



## Legislation Details (With Board Report)

<b>File #:</b>	A 23-130	<b>Name:</b>	MOU Template for Provision of Therapeutic Services & Mental Health Support
<b>Type:</b>	BoS Agreement	<b>Status:</b>	Passed
<b>File created:</b>	4/11/2023	<b>In control:</b>	Board of Supervisors
<b>On agenda:</b>	5/2/2023	<b>Final action:</b>	5/2/2023
<b>Title:</b>	<p>a. Approve and accept the Memorandum of Understanding (MOU) template for the provision of therapeutic services and mental health support ("Services") by County to students attending school districts ("School Districts") in the County of Monterey listed in Attachment 1 for August 1, 2023 through June 30, 2024; and</p> <p>b. Approve and authorize the Director of Health or Assistant Director of Health to execute the MOU template with each School District listed in Attachment 1, for an estimated total revenue amount of \$2,630,670 in the aggregate across all MOUs; and</p> <p>c. Approve the non-standard insurance and indemnification provisions in the MOU template as recommended by the Director of Health; and</p> <p>d. Approve and authorize the Director of Health or Assistant Director of Health to execute the MOU template with additional School Districts in the County of Monterey for the provision of Services during August 1, 2023 through June 30, 2024; and</p> <p>e. Approve and authorize the Director of Health or Assistant Director of Health to execute the MOU template as modified by the parties, where the terms are not significantly different from the MOU template, do not significantly change the level of risk or the scope of a party's obligations or responsibilities, and are subject to review and approval of County Counsel and County Risk Manager.</p>		

### Sponsors:

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**Attachments:** 1. Board Report, 2. MOU Template, 3. Attachment No. 1, 4. Completed Board Order Item No. 18, 5. MOU Template (Fully Executed), 6. REVISED Board Order Item No. 18

Date	Ver.	Action By	Action	Result
5/2/2023	1	Board of Supervisors		

- a. Approve and accept the Memorandum of Understanding (MOU) template for the provision of therapeutic services and mental health support ("Services") by County to students attending school districts ("School Districts") in the County of Monterey listed in Attachment 1 for August 1, 2023 through June 30, 2024; and
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute the MOU template with each School District listed in Attachment 1, for an estimated total revenue amount of \$2,630,670 in the aggregate across all MOUs; and
- c. Approve the non-standard insurance and indemnification provisions in the MOU template as recommended by the Director of Health; and
- d. Approve and authorize the Director of Health or Assistant Director of Health to execute the MOU template with additional School Districts in the County of Monterey for the provision of Services during August 1, 2023 through June 30, 2024; and
- e. Approve and authorize the Director of Health or Assistant Director of Health to execute the MOU template as modified by the parties, where the terms are not significantly different from the MOU template, do not significantly change the level of risk or the scope of a party's obligations or responsibilities, and are subject to review and approval of County Counsel and County Risk Manager.

RECOMMENDATION:

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

- a. Approve and accept the Memorandum of Understanding (MOU) template for the provision of therapeutic services and mental health support (“Services”) by County to students attending school districts (“School Districts”) in the County of Monterey listed in Attachment 1 for August 1, 2023 through June 30, 2024; and
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute the MOU template with each School District listed in Attachment 1, for an estimated total revenue amount of \$2,630,670 in the aggregate across all MOUs; and
- c. Approve the non-standard insurance and indemnification provisions in the MOU template as recommended by the Director of Health; and
- d. Approve and authorize the Director of Health or Assistant Director of Health to execute the MOU template with additional School Districts in the County of Monterey for the provision of Services during August 1, 2023 through June 30, 2024; and
- e. Approve and authorize the Director of Health or Assistant Director of Health to execute the MOU template as modified by the parties, where the terms are not significantly different from the MOU template, do not significantly change the level of risk or the scope of a party’s obligations or responsibilities, and are subject to review and approval of County Counsel and County Risk Manager.

SUMMARY/DISCUSSION:

The School Districts listed in Attachment 1 seek to continue their partnership with the County of Monterey, on behalf of its Health Department Behavioral Health Bureau, for the provision of therapeutic services and mental health supports for students identified as having trouble with their educational goals due to social, emotional or behavioral issues for the 2023-24 academic school year, with limited services during the summer months. An academic school year is defined as nine months of instruction and three months of vacation during the summer. Through the MOU, County will deploy Psychiatric Social Workers (“Therapist”) and or Social Workers to School Districts 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 various programs: General Education, Interconnected Systems Framework, and Out of School Youth Mental Health Supports (see Attachment 1 of the Board Report). The School Districts agree to pay the non-Federal Financial Participation (FFP) portion of the costs up to the total maximum MOU amount since County is reimbursed FFP directly by the Department of Health Care Services. The estimated expected revenue of \$2,630,670 from all MOUs in FY 2023-24 may vary based on changes in School District budgets and County staffing.

The MOU template provides for mutual indemnification and limitation of liability. The MOU template provides that both County and Districts must meet coverage limits for professional liability and commercial general liability (“CGL”), and additional insured endorsements for commercial general liability, which coverage limits are at or above the requirements for the County’s own service providers. The template further provides for the inclusion of professional liability and CGL coverage related to sexual misconduct.

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 Offices of County Counsel and Auditor-Controller have reviewed and approved this request as to legal form and fiscal provisions, respectively. Risk Management cannot approve this request due to unforeseeable non-standard indemnification, limitation of liability, and insurance provisions.

FINANCING:

These Agreements are funded by Federal Financial Participation (FFP), School District, and Mental Health Student Services Act (MHSSA) Grant. 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: \_\_\_\_\_

Elsa Mendoza Jimenez, Director of Health, 755-4526

Attachments:

Board Report

Memorandum of Understanding Template

Attachment 1

