

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

856



FROM: Department of Mental Health

SUBMITTAL DATE:

May 22, 2009

SUBJECT: Approval of the Second Amendment (V.2) for the FY 2008/2009 Negotiated Net Amount and/or Drug/Medi-Cal Agreement with the State Department of Alcohol and Drug Programs; and adoption of Resolution No. 2009-163.

RECOMMENDED MOTION: Move that the Board of Supervisors:

1. Approve the Second Amendment (V.2) for the FY 2008/2009 Net Negotiated Amount and/or Drug/Medi-Cal Agreement with the State Department of Alcohol and Drug Programs (ADP); and
2. Adopt and authorize the Chairman of the Board to sign Resolution No. 2009-163.
3. Direct the Auditor- Controller to make a budget adjustment to receive the increase in funds as indicated in Attachment A.

BACKGROUND: On March 31, 2009, Agenda Item 3.31, the Board of Supervisors approved the V.1 amendment for the Net Negotiated Amount (NNA) contract of the Medi-Cal and Non-Medi-Cal funded County Substance Abuse Program. This contract amendment contained adjustments to the preliminary allocations based on the Governor's proposed Budget for FY 2008/2009. **(Continued Page 2)**

FISCAL PROCEDURES APPROVED
ROBERT E. BYRD, AUDITOR-CONTROLLER
BY: Samuel Wong 5/21/09
SAMUEL WONG

FORM APPROVED COUNTY COUNSEL
BY: Cynthia M. Gunzel 5-31-09
DATE: Departmental Concurrence
SYNTHIA M. GUNZEL

JW: CW

Jerry Wengert, Director
Department of Mental Health

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 1,861,793	In Current Year Budget:	NO
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	YES
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2008/09

SOURCE OF FUNDS: 23.94% State; 74.68% Federal FFP; 1.38% Federal	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input checked="" type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature

BY: Debra Cournoyer
Debra Cournoyer

Policy
 Policy
 Consent
 Consent

Dep't Recomm.:
 Per Exec. Ofc.:

Prev. Agn. Ref.: 3.31 of 3/31/09 District: All Agenda Number:

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

3.59

SUBJECT: Approval of the Second Amendment (V.2) for the FY 2008/2009 Negotiated Net Amount and/or Drug/Medi-Cal Agreement with the State Department of Alcohol and Drug Programs; and adoption of Resolution No. 2009-163.

BACKGROUND: (cont'd)

Through succeeding amendments, the State Department of Alcohol and Drug Programs (ADP) has streamlined their contract process and developed an amendment system that will be used for the purposes of identifying each County's need for funding based on actual utilization. As a result of this streamlining effort; each corresponding fiscal year contract amendment will be based on this Budget Act Allocation. Therefore, the Department of Mental Health (DOMH) is requesting that the Board of Supervisors approve the state issued V.2 amendment and adopt the corresponding resolution for the acceptance and signing of the amendment. Program services that will continue under this contract amendment (V.2) are provided to Medi-Cal beneficiaries and uninsured consumers of Riverside County's Substance Abuse Program. Medi-Cal and NNA covered services include: Prevention, Outpatient Drug Free (ODF), Narcotic Treatment Program (NTP), Day Care Habilitative (DCH), Detoxification, Perinatal and Residential Services.

FINANCIAL IMPACT:

FY 2008/2009 contract amendment comparison is based on the Federal/State allocation as follows:

Allocations	Amounts
(08/09) Preliminary V.1	\$14,880,160
(08/09) V.2	\$16,741,953
Increase FY 08/09 Allocation	\$1,861,793

The FY 2008/2009 V.2 amendment reflects an increase in State General Funds of \$445,746, an increase of Federal Block Grant Funds of \$25,701, and an increase in Medi-Cal FFP funds of \$1,390,346 for a total net increase of \$1,861,793. In the second half of FY 2008/2009, the DOMH experienced a substantial increase in Medi-Cal contracted services as a result of the current state of our Country's economy, and the subsequent need for Medi-Cal assistance and services. Subsequently, ADP reviewed the DOMH's Medi-Cal utilization and increased the Drug Medi-Cal funds accordingly. Therefore, the DOMH is requesting a budget adjustment in the amount of \$1,861,793 in order to receive the additional funds issued by State ADP for NNA and Drug Medi-Cal services. No additional County funds are required.

PERIOD OF PERFORMANCE:

The period of performance for this amendment agreement (V.2) is from July 1, 2008 through June 30, 2009.

ATTACHMENT A
RIVERSIDE COUNTY DEPARTMENT OF MENTAL HEALTH
BUDGET ADJUSTMENT REQUEST
FY 08/09

	Fund-Dept ID Acct.	Account Description	Amount
Increase in Appropriation	10000-4100500000-530280	Private Care Provider	\$ 1,861,793
		TOTAL	\$ 1,861,793
	10000-4100500000-767200	FED - Block Grants	\$ 25,701
	10000-4100500000-751400	CA - Medi-Cal Match	\$ 445,746
Increase in Estimated Revenue	10000-4100500000-767180	FED - Medi-Cal FFP	\$ 1,390,346
		TOTAL	\$ 1,861,793

STATE OF CALIFORNIA
STANDARD AGREEMENT AMENDMENT
 STD. 213 A (Rev. 6/03)

CHECK HERE IF ADDITIONAL PAGES ARE ATTACHED 1 Pages

AGREEMENT NUMBER 07-NNA33	AMENDMENT NUMBER 2
REGISTRATION NUMBER	

- This Agreement is entered into between the State Agency and Contractor named below:
 STATE AGENCY'S NAME
Department of Alcohol and Drug Programs (ADP)
 CONTRACTOR'S NAME
County of Riverside
- The term of this Agreement is: **July 1, 2007** through **June 30, 2010**
- The maximum amount of this agreement is: \$46,406,194
 (FY 2007-08-\$14,679,752; FY 2008-09- \$16,741,953; FY 2009-10 - \$14,984,489)
- The parties mutually agree to this amendment as follows. All actions noted below are by this reference made a part of the Agreement and incorporated herein:



Paragraph 3 of the contract face sheet is amended to increase the FY 2008/09 V.2 contract amount by \$1,861,793 for a new FY 2008/09 amount of \$16,741,953 and a total contract amount not to exceed \$46,406,194.


Paragraph 4 of the contract face sheet is amended to add the following:

Exhibit A-1

The effective date of this amendment is July 1, 2008. All other terms and conditions shall remain unchanged and in full force and effect as previously set forth.

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR		CALIFORNIA Department of General Services Use Only
CONTRACTOR'S NAME (If other than an individual, state whether a corporation, partnership, etc.) County of Riverside		
BY (Authorized Signature) 	DATE SIGNED (Do not type)	
PRINTED NAME AND TITLE OF PERSON SIGNING		
STATE OF CALIFORNIA		
AGENCY NAME Department of Alcohol and Drug Programs		
BY (Authorized Signature) 	DATE SIGNED (Do not type)	
PRINTED NAME AND TITLE OF PERSON SIGNING Brian Marshall-Winks, Manager, Fiscal and Administrative Services Branch		<input checked="" type="checkbox"/> Exempt per: DGS memo dated 7/10/96 and Welfare and Institutions Code 14087.4
ADDRESS 1700 K Street, Sacramento, CA 95811-4037		

FORM APPROVED COUNTY COUNSEL
 BY: 
LARISA R-MCKENNA DATE **8/27/09**

2 RESOLUTION No. 2009-163

3 A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF
4 RIVERSIDE AUTHORIZING THE EXECUTION OF THE SECOND AMENDMENT
5 (V.2) TO THE FY 2008/2009 DRUG/MEDI-CAL AND/OR NEGOTIATED NET
6 AMOUNT AGREEMENT WITH THE STATE DEPARTMENT OF ALCOHOL AND
7 DRUG PROGRAMS.

8 WHEREAS, in FY 2007/2008, the State Department of Alcohol and Drug
9 Programs (ADP) issued to the Department of Mental Health a three (3) year contract
10 for FY 2007/2008 through FY 2009/2010 for the Negotiated Net Amount (NNA) of the
11 Medi-cal and Non-Medi-cal funded Riverside County Substance Abuse Program.

12 WHEREAS, on June 4, 2007, Agenda Item 3.29, the Riverside County Board of
13 Supervisors approved the three (3) year State ADP contract;

14 WHEREAS, on March 31, 2009, Agenda Item 3.31, the Riverside County Board
15 of Supervisors approved the First Amendment (V.1) to the FY 2008/2009 agreement
16 with State ADP;

17 WHEREAS, State ADP has made the annual allocation for FY 2008/2009 in the
18 Second Amendment (V.2) of the Drug Medi-Cal and/or NNA Agreement provided for
19 the funding of the County of Riverside Department of Mental Health, Substance Abuse
20 Program;

21 WHEREAS, the County of Riverside Department of Mental Health has received
22 an increase in their FY 2008/2009 funding allocation in the amount of \$1,861,793;

23 WHEREAS, the County of Riverside Department of Mental Health, Substance
24 Abuse Program's amended contract amount for Drug Medi-Cal and/or NNA programs
25 is \$46,406,194; and
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NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED by the Board of Supervisors of the County of Riverside, in regular session assembled on June 2 , 2009, does hereby, resolve, find, determine and order as follows:

Section 1. The County of Riverside Board of Supervisors approves and authorizes execution of the Second Amendment (V.2) to the Drug Medi-Cal and/or NNA Agreement for FY 2008/2009.

Section 2. The County of Riverside accepts an increase in Medi-Cal and Non-Medi-Cal funds combined in the amount of \$1,861,793 from the State ADP for FY 2008/2009 to provide Medi-cal and Non-Medi-cal services for the County of Riverside Department of Mental Health, Substance Abuse Program.

Section 3. The County agrees to the terms and conditions for receipt of the funds.

ADOPTED, SIGNED AND APPROVED this 2nd day of June 2009, by the Board of Supervisors of the County of Riverside.

FORM APPROVED COUNTY COUNSEL
BY: *Synthia M. Gunzel* 5-21-09
SYNTHIA M. GUNZEL DATE