COUNTY OF LOS ANGELES

MARVIN J. SOUTHARD, D.S.W.
Director

ROBIN KAY, Ph.D.
Chief Deputy Director

RODERICK SHANER, M.D.
Medical Director

550 SOUTH VERMONT AVENUE, LOS ANGELES, CALIFORNIA 90020

BOARD OF SUPERVISORS

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MARK RIDLEY-THOMAS
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DEPARTMENT OF MENTAL HEALTH

http://dmh.lacounty.gov

Reply To: (213) 738-4601
Fax: (213) 386-1297

January 19, 2010

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

APPROVAL TO AMEND CONSULTANT SERVICES AGREEMENT WITH CALIFORNIA MENTAL HEALTH DIRECTORS ASSOCIATION
(ALL SUPERVISORIAL DISTRICTS)
(3 VOTES)

SUBJECT

Request approval to amend a consultant services agreement with the California Mental Health Directors Association, for Mental Health Services Act consultation and technical assistance.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Approve and authorize the Director of Mental Health, or his designee, to prepare, sign, and execute Amendment No. 6, substantially similar to the Attachment, to the existing Department of Mental Health (DMH) consultant services agreement No. MH050011 with California Mental Health Directors Association (CMHDA) to provide additional consultation and technical assistance due to an increase in workload, and for the Art of Daybreak Program. This will increase the Agreement's Total Compensation Amount (TCA) by $131,627, from $160,700 to $292,327, for Fiscal Year (FY) 2009-10 only, funded by Mental Health Services Act (MHSA) funds. The Amendment will be effective upon Board approval through June 30, 2010.

2. Delegate authority to the Director, or his designee, to prepare, sign, and execute future amendments to this Agreement and establish as a new TCA the aggregate of the original Agreement and all amendments through and including this Amendment, provided that: 1) the County's total payments to CMHDA under this Agreement for the applicable fiscal year will not exceed an increase

of 20 percent from the applicable Board-approved TCA; 2) any increase will be used to provide additional services or to reflect program changes; 3) your Board has appropriated sufficient funds for all changes; 4) approval of County Counsel and the Chief Executive Officer (CEO), or their designee, is obtained prior to any such Amendment; 5) the parties may, by written amendment, mutually agree to reduce programs or services and revise the applicable TCA, without reference to the 20 percent limitation; and 6) the Director of Mental Health notifies your Board of Agreement changes in writing within 30 days after execution of any amendment.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The recommended actions will allow CMHDA to hire an additional staff person to support the increased workload experienced as the MHSA is implemented. CMHDA acts on the County's behalf to make policy and fiscal recommendations to the State Department of Mental Health, the Mental Health Oversight and Accountability Commission, the California Mental Health Planning Council, and other organizations as it relates to county MHSA policy issues. Their policy, fiscal, and advocacy work related to MHSA regulations is invaluable to counties.

The estimated additional consulting cost of $99,227 represents the County of Los Angeles' share of CMHDA's statewide efforts to provide expertise in the area of public policy development, data analysis, government relations, and advocacy, as it relates to overall MHSA planning and implementation. As a statewide organization, CMHDA collaborates with State agencies, including the State Department of Mental Health, on issues of importance to California's county mental health agencies, and has been extremely instrumental in helping DMH to understand the complexities of the various plans in preparation for implementation. This increase in funding will allow CMHDA to provide the same type of services at an increased level of support and hours to accommodate additional workload.

An additional $32,400 is requested to implement the Art of Daybreak Program. The program will utilize MHSA Prevention Early Intervention (PEI) funds for consultation and technical assistance from CMHDA consultants to develop an effective means of reaching the community through art to overcome stigma and discrimination towards individuals with mental illness.

Board approval is necessary to amend the Agreement with CMHDA as the total recommended increase of $131,627 exceeds DMH's delegated authority.

Implementation of Strategic Plan Goals

The recommended actions are consistent with the County Strategic Plan Goal 1, Organizational Effectiveness, and Goal 4, Health and Mental Health.

FISCAL IMPACT/FINANCING

The $131,627 increase for FY 2009-10 is fully funded with MHSA funds and is included in DMH's FY 2009-10 Adopted Budget. Of the total, $99,227 is funded by the MHSA Community Services and

Supports (CSS) Plan and $32,400 is funded by the MHSA PEI Plan. CMHDA's revised TCA will total $292,327 for FY 2009-10. There is no increase in net County cost.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Currently, DMH has a consultant services agreement with CMHDA, a non-profit private agency, extending through June 30, 2010, for consultation and technical assistance on educational arts therapy programs in the juvenile halls and Probation camps. In addition, DMH has contracted with CMHDA since May 9, 2000 to provide consultant services for specialized mental health organizational and systems planning, development, and implementation of services under the MHSA.

The Amendment format has been approved as to form by County Counsel. The CEO has reviewed the proposed actions. Administrative staff of DMH will continue to administer and supervise the Agreement and ensure that the Agreement provisions and Departmental policies are being followed.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The provision of expert consultation and technical assistance will improve the efficiency and effectiveness of mental health services. As a result, the recommended actions are expected to improve the quality and quantity of services for the Department, its partners, and stakeholders.

Respectfully submitted,

MARVIN J. SOUTHARD, D.S.W.
Director

MJS:RK:ST:RK

Enclosures

c: Acting County Counsel
Chief Executive Officer
Chairperson, Mental Health Commission
Executive Officer, Board of Supervisors

ATTACHMENT

CONTRACT NO. MH050011

AMENDMENT NO. 6

THIS AMENDMENT is made and entered into this __ day of _____, 2009, by and between the COUNTY OF LOS ANGELES (hereafter "County") and CALIFORNIA MENTAL HEALTH DIRECTORS ASSOCIATION (CMHDA) (hereafter "Consultant").

WHEREAS, County and Consultant have entered into a written agreement, dated June 12, 2007, identified as County Agreement No. MH050011, and any subsequent amendments (hereafter collectively "Agreement"); and

WHEREAS, for Fiscal Year (FY) 2009-10, County and Consultant intend to amend Agreement only as described hereunder; and

WHEREAS, for FY 2009-10, County and Consultant intend to amend Agreement to add Mental Health Services Act (MHSA) funds to the Total Compensation Amount (TCA) for consultation and technical assistance on MHSA planning and implementation issues; and

WHEREAS, for FY 2009-10, County and Consultant intend to amend Agreement to **add** MHSA Community Services Supports Plan (CSS) funds in the amount of $**99,227**, and **add** MHSA – Prevention Early Intervention (PEI) – Early Start: Anti Stigma and Discrimination funds in the amount of $**32,400** to the TCA; and

WHEREAS, for FY 2009-10, the TCA will **increase** by $**131,627** to $**292,327**.

NOW THEREFORE, County and Consultant agree that the Agreement shall be amended only as follows:

1. Paragraph 5.0 (COMPENSATION), subparagraphs 5.1 and 5.2 shall be deleted in their entirety and the following substituted therefore:

"5.0 COMPENSATION:

5.1 In consideration of the performance by Consultant in a manner satisfactory to County of the services described in Exhibit A-6, Consultant shall be paid in accordance with the Fee Schedule established in Exhibit B-6. Total compensation for all services furnished hereunder shall not exceed the sum of **TWO HUNDRED NINETY TWO THOUSAND THREE HUNDRED TWENTY-SEVEN** DOLLARS ($**292,327**) for Fiscal Year 2009-10. Notwithstanding such limitation of funds, Consultant agrees to satisfactorily complete all work specified in Exhibit A-6.

5.2 The Total Compensation Amount for this Agreement shall not exceed **TWO HUNDRED NINETY TWO THOUSAND THREE HUNDRED TWENTY-SEVEN** DOLLARS ($**292,327**) for Fiscal Year 2009-10. In no event shall County pay Consultant more than this TCA for Consultant's performance hereunder. Payment to Consultant shall be only upon written approval of the invoice and report by County's Program Manager or his/her designated representative.

Consultant shall submit invoices to:

County of Los Angeles
Department of Mental Health
550 South Vermont Avenue
Los Angeles, CA 90020
ATTN: Program Manager"

2. Exhibit A-5 (Statement of Work) shall be deleted in its entirety and replaced with Exhibit A-6 (Statement of Work), attached hereto and incorporated herein by reference.

3. Exhibit B-5 (Fee Schedule) shall be deleted in its entirety and replaced with Exhibit B-6 (Fee Schedule), attached hereto and incorporated herein by reference.

4. Except as provided in this Amendment, all other terms and conditions of the Agreement shall remain in full force and effect.

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IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Amendment to be subscribed by County's Director of Mental Health or his designee, and Consultant has caused this Amendment to be subscribed in its behalf by its duly authorized officer, the day, month, and year first above written.

COUNTY OF LOS ANGELES

By _____
MARVIN J. SOUTHARD, D.S.W.
Director of Mental Health

CALIFORNIA MENTAL HEALTH
DIRECTORS ASSOCIATION
CONSULTANT

By _____

Name Patricia Ryan

Title Executive Director
(AFFIX CORPORATE SEAL HERE)

APPROVED AS TO FORM
OFFICE OF THE COUNTY COUNSEL

APPROVED AS TO CONTRACT
ADMINISTRATION:

DEPARTMENT OF MENTAL HEALTH

By _____
Chief, Contracts Development
and Administration Division

MK:CMHDA:09-10:CMHDA Amend 6 MHSA

EXHIBIT A-6

CALIFORNIA MENTAL HEALTH DIRECTORS ASSOCIATION STATEMENT OF WORK

FISCAL YEAR 2009-10

Mental Health Services Act Planning and Implementation

As determined by the California Mental Health Directors Association (CMHDA) Governing Board, consultants are needed to provide technical assistance to counties, including Los Angeles County, on Mental Health Services Act (MHSA) issues. A portion of the funding needed to cover the costs involved will be borne by each of the counties in the State. Among the duties of this position are the following:

1. Review, analyze and summarize Department of Mental Health (DMH) MHSA proposed documents.
2. Attend and report to membership on meetings of the Oversight and Accountability Commission.
3. Keep CMHDA members informed about activities and deadlines.
4. Coordinate the activities of CMHDA work groups to analyze DMH work products.
5. Draft CMHDA response to DMH work products based on input from work groups.
6. Act as primary resource person for the CMHDA members and staff on MHSA issues.
7. Develop and staff a MHSA Message Board on CMHDA's website.
8. Develop and keep updated a user-friendly MHSA page on CMHDA's website.
9. Provide monthly (or more often, as needed) written update on MHSA activities.
10. Coordinate training and technical assistance activities with California Institute for Mental Health.
11. Staff CMHDA policy committees as needed.
12. Other duties as assigned by the Director of Mental Health or his designee.

The Art of Daybreak Program

DMH will use consultation and technical assistance from CMHDA consultants for the purpose of developing an effective means of outreaching to the community

through art to overcome stigma and discrimination towards individuals with mental illness. The consultants will provide services including, but not limited to:

- Directly providing performance and fine arts instruction to Mental Health Services Act-Wellness Center consumers in Service Area 8 directly-operated clinics,

- Providing all instructional materials, supplies, and/or instruments required to allow full participation in the program(s) by enrolled students,

- Arranging language-, educationally- and culturally-appropriate performances by dance, theater, vocal, instrumental, or other performing arts specialists,

- Providing fine art, creative writing and drama workshops. Workshops will integrate live music, guest lecturers, slide presentations, live poetry readings, and live music,

- Displaying client's artwork in a public venue, and

- Assisting clients in generating creative writing chapter book(s).

Consultation and Technical Assistance on Arts Therapy Programs

Counties retain CMHDA Consultants for assistance in developing and implementing new, evidence-based programs necessary to meet local/state/federal mandates, including U.S. Department of Justice requirements in the County of Los Angeles' Probation Department's juvenile halls and camps.

DMH will use consultation and technical assistance from CMHDA consultants to continue and expand upon existing educational arts therapy programs in the juvenile probation halls and camps. The consultants will provide services including, but not limited to:

- Directly providing performing and fine arts instruction to youths detained in the juvenile halls and camps;
- Providing all instructional materials, supplies, and/or instruments required to allow full participation in the program(s) by all enrolled students;
- Arranging age, language, educationally and culturally-appropriate performances by dance, theater, vocal, instrumental, or other performing arts specialists; and
- Providing Probation and Mental Health Treatment teams with recommendations for program improvement and facilitation.

The CMHDA Consultants' work will be performed on-site at Barry J. Nidorf Juvenile Hall, Central Placement Unit, Los Padrinos Juvenile Hall, Camp Glenn Rockey and Camp Scott Scudder in Los Angeles County. Regular telephone conferences between Project Managers will provide DMH with progress reports on consultation services completed and those in process.

EXHIBIT B-6

CALIFORNIA MENTAL HEALTH DIRECTORS ASSOCIATION
CONSULTANT SERVICES AGREEMENT
FEE SCHEDULE FOR FISCAL YEAR 2009-10

	FY 2009-10
MHSA Planning and Implementation	
(520.33 hours @ $190.70/hour for Staff Specialist)	
MHSA	$ 99,227
Art of Daybreak Program- MHSA Prevention and Early Intervention (PEI)	
(324 hours @ $100.00/hour for outreach/consultation through art therapy) (MHSA-PEI)	$ 32,400
Educational Arts Therapy Programs Implementation	
(1607 hours @ $100.00/hour for Educational Arts Therapy Instructors)	
Sales Tax Realignment (CGF)	$ 145,700
Intrafund Transfer from DCFS (CGF)	$ 15,000
Total Compensation Amount	$ 292,327

California Mental Health Directors Association (CMHDA) shall submit invoices (monthly for MHSA program, one invoice per month for Art of Daybreak Program, two invoices per quarter for Art/SMART program, and one invoice per quarter for Drumming for Life program) for the services prescribed under the Statement of Work. CMHDA shall retain all relevant supporting documents and make them available to DMH at any time for audit purposes. Invoices shall be specific as to the type of services provided and shall be submitted to:

1. MHSA:

County of Los Angeles – Department of Mental Health
550 S. Vermont Avenue, 12th Floor
Los Angeles, CA 90020
ATTN: Angel Baker, Administrative Manager

2. MHSA/Wellness – Consultation and Outreach Through Art

County of Los Angeles – Department of Mental Health
550 S. Vermont Avenue, 12th Floor
Los Angeles, CA 90020
ATTN: Cathy Warner, Deputy Director

3. Educational Arts Therapy Programs:

County of Los Angeles – Department of Mental Health
550 S. Vermont Avenue, 4th Floor
Los Angeles, CA 90020
ATTN: Sandra Thomas, Deputy Director

In the event the State or federal government deny any or all claims submitted by County on behalf of Contractor, County will not be responsible for any payment obligation and, accordingly, Contractor shall not seek any payment from County and shall indemnify and hold harmless County from any and all liabilities for payment of any or all of those specific denied claims, except for any claims which are denied due to the fault of the County. Any controversy or dispute arising from such State or federal denied claims shall be handled by Contractor in accordance with the applicable State and/or federal administrative appeal process.

DMH Amendment Summary

LEGAL ENTITY NAME: California Mental Health Director's Association (CMHDA)

Contract No. :MH050011 Legal Entity No.: N/A Amendment No. 6

LIST OF FUNDING SOURCES, PLANS, AND/OR SERVICES
(Please check all applicable funding sources, plans, and/or services for Amendment only.)

1	Family Preservation Program		22	MHSA – FSP – Adult	
2	Child Abuse Prevention Intervention and Treatment (AB2994)		23	MHSA – FSP – Older Adult	
3	Special Education Pupil (SEP)		24	MHSA – Field Capable Clinical Services (FCCS)	
4	Specialized Foster Care		25	MHSA – Probation Camps	
5	Children's Comprehensive SOC Prog (SAMHSA, CFDA #93.958)		26	MHSA – Urgent Care Centers	
6	Child MH Initiative-Project ABC (SAMHSA, CFDA #93.104)		27	MHSA – Wellness/Client-Run Centers	
7	Juvenile Justice Program (STOP)		28	MHSA – Institutions for Mental Disease (IMD) Step Down	
8	Juvenile Justice Program (JJCPA)		29	MHSA – Enriched Residential Services	
9	Co-occuring Disorder		30	MHSA – Jail Transition and Linkage Services	
10	Path McKinney, CFDA #93.150		31	MHSA – POE (Outreach & Engagement)	
11	Homeless Services (NCC)		32	MHSA – PEI Early Start	X
12	Family Functional Therapy Program		33	DCFS Star View	
13	CalWORKs		34	DHS LAMP	
14	Homeless – Family Project		35	DHS Social Model	
15	GROW		36	DCFS Hillview Transitional Independent Living	
16	Inpatient/Residential Services		37	DHS/ADPA Dual Diagnosis	
17	Non-Medi-Cal/Indigent		38	DCFS THP	
18	Other Mental Health Services for clients under the age of 21 years		39	DCFS Medical Hub	
19	Other Mental Health Services for clients 21 years of age or older		40	MAA	
20	MHSA	X	41	Tri-City	
21	MHSA – FSP – TAY		42	Medi-Cal: NON-EPSDT, EPSDT/Healthy Families/MAA/Tri-City	

FUNDING SOURCE(S) (Select from Funding Sources listed above for Amendment.)
MHSA, MHSA PEI

AMOUNT Increase/Decrease	**FISCAL YEAR**	**MCA**
$131,627	2009-10	$292,327

(See Financial Summary(ies) for funding details to MCA.)

AMENDMENT ACTION(S): **BOARD ADOPTED DATE:** TBD **EFFECTIVE DATE:** TBD

For FY 2009-10, this amendment will add $99,227 of Mental Health Services Act (MHSA) Community Services Supports Plan funds to the TCA for consultation and technical assistance on MHSA planning and implementation issues. In addition, this amendment will add $32,400 of MHSA PEI Early Start funds for the Arts of Daybreak Program for the purpose of development and outreach to the community using art to overcome stigma and discrimination. The TCA will increase by $131,627. The revised TCA will be $292,327.

New Headquarters' (HQ) Address: _____ HQ Sup. District: _____

_____ Service Area(s): _____

ADD OR DELETE SERVICE SITE(S):

Name	Address	Sup. Dist.	Svc. Area(s)	Prov. No.

Deputy Director: Sandra Thomas Lead Manager: Antonette Jimenez