



# Mendocino County

## Legislation Text

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File #: 21-1234, Version: 1

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**To:** Board of Supervisors

**From:** Sheriff-Coroner

**Meeting Date:** November 16, 2021

**Department Contact:** Matthew Kendall

**Phone:** 463-4085

**Department Contact:** Darren Brewster

**Phone:** 463-4085

**Item Type:** Regular Agenda

**Time Allocated for Item:** 30 Minutes

**Agenda Title:**

Discussion and Possible Action Including Approval of Fifth Amendment to BOS Agreement 17-131 with NaphCare Inc. in the Amount of \$3,484,847.76 for a New Agreement Total of \$19,105,009.38 for Medical Health Services for the Mendocino County Sheriff's Office (MCSO) Jail with a New Term End Date of December 31, 2022; and Receive a Presentation from NaphCare Inc. on the Medical Health Services Provided at the Mendocino County Jail  
(Sponsor: Sheriff-Coroner)

**Recommended Action/Motion:**

Approve Fifth Amendment to BOS Agreement 17-131 with NaphCare Inc. in the amount of \$3,484,847.76 for a new agreement total of \$19,105,009.38 for medical health services for the Mendocino County Sheriff's Office Jail with a new term end date of December 31, 2022; authorize Sheriff to sign any future amendments that do not affect the maximum Agreement total; receive a presentation from NaphCare Inc. on the medical health services provided at the Mendocino County Jail; and authorize Chair to sign same.

**Previous Board/Board Committee Actions:**

On September 19, 2017, the Board of Supervisors (BOS) approved the Mendocino County Sheriff's Office (MCSO) to enter into agreement negotiations with NaphCare Inc. as a result of the Mendocino County Request for Proposal (RFP) # SO-2017-002 for medical health services for the Mendocino County Jail. On October 17, 2017, the Board approved BOS Agreement 17-131 with NaphCare Inc. for \$13,112,990.90 for medical health services for a four-year term effective November 1, 2017, through December 31, 2021. On May 7, 2019, the Board approved Agreement 19-133 and Resolution 19-174 with the Department of State Hospitals (DSH) to establish 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 DSH. On July 23, 2019, the Board approved the First Amendment to Agreement BOS 17-131 with NaphCare Inc. for \$790,968.64 for the JBCT program. On April 6, 2021, the Board approved the First Amendment to BOS Agreement 19-133 with DSH to support more admissions to the JBCT program. On May 4, 2021, the Board approved the Second Amendment to BOS 17-131 with NaphCare Inc. for \$283,568.34 to support more admissions to the JBCT program funded by the additional DSH monies. On May 25, 2021, the Board approved the Second Amendment to BOS Agreement 19-133 to receive additional DSH funds and extend the Agreement until June 30, 2021. On June 8, 2021, the Board approved the Third Amendment to BOS Agreement 17-131 for \$180,452.58 to support more JBCT program admissions funded by DSH. On July 13, 2021, the Board approved a Retroactive Revenue Agreement

with DSH for \$2,879,097 for MCSO for an expended JBCT program at the Mendocino County Jail. On June 22, 2021, the Board approved the Fourth Amendment to BOS Agreement 17-131 for \$1,252,181.16 for NaphCare Inc. to administer the expanded JBCT program.

**Summary of Request:**

As authorized by the Board of Supervisors on September 19, 2017, as a result of RFP# SO-2017-002, MCSO successfully negotiated an agreement with NaphCare Inc. to provide medical health services in the County Jail. The term of the Agreement is from November 1, 2017, through December 31, 2021. The amount is \$13,112,990.90 for the term of the Agreement. Twelve million, seven hundred twelve thousand, nine hundred ninety dollars, and ninety cents (\$12,712,990.90) is the base agreement fee; four hundred thousand dollars (\$400,000) is for the remaining itemized bill-back expenses. The bill-back expenses include:

- Overages on the \$25,000 cap on per-individual inpatient episodes.
- The \$10,000 cap on HIV medication.
- The cost of the Institute for Medical Quality Accreditation.
- The cost of hygienic dental cleanings.
- The cost of Tuberculosis tests for MCSO staff.

Any extension beyond the initial term of the Agreement shall be agreed on by MCSO and NaphCare, Inc. and shall be based on the consumer price index (CPI) as specified for Medical Care Services for the West Region.

In September 2021, MCSO and NaphCare Inc. agreed to a one-year extension of BOS Agreement 17-131. The extension includes a cost-of-living adjustment (COLA) increase in the compensation payable to NaphCare Inc. in the amount of 3.5%. NaphCare Inc. agreed to expand Medication-Assisted Treatment (MAT) services when feasible with current staffing and pricing. These services include collaborating with local community agencies and providing pre-release dosing when a patient meets clinical criteria with adequate notice of inmate release given to NaphCare Inc. NaphCare Inc. will make best efforts to assist MCSO in pursuing grant funding to support additional staffing for MAT initiation.

The Amendment term is from January 1, 2022, through December 31, 2022. The compensation payable for medical health services in the County Jail for the Amendment term is \$3,484,847.76. The compensation payable shall be made in equal monthly installments for \$290,403.98.

**Alternative Action/Motion:**

Return to staff for alternate handling.

**How Does This Item Support the General Plan? N/A**

**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:** \$3,367,002.73

**annual recurring cost:** \$3,484,847.76

**budget clarification:** FY 21-22: \$1,742,423.88; FY 22-23: \$1,742,423.88

**budgeted in current f/y:** Yes

**if no, please describe:**

**revenue agreement:** No

**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 II

Final Status: Direction Given to Staff

Date: November 16, 2021

