Diversion Infrastructure Grant, including the following items:
 - i. Enter into a Memorandum of Agreement (MOA) with Good Samaritan Shelter, in a form substantially similar to that attached as Attachment A, to collaborate with respect to a DSH IST Diversion Infrastructure Grant proposal;
 - ii. Execute a letter of support for the County's proposal, in a form substantially similar to that attached as Attachment B; and
- b) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA), because pursuant to sections 15378(b)(4) and 15378(b)(5) the recommended actions consist of organizational, administrative, or fiscal activities of government that will not result in direct or indirect physical changes in the environment.

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Summary Text: This item is before the Board to approve submission of a proposal for grant funds to develop infrastructure for qualifying individuals in the County deemed incompetent to stand trial (IST). The IST Infrastructure grant offers non-competitive funding for this use to counties who submit a proposal before June 30, 2024. Non-profit organizations, such as Good Samaritan Shelter, may also avail themselves of these non-competitive funds if they have entered into a Memorandum of Agreement with a county.

Staff is recommending that the County collaborate with Good Samaritan Shelter to make use of this funding opportunity. As part of the proposal due June 30, the County must submit the Memorandum of Agreement with Good Samaritan Shelter (Attachment A), and letters of support from various agencies, including the County Executive Office (Attachment B). Once approved by the Board, these and all required documentation will be executed and submitted. Grant funds would be reserved for Good Samaritan Shelter to identify a property for purchase, and then Good Samaritan would submit a site-specific project application. The lead agency on the grant application will be Good Samaritan Shelter, although the Department of Behavioral Wellness will be the lead on contracting with DSH for services. Infrastructure grant funds must be drawn by June 30, 2028. The County is not under any obligation to complete the IST infrastructure grant project, for instance if a suitable location is not found.

Background:

The California Department of State Hospitals (DSH) is administering the [Incompetent to Stand Trial \(IST\) Infrastructure grant](#) to build out the state's capacity of residential treatment homes and facilities. The IST infrastructure project must have bedrooms, bathroom facilities, shared living spaces, and access to outdoor spaces. New construction facilities must have a 30-year restrictive covenant recorded against the property. Projects rehabilitating existing structures must have a 20-year restrictive covenant. For the duration of the applicable covenant, the project must serve individuals identified as IST on felony charges.

Fiscal Analysis:

The DSH IST Infrastructure grant provides \$93,750 per bed for infrastructure costs. These funds must be spent by June 30, 2028.

Through a separate contract, DSH will provide \$228 per day per resident, up to a maximum of \$125,000 for an anticipated 18-month length of stay, to cover the costs of wraparound services, as well as additional program funding to support other operational costs. The services contract has a five-year term subject to renewals for the duration of the project.

Key Contract Risks:

The Memorandum of Agreement (Attachment A) reflects that the County would, at a later date, negotiate entering into a contract with DSH for wraparound services to be provided at a DSH-approved IST infrastructure project, but such a service contract would be the subject of a future Board item, and only if Good Samaritan Shelter secures real property appropriate for purchase and the non-competitive DSH grant application is successful. On March 28, 2024, the County Department of Behavioral Wellness submitted a Letter of Interest to contract with DSH for wraparound services (Attachment C). Funding for these services would be through DSH funds. Additional Medi-Cal reimbursement may be required to supplement the \$228 per day per resident services rate, and Good Samaritan Shelter has been successful at claiming Medi-Cal reimbursements for another similar project in Santa Barbara County.

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Attachments:

Attachment A: Memorandum of Agreement with Good Samaritan Shelter

Attachment B: Letter of Support

Attachment C: LOI to contract with DSH for wraparound services

Authored by:

Ted Teyber, Principal Analyst

CC:

Department of Behavioral Wellness