



County of Santa Barbara
BOARD OF SUPERVISORS
Minute Order

December 13, 2016

Present: 5 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, Supervisor Adam, and Supervisor Lavagnino

BEHAVIORAL WELLNESS

File Reference No. 16-01000

RE: Consider recommendations regarding Aurora Vista Del Mar Fiscal Year (FY) 2016-2017 First Amendment, as follows:

- a) Approve and authorize the Chair to execute the First Amendment to the Agreement for Services of Independent Contractor with Aurora Vista Del Mar Hospital (not a local vendor), for the provision of additional Acute Inpatient Services, to increase the contract by \$1,259,000.00 for a total contract amount not to exceed \$2,224,000.00 through June 30, 2017; and
- b) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA guidelines.

A motion was made by Supervisor Wolf, seconded by Supervisor Farr, that this matter be Acted on as follows:

- a) **Approved; Chair to execute; and**
- b) **Approved.**

The motion carried by the following vote:

Ayes: 4 - Supervisor Carbajal, Supervisor Wolf, Supervisor Farr, and Supervisor Lavagnino

Noes: 1 - Supervisor Adam



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: December 13, 2016
Placement: Administrative
Estimated Time:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors

FROM: Department Alice Gleghorn, PhD, Director
Director(s) Department of Behavioral Wellness 805-681-5220
Contact Info: Chris Ribeiro, Chief Financial Officer
Department of Behavioral Wellness 805-681-5220

SUBJECT: Aurora Vista Del Mar FY 16-17 First Amendment

County Counsel Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Recommended Actions: That the Board of Supervisors:

- A) Approve and authorize the chair to execute the First Amendment to the Agreement for Services of Independent Contractor with **Aurora Vista Del Mar Hospital** (not a local vendor), for the provision additional of Acute Inpatient Services, to increase the contract by \$1,259,000 for a total contract amount not to exceed **\$2,224,000** through June 30, 2017.
- B) Determine that the above actions are government fiscal activities or funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA guidelines.

Summary Text:

The Department of Behavioral Wellness provides a continuum of mental health and substance use disorders to Santa Barbara County residents, in part through contracted providers including Community-Based Organizations (CBOs). In June, 2016, the Board of Supervisors approved a budget expansion that increased the funding for Aurora Vista Del Mar by \$1,259,000. Approval of the current recommended

actions will allow Behavioral Wellness to increase the contract limit on the AVDM contract to match the FY 2016-17 appropriations for these beds.

Background:

Institutions for Mental Disease (IMD): The Department of Behavioral Wellness provides a continuum of services, including inpatient treatment services to best meet the needs of individuals with severe mental illness. IMDs are facilities including hospitals, nursing facilities, or other institutions of more than 16 beds that are primarily engaged in providing diagnosis, treatment, or care of persons with mental illness, including medical attention, nursing care, and related services. Due to the Federal IMD Exclusion, these services are not reimbursable by Medi-Cal for clients between the ages of 21 and 65. There are a limited number of these highly structured residential treatment services in California and none in Santa Barbara County. Behavioral Wellness examines the current caseload and historical use of IMD facilities in order to project the following year’s contract amounts within Department’s budget constraints. Behavioral Wellness contracts with IMDs, such as Aurora Vista Del Mar that are licensed as Acute Psychiatric Hospitals. Acute Psychiatric Hospitals are used only for clients with emergency mental health needs meeting the criteria of Welfare and Institutions Code (WIC) Section 5150, and rates are significantly higher due to the hospital license, versus other types of IMDs, which are locked facilities used to treat ongoing psychiatric needs. Due to limited bed availability at each IMD, Behavioral Wellness contracts with a number of IMDs throughout the State.

Aurora Vista del Mar (AVDM): Acute Psychiatric Hospitals are used only for clients with emergency mental health needs who are determined to be a danger to themselves or others or gravely disabled pursuant to Welfare and Institutions Code §5150, and meet medical necessity criteria, as defined in the California Code of Regulations Title 9 §1820.205. When the County’s 16-bed Psychiatric Health Facility (PHF) is full, Santa Barbara County clients are placed at other out-of-county Acute Psychiatric Hospitals, primarily AVDM. The contract with AVDM provides funding for up to nine (9) County clients per day.

Fiscal and Facilities Impacts:

Budgeted: Yes **Fiscal Analysis:**

<u>Funding Sources</u>	<u>Current FY Cost:</u>	<u>Annualized On-going Cost:</u>	<u>Total One-Time Project Cost</u>
General Fund	\$ 1,259,000.00		
State	\$ 965,000.00		
Federal			
Fees			
Other:			
Total	\$ 2,224,000.00	\$ -	\$ -

Narrative: Funding for the above referenced contract is appropriated in the FY 2016-17 Budget and was funded by County General funds; however, the contract limit was insufficient to cover the increased level of service. The Department is simply asking the Board to authorize an increase to the contract limits. No additional funding is being requested at this time; however, as explained in the Q1 Financial

Update, if bed utilization continues at Q1 levels, significant additional appropriation of funds and further contract expansion will be required.

Key Contract Risks:

There is risk that the number of contracted beds at Aurora Vista del Mar may increase beyond what the department has projected. In this case, the department will return to the Board of Supervisors to request an increase to the contract maximums where needed.

Special Instructions:

Please send one (1) complete copy of each executed contract and one (1) minute order to:
admhscontractsstaff@co.santa-barbara.ca.us

Attachments:

- Attachment A: Aurora Vista Del Mar Amendment 1
- Attachment B: Aurora Vista Del Mar BC 17-108

Authored by:

Q. Lopez

First Amendment 2016-2017

TO AGREEMENT FOR SERVICES OF INDEPENDENT CONTRACTOR

This is an amendment (hereafter referred to as the "First Amended Contract") to the Agreement for Services of Independent Contractor, referenced as number **BC**, by and between the **County of Santa Barbara** (County) and **Aurora Vista del Mar Hospital** (Contractor), for the continued provision of services specified herein.

Whereas, Contractor represents that it is specially trained, skilled, experienced and competent to perform the special services required by County and County desires to retain the services of Contractor pursuant to the terms, covenants, and conditions referenced herein.

Whereas, this First Amended Contract incorporates the terms and conditions set forth in the contract approved by the County Board of Supervisor in June, 2016, except as modified by this First Amended Contract; and

Whereas, County anticipates that Contractor will provide, at the request of County, a greater number of services than contemplated by the original Agreement, and will incur expenses beyond the value of this Agreement. This Amendment adds funds in the amount of **\$1,259,000** to the prior Agreement maximum of \$965,000 so to compensate Contractor for additional services to be rendered under this Agreement.

NOW, THEREFORE, for good and valuable consideration, in consideration of the mutual covenants and conditions contained herein, County and Contractor agree as follows:

- I. Delete Section II, Maximum Contract Amount, from Exhibit B, Financial Provisions, and replace with the following:

II. Maximum Contract Amount.

The Maximum Contract Amount shall not exceed \$2,224,000, and shall consist of County, State, and/or Federal funds and subject to the provisions in Section I. Notwithstanding any other provision of this Agreement, in no event shall County pay Contractor more than this Maximum Contract Amount for Contractor's performance hereunder without a properly executed agreement.

- II. Delete Exhibit B-1, Schedule of Rates and Contract Maximum, and replace with the following:

Exhibit B-1

Schedule of Rates and Contract Maximum

Accommodation Code/Service	Provider Qualification	Per Diem Rate
Adult Mental Health Inpatient (and all clients described in Exhibit A, Section 3.B) 114 Room and Board, Private, Psychiatric 124 Room and Board, Semi-Private 2 Bed, Psychiatric 134 Room and Board, Semi-Private 3 or 4 Bed, Psychiatric 154 Room and Board - Ward (Medical or General), Psychiatric 204 Intensive Care, Psychiatric		\$870/day
Initial Care Subsequent Care Discharge Care Medication Evaluation Medication Management	Licensed M.D./Psychiatrist	Included in the Per Diem Rate
Total Contract Maximum Value		\$2,224,000

CONTRACTOR SIGNATURE:

STAFF ANALYST SIGNATURE:

Quiana Lopez

FISCAL SERVICES SIGNATURE:

[Signature]

Exhibit B-1

Schedule of Rates and Contract Maximum

Accommodation Code/Service	Provider Qualification	Per Diem Rate
Adult Mental Health Inpatient (and all clients described in Exhibit A, Section 3.B) 114 Room and Board, Private, Psychiatric 124 Room and Board, Semi-Private 2 Bed, Psychiatric 134 Room and Board, Semi-Private 3 or 4 Bed, Psychiatric 154 Room and Board - Ward (Medical or General), Psychiatric 204 Intensive Care, Psychiatric		\$870/day
Initial Care Subsequent Care Discharge Care Medication Evaluation Medication Management	Licensed M.D./Psychiatrist	Included in the Per Diem Rate
Total Contract Maximum Value	\$2,224,000	

CONTRACTOR SIGNATURE:

Scott Broken, CFO

STAFF ANALYST SIGNATURE:

FISCAL SERVICES SIGNATURE:

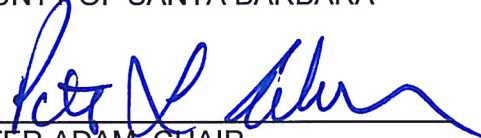
First Amendment 2016-2017

Signature Page

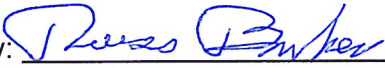
First Amendment to Agreement for Services of Independent Contractor between the County of Santa Barbara and Aurora Vista Del Mar Hospital.

IN WITNESS WHEREOF, the parties have executed this First Amended Contract to be effective on the date executed by the County.

COUNTY OF SANTA BARBARA

By: 
PETER ADAM, CHAIR
BOARD OF SUPERVISORS
Date: 12-13-16

ATTEST:
MONA MIYASATO, COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

By: 
DEPUTY CLERK
Date: 12-17-16


CONTRACTOR
AURORA VISTA DEL MAR HOSPITAL

By: _____
Date: _____

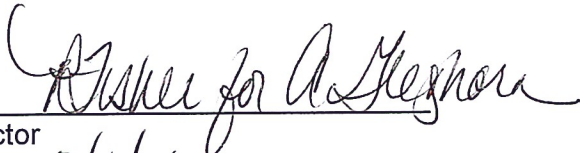
APPROVED AS TO FORM:
MICHAEL C. GHIZZONI
COUNTY COUNSEL

By: 
DEPUTY COUNTY COUNSEL

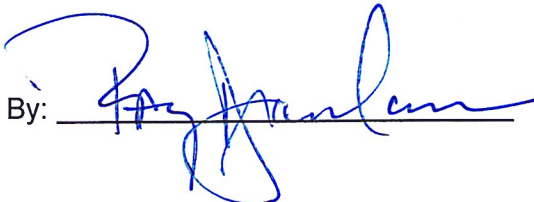
APPROVED AS TO ACCOUNTING FORM:
THEODORE A. FALLATI, CPA
AUDITOR-CONTROLLER

By: 
Deputy
Date: 12.5.16

RECOMMENDED FOR APPROVAL:
DEPARTMENT OF BEHAVIORAL WELLNESS
ALICE GLEGHORN, PH.D.
DIRECTOR

By: 
Director
Date: 12/1/16

APPROVED AS TO INSURANCE FORM:
RAY AROMATORIO
RISK MANAGER

By: 

First Amendment 2016-2017

Signature Page

First Amendment to Agreement for Services of Independent Contractor between the County of Santa Barbara and Aurora Vista Del Mar Hospital.

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COUNTY OF SANTA BARBARA

By: _____
PETER ADAM, CHAIR
BOARD OF SUPERVISORS
Date: _____

ATTEST:
MONA MIYASATO, COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

CONTRACTOR
AURORA VISTA DEL MAR HOSPITAL

By: _____
DEPUTY CLERK
Date: _____

By: Kurt Proteau
Date: 11/29/16

APPROVED AS TO FORM:
MICHAEL C. GHIZZONI
COUNTY COUNSEL

APPROVED AS TO ACCOUNTING FORM:
THEODORE A. FALLATI, CPA
AUDITOR-CONTROLLER

By _____
DEPUTY COUNTY COUNSEL

By _____
Deputy
Date: _____

RECOMMENDED FOR APPROVAL:
DEPARTMENT OF BEHAVIORAL WELLNESS
ALICE GLEGHORN, PH.D.
DIRECTOR

APPROVED AS TO INSURANCE FORM:
RAY AROMATORIO
RISK MANAGER

By _____
Director
Date: _____

By: _____