



LOS ANGELES COUNTY DEPARTMENT OF MENTAL HEALTH
550 S. VERMONT AVE., LOS ANGELES, CA 90020 HTTP://DMH.LACOUNTY.GOV



MARVIN J. SOUTHARD, D.S.W.
Director
ROBIN KAY, Ph.D.,
Chief Deputy Director
RODERICK SHANER, M.D.
Medical Director

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

27 May 5, 2015

May 05, 2015

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


PATRICK OGAWA
ACTING EXECUTIVE OFFICER

Dear Supervisors:

APPROVAL TO AMEND COUNSELING4KIDS AND THE CHILDREN'S CENTER OF ANTELOPE VALLEY LEGAL ENTITY AGREEMENTS FOR FISCAL YEAR 2014-15 (SUPERVISORIAL DISTRICT 5) (3 VOTES)

SUBJECT

Request approval to amend two existing Department of Mental Health Legal Entity Agreements to expand the Contractor's capacity to serve children who are eligible for Early and Periodic Screening, Diagnosis, and Treatment Medi-Cal, in compliance with federal and State regulations.

IT IS RECOMMENDED THAT THE BOARD:

1. Approve and authorize the Director of Mental Health (Director), or his designee, to prepare, sign, and execute amendments, substantially similar to Attachment I, to existing Department of Mental Health (DMH) Legal Entity (LE) Agreements with Counseling4Kids (MH12119) and The Children's Center of Antelope Valley (MH121164), to expand each Contractor's capacity to serve children who are eligible for Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) Medi-Cal services. These amendments will be effective upon your Board's approval and will increase each Contractor's funded programs in the amounts of \$89,100 and \$37,059 for Counseling4Kids and The Children's Center of Antelope Valley, respectively, thus increasing the Contractor's Maximum Contract Amounts (MCAs) to \$7,349,463 and \$1,416,999, respectively, for Fiscal Year (FY) 2014-15.
2. Delegate authority to the Director, or his designee, to prepare, sign, and execute future amendments to Counseling4Kids and The Children's Center of Antelope Valley and, for each contract, establish as a new MCA the aggregate of the original agreement and all amendments provided that: 1) the County's total payment to each contract provider for FY 2014-15 will not

exceed an increase of 20 percent from the applicable MCA which the Board is being asked to approve in Recommendation 1; 2) any such increase will be used to provide additional services or to reflect program and/or policy changes; 3) your Board has appropriated sufficient funds for all changes; 4) approval of County Counsel, or designee, is obtained prior to any such amendment; 5) the County and Contractors may, by written amendment, reduce programs or services without reference to the 20 percent limitation and revise the applicable MCA; and 6) the Director, or his designee, notifies your Board and the Interim Chief Executive Officer (CEO) of Agreement changes in writing within 30 days after execution of each amendment.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Approval of the requested actions will allow DMH to amend its LE Agreements with Counseling4Kids (MH12119) and The Children's Center of Antelope Valley (MH121164) and expand each Contractor's capacity to serve children who are eligible for EPSDT Medi-Cal services, in compliance with federal and State regulations.

In the beginning of 2014, DMH became aware of an emerging need to expand service capacity for children who were eligible for EPSDT Medi-Cal. DMH determined that some LE Contractors, including Counseling4Kids and The Children's Center of Antelope Valley, would require additional funding to meet the increased demand for services to eligible children requiring mental health services. The identified LE Contractors received additional Mental Health Services Act (MHSA) Prevention and Early Intervention (PEI) funds to provide services to EPSDT Medi-Cal children.

Consequently, your Board's approval is necessary to further amend the LE Agreements for Counseling4Kids and The Children's Center of Antelope Valley because DMH has reached its 20 percent delegated authority for FY 2014-15 for these two specific Contractors.

Implementation of Strategic Plan Goals

The recommended actions are consistent with County's Strategic Plan Goal 3, Integrated Services Delivery.

FISCAL IMPACT/FINANCING

The total amount of these amendments is \$126,159, fully funded by State MHSA revenue in the amount of \$63,080 and Federal Financial Participation (FFP) Medi-Cal in the amount of \$63,079. Funding for these amendments is included in DMH's FY 2014-15 Adopted Budget.

There is no net County cost impact associated with the recommended actions.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

On June 4, 2014, your Board authorized the Director of DMH to renew 67 LE Agreements whose contracts would have expired on June 30, 2014. Your Board's approval provided delegated authority to the Director to prepare, sign, and execute future amendments to these LE Agreements, including amendments that increase the MCAs up to 20 percent.

Counseling4Kids and The Children's Center of Antelope Valley were a part of this initial Board action to renew expiring LE Agreements. On December 15, 2014, the contracts with both Counseling4Kids and The Children's Center of Antelope Valley were amended to increase MHSA PEI Medi-Cal funds

and expand the Contractors' capacity to serve children eligible for EPSDT services. Now, DMH is seeking your Board's approval to further amend these LE Agreements for the amounts that exceeded the original 20 percent delegated authority.

The Children's Center of Antelope Valley is a private, non-profit healthcare organization located in Northern Los Angeles County that provides a continuum of services to child victims of abuse, children at risk of abuse, and their families. Its headquarters is located at 4511 North Fern Avenue, Lancaster, CA 93534. The LE Contractor provides services in Service Area 1, within the Fifth Supervisorial District.

Counseling4Kids is a non-profit organization that provides effective mental health services to abused and neglected children and youth in the foster care system throughout Los Angeles County. The LE Contractor serves over 1,000 foster children annually. Its headquarters is located at 601 South Glenoaks Boulevard, Suite 200, Burbank, CA 91501, within the Fifth Supervisorial District. The Contractor operates two service delivery sites which serve clients in Service Areas 2 and 8.

In accordance with your Board Policy Manual, Section No. 5.120, Authority to Approve Increases to Board Approved Contract Amounts, DMH notified your Board on April 2, 2015 (Attachment II) of its intent to request delegated authority of more than 10 percent for these agencies. This authority will allow DMH greater capacity to amend the Agreement and implement additional services in a more timely and expeditious manner.

The attached amendment format (Attachment I) has been approved as to form by County Counsel. DMH clinical and administrative staff will administer and monitor the agreements, evaluate programs to ensure that quality services are being provided to clients, and make certain that agreement provisions and departmental policies are followed.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Board approval of the proposed actions will allow Counseling4Kids and The Children's Center of Antelope Valley to maintain business continuity in the provision of current mental health services to seriously emotionally disturbed children, adolescents, and their families in Service Areas 1, 2, and 8.

The Honorable Board of Supervisors

5/5/2015

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Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mg Southard". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

MARVIN J. SOUTHARD, D.S.W.

Director of Mental Health

MJS:DM:RK:sk

Enclosures

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

CONTRACT NO. MH_____

AMENDMENT NO. __

THIS AMENDMENT is made and entered into this __ day of _____, 2015, by and between the COUNTY OF LOS ANGELES (hereafter "County") and _____ (hereafter "Contractor").

WHEREAS, County and Contractor have entered into a written Agreement, dated July 1, 2014, identified as County Agreement No. MH_____, (hereafter "Agreement"); **or** as subsequently amended (hereafter collectively "Agreement"); **(choose whichever is applicable)** and

WHEREAS, for Fiscal Year (FY) 2014-15 only, County and Contractor intend to amend this Agreement only as described hereunder; and

WHEREAS, for FY 2014-15 only, County and Contractor intend to amend this Agreement to **increase** MHSa Prevention & Early Intervention MC Funded Program funds in the amount of \$_____; and **(if applicable)**

WHEREAS, for FY 2014-15, as a result of the above changes in funded programs, the Maximum Contract Amount (MCA) will increase in the amount of \$_____ and the revised MCA will be \$_____.

NOW, THEREFORE, County and Contractor agree that this Agreement shall be amended only as follows:

1. For FY 2014-15 only, MHSa Prevention & Early Intervention MC Funded Program funds are **increased** in the amount of \$_____; **(if applicable)** to expand the Contractor's capacity to serve children who are eligible for Early and

Periodic Screening, Diagnosis, and Treatment (EPSDT) Medi-Cal, in compliance with State and federal regulations. For FY 2014-15, the MCA is **increased** by \$_____.

2. Financial Exhibit A (FINANCIAL PROVISIONS), Attachment II, Paragraph C (REIMBURSEMENT FOR INITIAL PERIOD), shall be deleted in its entirety and the following substituted therefor:

“(1) Reimbursement For Initial Period: The MCA for the Initial Period of this Agreement as described in Paragraph 1 (TERM) of the DMH Legal Entity Agreement shall not exceed _____ DOLLARS (\$_____) and shall consist of Funded Programs as shown on the Financial Summary.”

3. Financial Summary (Attachment III) - _ for FY 2014-15, shall be deleted in its entirety and replaced with Financial Summary (Attachment III) - _ for FY 2014-15 attached hereto and incorporated herein by reference. All references in Agreement to Financial Summary (Attachment III) - _ for FY 2014-15, shall be deemed amended to state “Financial Summary (Attachment III) - _ for FY 2014-15.”
4. Contractor shall provide services in accordance with Contractor’s FY _____ Negotiation Package for this Agreement and any addenda thereto approved in writing by the County’s Director of Mental Health or his designee.
5. 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 Contractor has caused this Amendment to be subscribed on its behalf by its duly authorized officer, on the day, month, and year first above written.

COUNTY OF LOS ANGELES

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

CONTRACTOR

By _____

Name _____

Title _____
(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



LOS ANGELES COUNTY DEPARTMENT OF MENTAL HEALTH
550 S. VERMONT AVE., LOS ANGELES, CA 90020 HTTP://DMH.LACOUNTY.GOV

ATTACHMENT II



MARVIN J. SOUTHARD, D.S.W.
Director
ROBIN KAY, Ph.D.
Chief Deputy Director
RODERICK SHANER, M.D.
Medical Director

April 2, 2015

TO: Each Supervisor

FROM: Marvin J. Southard, D.S.W.
Director

SUBJECT: **NOTICE OF INTENT TO REQUEST DELEGATED AUTHORITY TO APPROVE A PERCENTAGE INCREASE EXCEEDING TEN PERCENT OF THE MAXIMUM CONTRACT AMOUNTS OF TWO LEGAL ENTITY AGREEMENTS WITH COUNSELING4KIDS AND THE CHILDREN'S CENTER OF ANTELOPE VALLEY FOR MENTAL HEALTH SERVICES FOR FISCAL YEAR 2014-15**

This is to advise your Board that the Department of Mental Health (DMH) is scheduling a Board letter for the May 5, 2015, agenda requesting approval to amend two Legal Entity (LE) Agreements with Counseling4Kids and The Children's Center of Antelope Valley that have reached their previously approved delegated authority and to establish a new Maximum Contract Amount (MCA) for each LE Agreement. The Board letter also requests an additional ten percent for a total of twenty percent delegated authority to increase the revised MCAs of the two LE Agreements.

In accordance with Board of Supervisors Policy No. 5.120, prior Board notice is required for any department requesting delegated authority to increase Board-approved contracts over ten percent.

JUSTIFICATION

This authority will allow DMH greater capacity to amend these contracts to implement new funding streams, programs, and services in an expeditious manner. It will also allow DMH and its LE contractors to maintain business continuity in the provision of current mental health services to severely and persistently mentally ill adults and seriously emotionally disturbed children, adolescents, and their families throughout the County of Los Angeles. In most instances where speed and response time are of key importance, the increased delegated authority will allow DMH and its network of contract agencies to maximize, prioritize, and increase access to services on a continuous and ever-increasing basis to its ever-growing clientele, which more effectively meets the County's mission, "To Enrich Lives Through Effective And Caring Service."

Each Supervisor
April 2, 2015
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Should there be a need to exceed the twenty percent delegated authority, DMH will return to your Board with a request for authority to amend the contracts accordingly.

NOTIFICATION TIMELINE

Consistent with the procedures of Board Policy No. 5.120, we are informing your Board of our intention to proceed with filing the Board letter with the Executive Office of the Board of Supervisors for the May 5, 2015, Board meeting.

If you have any questions or concerns please contact me, or your staff may contact Richard Kushi, Chief, Contracts Development and Administration Division, at (213) 738-4684.

MJS:DM:RK:sk

c: Acting Executive Officer, Board of Supervisors
Interim Chief Executive Officer
County Counsel
Robin Kay, Ph.D.
Dennis Murata
Kimberly Nall
Richard Kushi