



Legislation Details (With Board Report)

File #: A 23-003 **Name:** MOU with Alisal Union School District
Type: BoS Agreement **Status:** Passed
File created: 12/30/2022 **In control:** Board of Supervisors
On agenda: 1/24/2023 **Final action:** 1/24/2023

Title: a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Memorandum of Understanding, for the provision of therapeutic services and mental health supports to students, with Alisal Union School District for a total maximum amount not to exceed \$273,685 retroactive to July 1, 2022, through June 30, 2023; and
b. Approve non-standard insurance and indemnification provision in Agreement as recommended by the Director of Health; and
c. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that in total do not exceed ten percent (10%) of the initial liability amount and that do not significantly change the scope of services.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Board Report, 2. Memorandum of Understanding, 3. Completed Board Order Item No. 26

Date	Ver.	Action By	Action	Result
1/24/2023	1	Board of Supervisors		

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b. Approve non-standard insurance and indemnification provision in Agreement as recommended by the Director of Health; and
c. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that in total do not exceed ten percent (10%) of the initial liability amount and that do not significantly change 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 Memorandum of Understanding, for the provision of therapeutic services and mental health supports to students, with Alisal Union School District for a total maximum amount not to exceed \$273,685 retroactive to July 1, 2022, through June 30, 2023; and
b. Approve non-standard insurance and indemnification provision in Agreement as recommended by the Director of Health; and
c. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that in total do not exceed ten percent (10%) of the initial liability amount and that do not significantly change the scope of services.

SUMMARY/DISCUSSION:

The Memorandum of Understanding (MOU) between the School District and the County expired on June 30, 2022. The School District seeks to continue its partnership with the Monterey County Health Department Behavioral Health Bureau (MCBHB) for the provision of therapeutic services and mental health support for students identified as having trouble with their educational goals due to social, emotional, or behavioral issues. Through the MOU, MCBHB will deploy Psychiatric Social Workers (“Therapist”) and or Social Workers to the School District to provide an array of therapeutic services to students including individual therapy, group therapy, family therapy, parent and/or teacher consultation, treatment planning, classroom observation, teacher training, parent education, support with psychiatric appointments, referrals for crisis intervention, and intensive in-home behavioral intervention and support as needed through the General Education program. The School District agrees to pay the non-Federal Financial Participation (FFP) portion of the costs up to the total maximum MOU amount since MCBHB is reimbursed FFP directly by the Department of Health Care Services. Since prior to the expiration of the former MOU, MCBHB has been working to obtain the required insurance and the School District Board’s approval to process the MOU.

This MOU was originally presented for approval by the Board of Supervisors on December 6, 2022, but the Board report and thus the agenda title and agenda recommendation contained an incorrect contract term and contract amount. Health resubmits this request to obtain a Board order with the correct term and contract amount.

Both parties have negotiated to Mutual Indemnification, Limitation of Liability, increased per occurrence and aggregate liability limits for Professional and General Liability, and County to include sexual misconduct coverage. The Health Department recommends the modification to the indemnification, liability, and insurance provisions.

This work supports the following Monterey County Health Department 2018-2022 Strategic Goals: 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 County Counsel and Auditor-Controller have reviewed and approved this MOU as to legal form and fiscal provisions, respectively. Risk Management has not approved this MOU due to non-standard indemnification, limitation of liability, and insurance provisions.

FINANCING:

This MOU is funded by Federal Financial Participation (FFP), School District, and MHSSA grants. The associated revenue and expenditures are included in the Health Department’s Behavioral Health (HEA 012, Unit 8410) Fiscal Year (FY) 2022-23 Adopted Budget.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

Check the related Board of Supervisors Strategic Initiatives:

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: Charise Walters, Management Analyst II, 755-4703

Approved by:

Date: _____

Elsa Mendoza Jimenez, Director of Health, 755-4526

Attachments:

Board Report

Memorandum of Understanding