



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 21, 2016
Placement: Administrative
Estimated Time: N/A
Continued Item: No
If Yes, date from: N/A
Vote Required: Majority

TO: Board of Supervisors

FROM: Board Member(s) Alice A. Gleghorn, PhD, Director
Behavioral Wellness, 681-5220
Contact Info: Dr. Ole Behrendtsen, Medical Director
Behavioral Wellness, 681-5220

SUBJECT: Barton Associates Staffing Contract, FY 15-17

County Counsel Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Recommended Actions:

That the Board of Supervisors:

- A. Approve and authorize the Chair to execute an Agreement for Services of Independent Contractor with **Barton Associates** (not a local vendor), to increase the maximum contract amount for Fiscal Year 15-16 to \$420,000, inclusive of \$100,000 under Purchase Order CN19132 but which otherwise cancels, nullifies and supersedes Purchase Order CN19132, and to extend the term of the Agreement into Fiscal Year 16-17 for \$700,000, for a total contract maximum amount not to exceed \$1,120,000 for the period December 9, 2015 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 potentially 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 Santa Barbara County Department of Behavioral Wellness provides a continuum of mental health and substance use disorder services to Santa Barbara County residents, including psychiatric and nursing

services at its County facilities. Behavioral Wellness uses temporary staffing agencies to provide locum tenens psychiatrists, physician assistants and nurses backfill staffing shortages in budgeted positions, ensuring client access to care in a timely manner.

Approval of the recommended actions will allow Behavioral Wellness to continue to provide mandated and greatly needed psychiatry and nursing services in the Lompoc and Santa Maria areas without disruption to services.

Background:

Behavioral Wellness currently uses locum tenens temporary physicians to fill ongoing needs for psychiatric staff at outpatient facilities. Barton Associates provides temporary physician assistants and nurse practitioners to backfill vacancies at the Psychiatric Health Facility, Behavioral Wellness clinics, and at other Behavioral Wellness programs as needed.

Due to ongoing shortages of psychiatrists, Behavioral Wellness has had to continue to contract with locum tenens and since psychiatrists for Lompoc and Santa Maria are particularly difficult to find, this year we added Barton Associates. Since December 9, 2015, five (5) healthcare professionals have started and worked with the County.

Fiscal and Facilities Impacts:

Budgeted: Yes

Fiscal Analysis:

<u>Funding Sources</u>	<u>FY 15-16</u>	<u>Fy 16-17</u>
General Fund		
State	\$ 210,000.00	\$ 350,000.00
Federal	\$ 210,000.00	\$ 350,000.00
Fees		
Other:		
Total	\$ 420,000.00	\$ 700,000.00
		\$ -

Narrative: The above referenced contracts are funded by State and Federal funds. The funding sources are included in the FY 15-16 Adopted Budget and the FY 2016-2017 Proposed Budget.

Key Contract Risks:

With any contractor providing temporary staffing services, there is a risk that temporary personnel will make errors, engage in misconduct, or be negligent in performance of assigned duties. Each of the contracts allows Behavioral Wellness to terminate individual temporary staff for cause, and requires that the agency provide Professional Liability insurance to mitigate these risks.

Barton Associates refused to agree to certain parts of the County’s standard terms, imposing additional risks on the County. However, the Department of Behavioral Wellness believes the benefits of the services Barton provides will outweigh these risks. Specifically, Barton required the following changes to the County’s standard terms and conditions that may increase the County’s risks or duties:

- Any audits performed concerning this agreement will be at the County's sole expense, not Barton's.
- Barton required mutual certification of compliance with law by County, despite Barton's role as the contracted service provider.
- Barton has added language disclaiming any representation or warranty of the services it will provide, including the competencies and qualifications of its Professionals. This is a departure from other staffing agency agreements, in which contractors certify the accuracy and completeness of information they provide to the County.
- The indemnity and insurance requirements (Exhibit C) negotiated for this Agreement vary from the County's standard terms.

Special Instructions:

Please email one (1) executed copy of the signature page and one (1) minute order to:
admhscontractsstaff@co.santa-barbara.ca.us.

Attachments:

Attachment A: Barton Associates FY 15-17

Authored by:

Q. Lopez