



**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  
EDDIE VALERO  
District Four  
DENNIS TOWNSEND  
District Five

**AGENDA DATE:** August 13, 2019

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"/>
Meet & Confer Required	Yes <input type="checkbox"/>	N/A <input 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 attached	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: Staci Chastain PHONE: 559-624-8480

**SUBJECT:** Approve an agreement with California Department of Public Health for Ryan White, Part B Services

**REQUEST(S):**

That the Board of Supervisors:

1. Ratify and approve an agreement with the California Department of Public Health, Office of AIDS, to accept up to \$1,228,447 in funding to provide Ryan White Human Immunodeficiency Virus Care Program-Part B services retroactive from April 1, 2019 through March 31, 2024. This agreement is retroactive due to the delay in receiving the agreement from the State; making it impracticable for the Board to take action prior to April 1, 2019;
2. Find that the Board had authority to enter the proposed agreement as of April 1, 2019 and that it is in the County's best interest to enter the agreement on that date;
3. Ratify the Chairman's signature on the agreement; and
4. Authorize the Chairman of the Board to sign two (2) copies each of the following: Contractor Certification Form, Darfur Contracting Act Form with paragraph 3 initialed, and Civil Rights Form.

**SUMMARY:**

The California Department of Public Health (CDPH) is providing funding to Tulare County Health and Human Services Agency (HHSA)-Ryan White HIV/AIDS Program- Part B for five (5) years. Through this program, the County aims to minimize HIV Infections, maximize access to appropriate care, treatment, support,

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and reduce HIVS/AIDS related disparities to those persons living in Tulare County with HIV. This non-competitive grant is a continuation of activities from the previous 3-year program cycle. The funding allocation is based in large part on the distribution of new HIV cases in California by county. Due to the State's deadline for submission, it was necessary to request the Chairman of the Board sign the agreement, as well as a statement of acceptance.

Tulare County HHSA provides Non-Medical Case Management to clients, and also conducts outreach activities to increase awareness about program services. The Public Health Branch collaborates with Family Services of Tulare County, a subcontractor for this program, to provide Ryan White HIV/AIDS Program Part B. Family Services will continue to provide Non-Medical Case Management and Psychosocial Support and Counseling services under this grant. The estimated number of clients to be served annually is one hundred thirty-two (132).

The following terms deviate substantively from the standard County boilerplate: (1) The Agreement is contingent on availability of funds to the State. In the event of insufficient funding, the State will no longer have any obligations under the Agreement and will not be liable to the County; (2) The California Department of Public Health (CDPH) can terminate the Agreement without cause with 30 days written notice to the County, but the County cannot do the same under the Agreement; (3) The CDPH can terminate the agreement immediately for cause. However, the County can only terminate the agreement for cause of the CDPH "substantially fails to perform its responsibilities" under the agreement. The County has to first submit a written request to the CDPH to terminate the agreement for this reason; (4) If State or Federal law requires individuals to be notified in the event of a data breach, the County will be solely responsible for the costs related to either 1) notifying the individuals affected by the breach; or 2) cooperating with the CDPH and the CDPH is notifying these individuals. The CDPH can choose either of these options; (5) The County is prohibited from assigning this Agreement, but this prohibition does not extend to the State; (6) This agreement is for a five year term; and (7) The County signs the agreement first.

**FISCAL IMPACT/FINANCING:**

There is no net County cost to the General Fund. The California Department of Public Health is allocating \$1,228,447 to Tulare County's Ryan White HIV/AIDS – Part B Program for a five (5) year grant period, April 1, 2019 to March 31, 2024. Funding in the amount of \$245,691 is for the period of April 1, 2019 through March 31, 2020. Funding in the amount of \$245,689 annually for the period or April 1, 2020 through March 31, 2024. These amounts will be budgeted in the corresponding fiscal years and within the requested fiscal year 2019/20 budget.

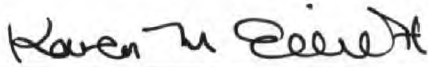
**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

This agreement increases our ability to meet the County's five-year strategic plan, specifically the Quality of Life Initiative that encourages innovative provision of the quality supportive services for at-risk adults, youth and children in state and federal

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mandated programs. This program assists those in our community who have no other source of care and are in the at-risk category by linking them to services and providing non-medical case management.

**ADMINISTRATIVE SIGN-OFF:**



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Karen M. Elliott  
Public Health Director

cc: County Administrative Office

Attachment(s) Agreement  
Contractor Certification Form  
Darfur Contracting Act Form  
Civil Rights Form



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

IN THE MATTER OF APPROVE AN )  
AGREEMENT WITH THE CALIFORNIA ) Resolution No. \_\_\_\_\_  
DEPARTMENT OF PUBLIC HEALTH FOR ) Agreement No. \_\_\_\_\_  
RYAN WHITE-PART B SERVICES )

UPON MOTION OF SUPERVISOR \_\_\_\_\_, SECONDED BY  
SUPERVISOR \_\_\_\_\_, THE FOLLOWING WAS ADOPTED BY THE  
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD \_\_\_\_\_  
\_\_\_\_\_, BY THE FOLLOWING VOTE:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST: JASON T. BRITT  
COUNTY ADMINISTRATIVE OFFICER/  
CLERK, BOARD OF SUPERVISORS

BY: \_\_\_\_\_  
Deputy Clerk

\* \* \* \* \*

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