



# Mendocino County

## Legislation Details (With Text)

**File #:** 21-0695      **Version:** 1      **Name:**  
**Type:** Approval      **Status:** Consent Agenda  
**File created:** 6/3/2021      **In control:** Sheriff-Coroner  
**On agenda:** 6/22/2021      **Final action:**  
**Title:** Approval of Fourth Amendment to BOS Agreement 17-131 with NaphCare Inc. in the Amount of \$1,252,181.16 for a New Agreement Total of \$15,620,161.62 to Administer the Jail-Based Competency Treatment Program for Inmates Found to be Incompetent to Stand Trial at the Mendocino County Jail with Funding from the Department of State Hospitals, Effective July 1, 2021, with a New Term End Date of December 31, 2022

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Agreement 17-131-A4

Date	Ver.	Action By	Action	Result
6/22/2021	1	Board of Supervisors		

**To:** Board of Supervisors

**From:** Sheriff-Coroner

**Meeting Date:** June 22, 2021

**Department Contact:** Matthew Kendall

**Phone:** 463-4085

**Department Contact:** My Lan Do Nguyen

**Phone:** 463-4408

**Item Type:** Consent Agenda

**Time Allocated for Item:** N/A

### **Agenda Title:**

Approval of Fourth Amendment to BOS Agreement 17-131 with NaphCare Inc. in the Amount of \$1,252,181.16 for a New Agreement Total of \$15,620,161.62 to Administer the Jail-Based Competency Treatment Program for Inmates Found to be Incompetent to Stand Trial at the Mendocino County Jail with Funding from the Department of State Hospitals, Effective July 1, 2021, with a New Term End Date of December 31, 2022

### **Recommended Action/Motion:**

Approve Fourth Amendment to BOS Agreement 17-131 with NaphCare Inc. in the amount of \$1,252,181.16 for a new agreement total of \$15,620,161.62 to administer the Jail-Based Competency Treatment (JBCT) program for inmates found to be Incompetent to Stand Trial (IST) at the Mendocino County Jail with funding from the Department of State Hospitals (DSH), effective July 1, 2021, with a new term end date of December 31, 2022; and authorize Sheriff to sign any future amendments that do not affect the maximum Agreement total; and authorize Chair to sign same

### **Previous Board/Board Committee Actions:**

The Board approved Agreement 19-133 and Resolution 19-174 with the Department of State Hospitals (DSH)

to establish the JBCT program on May 7, 2019. The Board approved the First Amendment to Agreement BOS 17-131 with NaphCare Inc. for the JBCT program on July 23, 2019. The Board approved the First Amendment to BOS Agreement 19-133 with the DSH to support more admissions to the JBCT program on April 6, 2021. The Board approved the Second Amendment to BOS 17-131 with NaphCare Inc. to receive the additional DSH funds on May 4, 2021. The Board approved the Second Amendment to BOS Agreement 19-133 on May 25, 2021, to receive additional DSH funds and extend the Agreement until June 30, 2021. A Third Amendment to BOS Agreement 17-131 will be presented to the Board on June 8, 2021, to add the DSH funds to the NaphCare JBCT program and extend it until June 30, 2021.

**Summary of Request:**

The Sheriff's Office (MCSO) is entering into a three-year Agreement with DSH to expand the JBCT program at the County Jail. From a Small County Model program, MCSO now provides access to portions of its Jail to administer a dedicated 4 to 6 beds JBCT program for the provision of restoration of competency treatment services for male and female individuals found by the courts to be IST under Penal Code section 1370. MCSO shall be paid in full for the minimum four beds (Allocated Beds) at the per diem rate of \$420 per bed, totaling \$1,680 per day. MCSO shall be paid for the additional fifth and sixth beds (Non-Allocated Beds) at the per diem rate of \$420 per bed for each inmate's actual number of days in the JBCT program. The DSH agreement shall be from July 1, 2021, through June 30, 2024, and is in the maximum amount of \$2,761,920 or \$919,800 per fiscal year.

After negotiating with NaphCare Inc., they are agreeable to provide all of the services outlined in the DSH contract and be reimbursed by the County in full for the minimum of the four Allocated Beds in the amount of \$380.14 per bed, totaling \$1,520.56 per day. The daily per diem rate for the Non-Allocated Beds shall be \$380.14 per bed for each inmate's actual number of days in the JBCT program. The Amendment term is from July 1, 2021, through December 31, 2022, and is in the maximum amount of \$1,252,181.16.

**Alternative Action/Motion:**

Return to staff for alternative handling.

**Supervisory District:** All

**vote requirement:** Majority

**Supplemental Information Available Online At:** N/A

**Fiscal Details:**

**source of funding:** 2510 JA-862185

**current f/y cost:** \$332,806.12

**annual recurring cost:** Not to exceed \$832,506.60 each FY.

**budget clarification:** \$832,506.60 in FY 21-22; \$419,674.56 in FY 22-23. Total agreement \$1,252,181.16. Reimbursed 100% by DSH Agreement.

**Agreement/Resolution/Ordinance Approved by County Counsel:** Yes

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**CEO Liaison:** Cherie Johnson, Deputy CEO

**CEO Review:** Yes

**CEO Comments:**

**FOR COB USE ONLY**

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Executed By: Atlas Pearson, Deputy Clerk I

Final Status: Approved

Date: June 25, 2021

Executed Item Type: Agreement Number: 17-131-A4

**Note to Department** Number of Original Agreements  
Returned to Dept: 0 Original Agreement Delivered to Auditor?  
No

