



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: April 6, 2021
Placement: Administrative
Estimated Time: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Alice Gleghorn, Ph.D., Director
Director(s) Department of Behavioral Wellness, (805) 681-5220
Contact Info: Lindsay Walter, J.D., Deputy Director of Administration and
Operations, Department of Behavioral Wellness, (805) 681-5220
SUBJECT: California Mental Health Services Authority – Memorandum of Understanding
for Fiscal Intermediary Services for Office of Statewide Health and Planning
Development (OSHPD) Grant Local Matching Funds for FY 20-24 and
Participation Agreement for Payment of OSHPD Local Matching Funds FY 20-
24

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 and authorize the Chair to execute the **California Mental Health Services Authority (CalMHSA) Memorandum of Understanding Fiscal Intermediary Services for Office of Statewide Health and Planning Development (OSHPD) Grant Local Matching Funds No. 639-WET-2020-SR** to serve as the fiscal intermediary to certify the collection of local match funds from all counties of the Southern Counties Regional Partnership (SCRIP), in accordance with the Office of Statewide Health Planning and Development (OSHPD) Agreement No. 20-10018; execute Participation Agreements for each contributing county for the collection of funds; and track, report and remit funds to the County, in the amount of \$3,806,372, to implement Workforce Education and Training (WET) activities, for a one-time administrative fee not to exceed \$11,948.24, the term of which is upon execution through July 31, 2024 (Attachment A);
- B. Approve and authorize the Chair to execute the **California Mental Health Services Authority (CalMHSA) Participation Agreement No. 647-WET 2020-SB** for County to submit a one-time payment, as required in OSHPD Grant Agreement No. 20-10018, of local match funds in the amount of \$130,338, the term of which is upon execution through July 31, 2024 (Attachment B); and

- C. Determine that the above actions are government fiscal activities, which do not involve any commitment to any specific project that 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 items are on the agenda to request the Board of Supervisors (Board) to approve and authorize the Chair to enter into a Memorandum of Understanding (MOU) Fiscal Intermediary Services for OSHPD Grant Local Matching Funds No. 639-WET-2020-SR with CalMHSA to serve as a fiscal intermediary to execute Participation Agreements to collect the required local match funds from all counties of the Southern Counties Regional Partnership (SCRIP), to track, report certify, and remit funds to the County in accordance with the OSHPD Agreement No. 20-10018, for funds in the amount of \$3,806,372, for the implementation of Workforce Education and Training (WET) activities. There is a one-time CalMHSA administrative fee to be paid out of the OSHPD grant funds of \$11,948.24 upon execution through July 31, 2024.

Also, to request the Board to approve and authorize BWell to enter into the Participation Agreement No. 647-WET 2020-SB with CalMHSA for BWell to submit a one-time payment of their required local match funds, as required in the OSHPD Grant Agreement No. 20-10018, in the amount of \$130,338 upon execution through July 31, 2024. Approval of the recommended actions will allow BWell executed their functions as the Administrative and Fiscal entity for SCRIP to oversee training and support the Public Mental Health System workforce.

Background:

The Mental Health Services Act (MHSA), passed in 2004, levied a 1% tax on annual incomes over \$1.0 million to increase funding for mental health services. The MHSA included a requirement for each county mental health department to develop a local WET Plan, and to participate in Regional Partnerships formed throughout the State to promote building and improve the local public mental health system (PMHS) workforce, education and training resources, and focus on projects and goals specific to the needs of the region. The SCRIP, consists of the public mental health departments from Santa Barbara, San Bernardino, Imperial, Kern, Orange, Riverside, San Diego, San Luis Obispo, and Ventura counties, as well as the Los Angeles County Tri-City region (Claremont, La Verne, and Pomona). BWell has been a voting member of the SCRIP since its inception in 2009 and has benefited from many evidence-based trainings including cultural competency trainings, three Engagement Strategies conferences, recruitment marketing, a Clinical Supervision Project and a core competencies project for licensed therapists, all offered through SCRIP.

In December 2014, the Board approved and authorized BWell to serve as the fiscal and administrative agent for the SCRIP and execute the initial MOU with the SCRIP counties to implement Workforce Education and Training. Then in May 2020, BWell was nominated by the SCRIP to continue as the fiscal and administrative agent the SCRIP through 2026 and to be the fiscal and administrative agent for the OSHPD grant through 2026, which the Board approved on January 12, 2021, for BWell to both continue to serve as the fiscal and administrative agent for the SCRIP and approved BWell as the fiscal and administrative agent, for SCRIP, to accept the OSHPD Grant Agreement No. 20-10018 through 2026.

The OSHPD Agreement requires a match 33% local match of the Agreement funds, per the 2019 State Budget Bill, by July 31, 2024, as calculated for each county, to support WET plan programs. It also requires documentation from a fiscal intermediary certifying the collection of local funds on behalf of the Grantee. The fiscal intermediary is to must provide a signed certification confirming the local matching funds for each county, are deposited in BWell's account and authorized for SCRIP activities. The SCRIP

MOU further details that each county in the SCRP provide their portion of the matching funds by the July 2024 deadline and the MOU Attachment 2, details the 33% local match funds allocated to each SCRP County for payment.

BWell is a member of CalMHSA, a Joint Powers Authority (JPA) under Gov. Code §6500 et seq., serving California counties as an independent administrative and fiscal intergovernmental structure for jointly developing, funding, and implementing mental health services and educational programs at the state, regional, and local levels. CalMHSA oversees the administrative services for several programs in collaboration with Department of Health Care Services (DHCS). The Board has approved and authorized the BeWell to enter into several Participation Agreement with CalMHSA. In addition, OSHPD recognizes, CalMHSA as an approved fiscal intermediary for the collection of SCRP Counties local match funds, in the amount of \$3,806,372, and to certify the funds are deposited in the BWell’s OSHPD Grantee account.

BWell will enter into the MOU Fiscal Intermediary Services for OSHPD Grant Local Matching Funds No. 639-WET-2020-SR for the administration and collection of the OSHPD SCRP local match funds for a one-time administrative fee of \$11,948.24 for FYs 20-24. CalMHSA will execute Participation Agreements for the collection of the funds local match funds, track, report and remit funds to the County, to implement Workforce Education and Training (WET) program services. CalMHSA will remit the local match funds in the amount was \$3,806,372. The CalMHSA administration fee will be paid out of the OSHPD Agreement No. 20-10018 administrative allowable cost. At the time the First Amendment to the WET SCRP MOU and its Attachments 1 and 2 were prepared and approved by the Boards of Supervisors for the nine other SCRP members, the estimated match amount was \$3,806,371 rather than \$3,806,372 as cited in the final version of the OSHPD Agreement No. 20-10018

In addition, BWell will enter into Participation Agreement No. 647-WET-2020-SB with CalMHSA to pay our local match fund of \$130,338 to support WET programs. The BWell local match funds will be paid through MHSA. funding. Due to the administrative error of an a \$1 in the First Amendment to the WET SCRP MOU, in which, the estimated match amount was \$3,806,371 rather than \$3,806,372, will be paid be rectified by BWell paying \$130,338 rather than \$130,337 cited in the final version of the First Amendment to the WET SCRP MOU and its Attachments 2.

Performance Measure:

CalMHSA’s administration of this program will result in increased efficiency of the implementation of local match fund collection. They maintain all records and provide regular fiscal reports to the Department.

Fiscal and Facilities Impacts:

Budgeted: Yes

Fiscal Analysis:

<u>Funding Sources</u>	<u>Administrative Fee FY 20-24 Cost:</u>	<u>Local Match Funds FY 20-24 Cost</u>	<u>Total Funds FY 20-24 Cost</u>
General Fund			
State - OSHPD Grant	\$ 11,948.24		\$ 11,948.24
State - MHSA PEI		\$ 130,338.00	\$ 130,338.00
Federal			
Fees			
Other:			
Total	\$ 11,948.24	\$ 130,338.00	\$ 142,286.24

Narrative: A fiscal intermediary is required the implementation of the OSHPD Agreement No. 20-10018 grant. The administrative fee for CalMHSA to be the fiscal intermediary of \$11,948.24 will be paid out of Administrative Cost allowed in the OSPHD Grant No. 20-10018. The required local matching fund of \$130,338, will be paid out of MHSA funding paid. Upon Board approval, both agreements will be processed through a Purchase Order.

Key Contract Risks:

BWell and CalMHSA will enter into the MOU Fiscal Intermediary Services for OSHPD Grant Local Matching Funds for FY 20-24 to have CalMHSA to serve as the fiscal intermediary to certify the collection of local match funds from all counties of the Southern Counties Regional Partnership (SCRP), in accordance with the Office of Statewide Health Planning and Development (OSHPD) Agreement No. 20-10018. CalMHSA will notify BWell if any county does not perform their fiduciary duties and BWell will return any portion of the OSHPD Agreement funds that do not receive a 33% match from that SCR county by December 31, 2024. The MOU contains an indemnification provision which requires the SCR to indemnify the County for any liability caused by the SCR's negligent or intentional acts or omissions. There is a risk that BWell will have to return to OSHPD any portion of funds that are not matched from an SCR county.

BWell will also enter into Participation Agreement No. 647-WET 2020-SB with CalMHSA for County to submit a one-time payment, as required in OSHPD Grant Agreement No. 20-10018, of local match funds in the amount of \$130,338. CalMHSA will return the BWell's match funds in full if the Participation Agreement is terminated.

Special Instructions:

Please return one (1) Minute Order and one (1) complete copy of the above Memorandum of Understanding and Participation Agreement to Denise Morales at dmorales@sbcbswell.org and to bwelcontractsstaff@sbcbswell.org.

Attachments:

- Attachment A: CalMHSA FY 20-24 MOU Fiscal Intermediary OSHPD Grant Local Match No. 639-WET-2020-SR
- Attachment B: CalMHSA Participation Agreement No. 647-WET-2020-SB
- Attachment C: OSHPD WET SCR FY 20-26 No. 20-10018
- Attachment D: WET SCR FY 14-26 MOU Amendment 1
- Attachment E: WET SCR FY 14-17 MOU

Authored by:

D. Morales