



County of Monterey

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

Legislation Details (With Board Report)

File #: A 23-298 **Name:** Monterey County Special Education Local Plan Area (SELPA MOU)

Type: BoS Agreement **Status:** Passed

File created: 6/13/2023 **In control:** Board of Supervisors

On agenda: 6/27/2023 **Final action:** 6/27/2023

Title:

- a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Memorandum of Understanding (“MOU”) with Monterey County Special Education Local Plan Area for reimbursement to the County of Monterey for the provision of mental health services pursuant to a student’s Individualized Education Plan, effective July 1, 2023, through June 30, 2024, for a total amount not to exceed \$4,568,437;
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute an Interagency Agreement, Exhibit A to the MOU, with Monterey County Special Education Local Plan Area effective July 1, 2023, through June 30, 2024;
- c. Approve non-standard indemnification, limitation of liability, and insurance provisions to the MOU as recommended by the Director of Health; and
- d. Approve and authorize the Director of Health or Assistant Director of Health to execute up to three future amendments where the combined amendments do not exceed 10% (\$456,843) of the original MOU amount, do not significantly change the scope of services, and do not increase the total not to exceed maximum amount over \$5,025,280.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Board Report, 2. MOU, 3. Completed Board Order Item No. 57, 4. MOU (Fully Executed)

Date	Ver.	Action By	Action	Result
6/27/2023	1	Board of Supervisors		

- a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Memorandum of Understanding (“MOU”) with Monterey County Special Education Local Plan Area for reimbursement to the County of Monterey for the provision of mental health services pursuant to a student’s Individualized Education Plan, effective July 1, 2023, through June 30, 2024, for a total amount not to exceed \$4,568,437;
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute an Interagency Agreement, Exhibit A to the MOU, with Monterey County Special Education Local Plan Area effective July 1, 2023, through June 30, 2024;
- c. Approve non-standard indemnification, limitation of liability, and insurance provisions to the MOU as recommended by the Director of Health; and
- d. Approve and authorize the Director of Health or Assistant Director of Health to execute up to three future amendments where the combined amendments do not exceed 10% (\$456,843) of the original MOU amount, do not significantly change the scope of services, and do not increase the total not to exceed maximum amount over \$5,025,280.

RECOMMENDATION:

It is recommended that the County of Monterey Board of Supervisors:

- a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Memorandum of Understanding (“MOU”) with Monterey County Special Education Local Plan Area for reimbursement to the County of Monterey for the provision of mental health services pursuant to a student’s Individualized

- Education Plan, effective July 1, 2023, through June 30, 2024, for a total amount not to exceed \$4,568,437;
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute an Interagency Agreement, Exhibit A to the MOU, with Monterey County Special Education Local Plan Area effective July 1, 2023, through June 30, 2024;
- c. Approve non-standard indemnification, limitation of liability, and insurance provisions to the MOU as recommended by the Director of Health; and
- d. d. Approve and authorize the Director of Health or Assistant Director of Health to execute up to three future amendments where the combined amendments do not exceed 10% (\$456,843) of the original MOU amount, do not significantly change the scope of services, and do not increase the total not to exceed maximum amount over \$5,025,280.

SUMMARY/DISCUSSION:

The Special Education Local Plan Area (SELPA) acknowledges that its member Local Education Agencies are mandated to provide students a free and appropriate public education (FAPE), including mental health services. For a number of years SELPA entered into a MOU with the County to deploy Psychiatric Social Workers (“Therapist”) to School Districts to provide an array of services, including individual and group counseling provided to a student; individual or group counseling provided to parents of special education students; consultation services provided to parents, students, teachers and other school personnel; and planning and implementing a program of psychological counseling for special education students and parents. Additional services the County of Monterey provides to SELPA include Home Alternative to Residential Treatment, Residential Monitoring, and Residential Searching and Securing. SELPA agrees to pay the non-Federal Financial Participation (FFP) portion of the mental health service since the County of Monterey is reimbursed FFP directly by Department of Health Care Services; and reimburse the full cost of the provision of HART, Residential Monitoring, and Residential Searching and Securing.

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 County Counsel and Auditor-Controller have reviewed and approved this Agreement as to legal form and fiscal provisions, respectively. Risk Management has not approved this Agreement due to non-standard insurance provisions.

FINANCING:

The costs of this agreement are funded by Special Education Local Plan Area reimbursement (SELPA 100%). The associated revenue and expenditures are included in the Health Department’s Behavioral Health (HEA 012, Unit 8410) FY 2023-24 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: _____

Joseph Macaluso, Assistant Director of Health, 809-4790

On behalf of Elsa Mendoza Jimenez, Director of Health, 755-4526

Attachments:

Board Report

Memorandum of Understanding