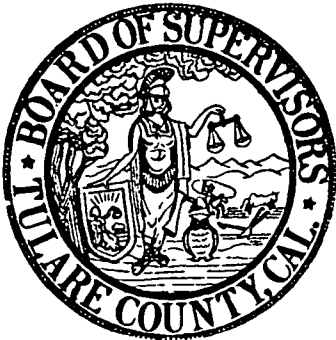


BEFORE THE BOARD OF SUPERVISORS COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF APPROVE AN)
AGREEMENT WITH RALPH AGNELLO) Agreement No. 2018-0516
) Agreement No. 28700

UPON MOTION OF SUPERVISOR ENNIS, SECONDED BY SUPERVISOR CROCKER, THE FOLLOWING WAS ADOPTED BY THE BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD JUNE 26, 2018, BY THE FOLLOWING VOTE:

AYES: SUPERVISORS CROCKER, VANDER POEL, SHUKLIAN, WORTHLEY,
AND ENNIS
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE



ATTEST: MICHAEL C. SPATA
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: Mary Rehillo
Deputy Clerk

1. Approved an agreement with Ralph Agnello, Attorney at Law, to provide Hearing Officer Services for Certification and Riese Hearings in the amount not to exceed \$500,000 (\$250,000 per Fiscal Year) effective from July 1, 2018, through June 30, 2020; and
2. Authorized the Chairman of the Board to sign three (3) copies of the agreement.



**Health & Human Services
Agency
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

KUYLER CROCKER
District One

PETE VANDER POEL
District Two

AMY SHUKLIAN
District Three

J. STEVEN WORTHLEY
District Four

MIKE ENNIS
District Five

AGENDA DATE: June 26, 2018

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
County Counsel Sign-Off	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attachd	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>

CONTACT PERSON: Timothy D. Durick, Psy.D. PHONE: 624-8000

SUBJECT: Approve an agreement with Ralph Agnello, Attorney at Law

REQUEST(S):

That the Board of Supervisors:

1. Approve an agreement with Ralph Agnello, Attorney at Law, to provide Hearing Officer Services for Certification and Riese Hearings in the amount not to exceed \$500,000 (\$250,000 per Fiscal Year) effective from July 1, 2018, through June 30, 2020; and
2. Authorize the Chairman of the Board to sign three (3) copies of the agreement.

SUMMARY:

The Tulare County Health and Human Services Agency, Mental Health Branch, provides mandated services to Tulare County Mental Health Plan consumers. If a consumer is deemed a danger to others, themselves, or is gravely disabled due to a mental health impairment, they may be detained in a facility for treatment and evaluation per Welfare and Institution Code 5250 and/or 5270.15. The consumer is entitled to a Fair Hearing that must be conducted by either a Certification Review Hearing Officer or a Court Appointed Commissioner or Referee.

Ralph Agnello, Attorney at Law, is the appointed Hearing Officer for Tulare County Mental Health consumers. The duties of the Hearing Officer have intensified due to an increase of the number of beds at Kaweah Delta Mental Health Hospital. It is anticipated that in Fiscal Years 2018 through 2020, Ralph Agnello, Attorney at Law will serve approximately 2,000 mental health consumers at Kaweah Delta Mental

SUBJECT: Approve an agreement with Ralph Agnello, Attorney at Law

DATE: June 26, 2018

Health Hospital.

This agreement did not include a Request For Proposal because per Welfare and Institution Code Section 5256.1, the certification review hearing officer is court-appointed. Ralph Agnello, Attorney at Law has been selected by the court for certification reviews and hearings within Tulare County.

This agreement has been approved as to form by County Counsel. The following terms deviate substantively from the standard County boilerplate 1) Insurance requirements for General Liability and Workers Compensation have been waived by Risk Management. Also, Risk Management waived the reduction limits for Auto Insurance; and 2) This agreement is multi-year.

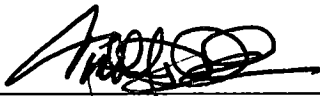
FISCAL IMPACT/FINANCING:

The maximum reimbursement for this agreement is \$500,000; \$250,000 which will be included in the Fiscal Year 2018-2019 budget and \$250,000 which will be included in the Fiscal Year 2019-2020 budget. This agreement is funded with realignment revenues. There is no additional net cost to the County General Fund.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The County's five-year strategic plan includes the Quality of Life Initiative to promote health and well-being for the citizens of Tulare County. The Hearing Officer will help fulfill this initiative by providing mandated legal services to our consumers.

ADMINISTRATIVE SIGN-OFF:



Timothy D. Durick, Psy.D.
Director of Mental Health

Cc: County Administrative Office

Attachment(s) Agreement