



# Monterey County

Board of Supervisors  
Chambers  
168 W. Alisal St., 1st Floor  
Salinas, CA 93901

## Board Report

File Number: A 22-335

**Agenda Date:** 6/21/2022

**Version:** 1

**Status:** Agenda Ready

**In Control:** Board of Supervisors

**File Type:** BoS Agreement

- a. Approve and authorize the Director of Health or Assistant Director of Health to execute a new one-year Agreement between County of Monterey and Crestwood Behavioral Health, Inc. for the provision of mental health services for adults with severe psychiatric disabilities, for a maximum County obligation of \$1,076,750 for the term of July 1, 2022 through June 30, 2023; and
- b. Approve the Director of Health's recommendation to accept non-standard indemnification, where County assumes liability in the event of claims, liabilities, or losses caused by any County negligence or willful misconduct; and
- c. Approve and authorize the Director of Health or Assistant Director of Health to approve non-standard terms to the MHS template of the Agreement, specifically the redlining of Sections XIII and XIV for Budget and Expenditure and Cost Reporting, the provisions of which are not applicable to this vendor; and
- d. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that do not exceed ten percent (10%) (\$107,675) of the original Agreement amount and do not significantly alter the scope of services.

### RECOMMENDATION:

It is recommended that the Board of Supervisors:

- a. Approve and authorize the Director of Health or Assistant Director of Health to execute a new one-year Agreement between County of Monterey and Crestwood Behavioral Health, Inc. for the provision of mental health services for adults with severe psychiatric disabilities, for a maximum County obligation of \$1,076,750 for the term of July 1, 2022 through June 30, 2023; and
- b. Approve the Director of Health's recommendation to accept non-standard indemnification, where County assumes liability in the event of claims, liabilities, or losses caused by any County negligence or willful misconduct; and
- c. Approve and authorize the Director of Health or Assistant Director of Health to approve non-standard terms to the MHS template of the Agreement, specifically the redlining of Sections XIII and XIV for Budget and Expenditure and Cost Reporting, the provisions of which are not applicable to this vendor; and
- d. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that do not exceed ten percent (10%) (\$107,675) of the original Agreement amount and do not significantly alter the scope of services.

### SUMMARY/DISCUSSION:

Crestwood Behavioral Health, Inc. has provided mental health services for approximately 18 years, and for 30 years prior under the previous corporate umbrella of Crestwood Hospitals. Crestwood

File Number: A 22-335

---

has 18 California facilities ranging in size from 12 to nearly 200 beds, three of which are covered under the terms of this Contract. Crestwood's programs provide recovery oriented psychiatric services to adults, older adults, and transition-aged youth with severe and persistent mental health illnesses. Crestwood provides intensive treatment programs with a high level of security and education to assist clients to live independently. Crestwood treatment services include an individualized program to meet the specific needs of each client, and a structured regimen with services to assist clients in their development of new skills.

The County currently maintains Agreement A-15294 with Crestwood Behavioral Health, Inc. which will expire on June 30, 2022. This new Agreement continues the past relationship with Crestwood Behavioral Health, Inc. into the next fiscal year. The Agreement includes and extends the expiring FY 2021-22 contract provisions, this year with one Crestwood Mental Health Rehabilitation Center (MHRC) and two Skilled Nursing Facilities, dropping one unused MHRC and diverting those funds to the remaining facility, helping to maintain County treatment options for older adults.

The approval of this Agreement will provide the necessary resources and increase the options for clients to be placed in a facility that best suits their needs and to live in the least restrictive community setting as possible. This Agreement meets the requirements of the State Welfare and Institutions Code 5600 (Bronzan-McCorquodale Act), the California Code of Regulations Titles 9 and 22, and sustains the continuity of core services to seriously mentally ill clients of Monterey County.

This Agreement contains a modified risk provision that states that the County will be indemnified for any and all claims, unless the County is negligent or responsible for willful misconduct. This agreement also contains non-standard auto insurance provision that covers the County of Monterey as an additional insured, only for sole negligent acts. This Agreement contains the County's standard 30-day "no cause" provision (Section IV, B) and an additional defunding provision (Section IV, D), which provides the County the ability to amend or terminate the Agreement in the event of a reduction and/or termination of funding.

This work supports the following Monterey County Health Department 2018-2022 Strategic Plan Goal: 3. Ensure access to culturally and linguistically appropriate, customer-friendly, quality health services. It also supports one of the ten essential public health services, specifically: 7. Link people to needed personal health services and assure the provisions of health care when otherwise unavailable.

OTHER AGENCY INVOLVEMENT:

The office of the County Counsel, Risk Management, and Auditor-Controller have reviewed and approved this Agreement as to form, non-standard indemnification, and fiscal provisions, respectively.

FINANCING:

This Agreement is 100% funded by 1991 Mental Health Realignment revenues. The funds for this Agreement (\$1,076,750) are included in the Health Department's Behavioral Health (HEA012, Unit 8410) Fiscal Year 2022-23 Recommended Budget.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

Check the related Board of Supervisors Strategic Initiatives:

File Number: A 22-335

---

Economic Development:

- Through collaboration, strengthen economic development to ensure a diversified and healthy economy.

Administration:

- Promote an organization that practices efficient and effective resource management and is recognized for responsiveness, strong customer orientation, accountability and transparency.

Health & Human Services:

- Improve health and quality of life through County supported policies, programs, and services; promoting access to equitable opportunities for healthy choices and healthy environments in collaboration with communities.

Infrastructure:

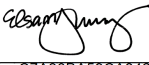
- Plan and develop a sustainable, physical infrastructure that improves the quality of life for County residents and supports economic development results.

Public Safety:

- Create a safe environment for people to achieve their potential, leading businesses and communities to thrive and grow by reducing violent crimes as well as crimes in general.

Prepared by: Norm Morris, Management Analyst II, 796-1277

Approved by:

DocuSigned by:  
  
C7A30BA59CA8423...

Date: 6/14/2022 | 4:30 PM PDT

Elsa Mendoza Jimenez, Director of Health, 755-4526

Attachment:

Agreement