



# County of Monterey

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

## Legislation Details (With Board Report)

**File #:** A 19-208 **Name:** Vandevere Agreement  
**Type:** BoS Agreement **Status:** Passed - Health Department  
**File created:** 5/30/2019 **In control:** Board of Supervisors  
**On agenda:** 6/18/2019 **Final action:** 6/18/2019  
**Title:** a. Approve and authorize the Director of Health or Assistant Director of Health to execute a three (3) year Standard Agreement with Keith Vandevere, Attorney-At-Law to provide hearing officer services, in the amount of \$60,000 for Fiscal Year (FY) 2019-20, \$60,000 for FY 2020-21, and \$60,000 for FY 2021-22, for a maximum County obligation of \$180,000 for the term of July 1, 2019 through June 30, 2022; and  
b. 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%) (\$18,000) of the original Agreement amount and do not significantly alter the scope of services.

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. Board Report, 2. Agreement\_Vandevere, 3. 44. Completed Board Order

Date	Ver.	Action By	Action	Result
6/18/2019	1	Board of Supervisors	approved - health department	Pass

a. Approve and authorize the Director of Health or Assistant Director of Health to execute a three (3) year Standard Agreement with Keith Vandevere, Attorney-At-Law to provide hearing officer services, in the amount of \$60,000 for Fiscal Year (FY) 2019-20, \$60,000 for FY 2020-21, and \$60,000 for FY 2021-22, for a maximum County obligation of \$180,000 for the term of July 1, 2019 through June 30, 2022; and  
b. 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%) (\$18,000) 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 three (3) year Standard Agreement with Keith Vandevere, Attorney-At-Law to provide hearing officer services, in the amount of \$60,000 for Fiscal Year (FY) 2019-20, \$60,000 for FY 2020-21, and \$60,000 for FY 2021-22, for a maximum County obligation of \$180,000 for the term of July 1, 2019 through June 30, 2022; and  
b. 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%) (\$18,000) of the original Agreement amount and do not significantly alter the scope of services.

### SUMMARY/DISCUSSION:

The Lanterman-Petris-Short Act mandates a certification review hearing for all persons to be certified for involuntary mental health treatment. Keith Vandevere, Attorney-At-Law, provides services as the hearing officer for certification review hearings. Monterey County currently maintains Agreement A-13158 with Keith Vandevere, Attorney-At-Law which will expire on June 30, 2019. The Health Department, Behavioral Health is requesting approval of this County of Monterey Standard Agreement to continue these services for an additional three-year term.

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 initiative: 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:

County Counsel-Risk Management and Auditor-Controller have reviewed and approved this Agreement as to legal form and fiscal provisions respectively.

FINANCING:

This Agreement is 100% funded by 1991 Realignment revenues. The funds for this Agreement (\$60,000) are included in the Health Department's Behavioral Health (HEA012, Unit 8410) Fiscal Year (FY) 2019-20 Requested Budget. The funds for this Agreement for FY 2020-21 (\$60,000) and FY 2021-22 (\$60,000) will be included in the respective Health Department's Behavioral Health (HEA012, Unit 8410) FY 2020-21 and FY 2021-22 Requested Budgets.

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: Norm Morris, Management Analyst II, 1277

Approved By: Elsa M. Jimenez, Director of Health, 4526

Attachment:

Agreement is on file with the Clerk of the Board