



Health & Human Services Agency

COUNTY OF TULARE AGENDA ITEM

BOARD OF SUPERVISORS

ALLEN ISHIDA
District One

PETE VANDER POEL
District Two

PHILLIP A. COX
District Three

J. STEVEN WORTHLEY
District Four

MIKE ENNIS
District Five

AGENDA DATE: June 11, 2013

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 checked="" 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 checked="" type="checkbox"/>	N/A	<input 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: Cheryl L. Duerksen, Ph.D. PHONE: (559) 624-8000

SUBJECT: Approve an Agreement with Corizon to provide Comprehensive Health and Mental Health Care Services for the Tulare County Criminal Justice facilities.

REQUEST(S):

That the Board of Supervisors:

1. Approve an agreement with Corizon Health, Inc., d.b.a. Corizon, to provide Comprehensive Health and Mental Health Care Services for the Tulare County Criminal Justice facilities from July 1, 2013 through June 30, 2016 for an amount not to exceed \$9,352,904, for the fiscal year from July 1, 2013 through June 30, 2014, \$9,855,789, for the fiscal year from July 1, 2014 through June 30, 2015, and \$10,151,463, for the fiscal year from July 1, 2015 through June 30, 2016;
2. Authorize the Chairman of the Board to sign three (3) copies of the Agreement;
3. Approve the attached Personnel Resolution:

Delete the following allocations:

- 2.0 Alcohol and Drug Specialists
- 1.0 Crisis Service Worker
- 2.0 Dental Assistant
- 4.0 Medication Aide
- 1.0 Mental Health Case Manager II
- 1.0 Mental Health Case Manager III

SUBJECT: Approve an Agreement with Corizon to provide Comprehensive Health and Mental Health Care Services for the Tulare County Criminal Justice facilities.

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2.0 Mental Health Technician II
1.0 Supervising Nurse
23.0 Nurse – Licensed Vocational
9.0 Nurse - Registered
1.0 Nurse – Registered – Lead
3.0 Office Assistant II
1.0 Office Assistant III
2.0 Office Assistant IV
5.0 Social Worker – Licensed

Total Allocations to be deleted = 58

- 4 Authorize the Health and Human Services Agency Director and/or the Human Resources Director to extend or rescind notice of layoff as necessary; and
5. Approve the notice to Diamond Pharmacy Services, terminating Agreement No.25799 with Diamond Pharmacy Services, effective at least ninety (90) days from the date notice is given, and authorize the Chairman to sign the notice of termination.

SUMMARY:

The Health and Human Services Agency (HHSA) is responsible for providing comprehensive health and mental health services for all inmates and juveniles housed in the Tulare County Criminal Justice facilities. With the jail population at maximum capacity for the past five years, the demand for health-related treatment and pharmaceutical management has steadily increased. Concomitantly, inmates with chronic health conditions, complex mental health diagnoses, higher acuity levels associated with frequently untreated maladies, and increased lengths of stay have necessitated increasingly complicated treatment protocols. All providers charged with routine and specialty care of inmates have been taxed by the demands associated with their management. Moreover, the recent transfer of many inmates from the care of the State to local jurisdictions due to the passage of new legislation, including AB 109, has further challenged the traditional repertoire of interventions associated with the provision of medical and clinical treatment.

In order to ensure mandates imposed by State and Federal law are met in a timely and efficient manner, HHSA, Tulare County Sheriff's Office, Probation Department, and the County Administrative Office released a Request for Proposal (RFP) for the health and mental health care for adults and juveniles housed in the Tulare County Criminal Justice facilities. The County received proposals from three (3) respondents. Two proposals (2) included coverage for comprehensive health and mental health care; one (1) proposal included coverage for mental health care.

A preliminary committee representing four departments reviewed and ranked each proposal according to content compliance, ability to provide services, organizational

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structure, and cost. A second committee interviewed the top two vendors. By unanimous decision, Corizon was selected by both committees as the organization best suited to meet the health care needs of both adult and juvenile populations. Extensive experience in the provision of services within correctional facilities and disciplinary expertise in the management of inmate populations will better ensure Tulare County's compliance with current and evolving State and Federal mandates. The County anticipates an initial contract term of three (3) years with the option to extend for an additional one-year period. While this Agreement is not anticipated to result in cost savings, it is expected to result in better and more timely service.

The Board of Supervisors has the authority under Government Code section 31000 to contract for specialized services in medical services, such as the services Corizon intends to provide to the County.

We would like to bring to the Board's attention the following items that deviate from the County Contract Protocol: 1) this agreement is for multiple years, 2) the agreement may be terminated by either party upon 180 days prior written notice, and 3) the agreement calls for mutual indemnification.

Advanced notice, including a copy of the RFP document, was provided to the representatives of the affected bargaining units before the RFP was released. The bargaining units were notified of the staff decision to bring this matter before the Board for approval. Subsequently, authorized representatives for the County and SEIU have been meeting and conferring regarding the impact. The attached Personnel Resolution outlines the impact to the HHSA position allocations, which was also provided to the appropriate union representatives. There are a total of 58 positions being deleted.

By operation of the language in the RFP, all proposals submitted in response to this RFP, including the proposal submitted by Corizon, will expire on July 1, 2013. Furthermore, any further delay by the Board to enter into the agreement with Corizon would undermine the County's ability to continue to comply with existing and evolving State and Federal mandates concerning the provision of medical and clinical treatment to persons housed within the jails and juvenile facilities.

If negotiations with SEIU are not completed by the time of adoption of the accompanying Board resolution authorizing the agreement with Corizon, the County will continue to meet and confer in good faith with SEIU.

FISCAL IMPACT/FINANCING:

The County General Fund dollars that the Agency receives will be sufficient to cover the costs of the contract.

SUBJECT: Approve an Agreement with Corizon to provide Comprehensive Health and Mental Health Care Services for the Tulare County Criminal Justice facilities.

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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. This agreement will help fulfill this initiative by providing required health and mental health services to county adult inmates and juvenile detainees. This request also addresses the Organizational Performance Initiative of the County's Strategic Plan by improving the Agency's organizational structure to optimize the efficiency and effectiveness of service delivery at the criminal justice facilities.

ADMINISTRATIVE SIGN-OFF:

Cheryl L. Duerksen, Ph.D.
Agency Director

Cc: Auditor-Controller
County Counsel
County Administrative Office (2)

Attachment(s)
Attachment A – Agreement
Attachment B – Personnel Resolution
Attachment C – Notice of Termination
Attachment D – Score Sheet Summary

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

IN THE MATTER OF APPROVE AN)
AGREEMENT WITH CORIZON TO) Resolution No. _____
PROVIDE COMPREHENSIVE HEALTH AND)
MENTAL HEALTH CARE SERVICES FOR) Agreement No. _____
THE TULARE COUNTY CRIMINAL)
JUSTICE FACILITIES)

WHEREAS, the County of Tulare must provide humane conditions of confinement, including but not limited to ensuring those designated to its care and custody receive, among other things, adequate medical care;

WHEREAS, the County of Tulare's Health and Human Services Agency is responsible for providing Comprehensive Health and Mental Health Care Services in the Tulare County jails and juvenile facilities;

WHEREAS, inmates with chronic health conditions, complex mental health diagnoses, higher acuity levels associated with frequently untreated maladies, and increased lengths of stay have necessitated increasingly complicated treatment protocols. All providers charged with routine and specialty care of inmates have been taxed by the demands associated with their management;

WHEREAS, the recent transfer of many inmates from the care of the State to local jurisdictions pursuant to AB 109 has further challenged the traditional repertoire of interventions associated with the provision of medical and clinical treatment;

WHEREAS, the Affordable Care Act requires the expansion of health care coverage and health care services for all persons, including those housed within the Tulare County jails and juvenile facilities, thus changing the landscape of health and mental health services that must be provided to those individuals;

WHEREAS, the County of Tulare desires to provide a higher level of services commensurate with the standards for accreditation by the Institute for Medical Quality (IMQ) and to ensure that mandates imposed by the State and Federal government are met in a timely and efficient manner;

WHEREAS, the County of Tulare's Purchasing Department released a Request for Proposal on January 30, 2013, soliciting proposals for the provision of health and mental health services in its jail and juvenile facilities;

WHEREAS, on January 18, 2013, the County of Tulare provided advanced notice to the Service Employees International Union, Local 521 (SEIU) of its intent to issue a Request for Proposal for health and mental health services in its jails and juvenile facilities, and the County of Tulare met with SEIU on February 13, 2013, regarding the impacts of the Request for Proposal;

WHEREAS, two reviewing committees represented by four County Departments selected Corizon Health, Inc. as the company best suited to provide the services needed by the County of Tulare due to its extensive experience in the provision of services within correctional facilities and disciplinary expertise in the management of inmate populations such that it would better ensure County of Tulare's compliance with current and evolving State and Federal mandates, including but not limited to Title 15, AB 109, and the Affordable Care Act, while also allowing the County of Tulare to meet IMQ health care standards;

WHEREAS, on May 1, 2013, the County of Tulare provided notice to SEIU of the recommendation to award the contract to Corizon Health, Inc., and the County of Tulare has met and conferred with SEIU on May 1, May 13, and June 3, 2013 and continues to meet and confer regarding the impacts of said contract in accordance with its Memorandum of Understanding with SEIU and the Meyers-Millias-Brown Act (MMBA);

WHEREAS, on May 17, 2013, SEIU requested the County of Tulare meet and confer over the decision to award the contract to Corizon Health, Inc. and continue to meet and confer over the impacts of said decision;

WHEREAS, Article 2 of the Memorandum of Understanding with SEIU expressly reserves to the County of Tulare the right to operate and direct the affairs of the County in all of its various aspects, including, but not limited to the right to determine whether services should be contracted for;

WHEREAS, the Board of Supervisors has the authority under Government Code section 31000 to contract for specialized services, including medical services;

WHEREAS, the Board of Supervisors finds that this Agreement will result in better and timelier medical and mental health services to persons housed within the jails and juvenile facilities and will ensure the County of Tulare's continued compliance with current and evolving State and Federal mandates as they apply to medical and mental health services within its jails and juvenile facilities;

WHEREAS, by operation of the language of the RFP, all proposals submitted in response to the RFP will expire on July 1, 2013;

WHEREAS, the Board of Supervisors finds that any delay in entering into the agreement with Corizon Health, Inc. would undermine the County's ability to continue to comply with existing and evolving State and Federal mandates concerning the provision of medical and clinical treatment to persons housed in the jails and juvenile facilities.

NOW, THEREFORE, BE IT FURTHER RESOLVED THAT THE BOARD OF SUPERVISORS, subject to any legally required meet and confer obligations:

1. Approved an agreement with Corizon Health, Inc., d.b.a. Corizon, to provide Comprehensive Health and Mental Health Care Services for the Tulare County Criminal Justice facilities from July 1, 2013 through June 30, 2016 for an amount not to exceed \$9,352,904, for the fiscal year from July 1, 2013 through June 30, 2014, \$9,855,789, for the fiscal year from July 1, 2014 through June 30, 2015, and \$10,151,463, for the fiscal year from July 1, 2015 through June 30, 2016;

2. Authorized the Chairman of the Board to sign three (3) copies of the Agreement;
3. Approved the attached Personnel Resolution:

Deleted the following allocations:

2.0 Alcohol and Drug Specialists
1.0 Crisis Service Worker
2.0 Dental Assistant
4.0 Medication Aide
1.0 Mental Health Case Manager II
1.0 Mental Health Case Manager III
2.0 Mental Health Technician II
1.0 Supervising Nurse
23.0 Nurse – Licensed Vocational
9.0 Nurse - Registered
1.0 Nurse – Registered – Lead
3.0 Office Assistant II
1.0 Office Assistant III
2.0 Office Assistant IV
5.0 Social Worker – Licensed

Total Allocations deleted = 58

4. Authorized the Health and Human Services Agency Director and/or the Human Resources Director to extend or rescind notice of layoff as necessary; and
5. Approved the notice to Diamond Pharmacy Services, terminating Agreement No.25799 with Diamond Pharmacy Services, effective at least ninety (90) days from the date notice was given, and authorized the Chairman to sign the notice of termination.

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

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JEAN M. ROUSSEAU
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

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

IN THE MATTER OF AMENDING THE)
POSITION ALLOCATION LISTING)

RESOLUTION NO.
AGENDA ITEM NO.

Upon Motion of Supervisor _____, Seconded by Supervisor _____,
the following amendments to the Position Allocation Listing were adopted at an official meeting of the Board of Supervisors held June 11, 2013, by the following vote:

Ayes:
Noes:
Abstain:
Absent:

Attest: Jean M. Rousseau
County Administrator/Clerk Board of Supervisors

By: _____
Deputy Clerk

The Board of Supervisors does hereby amend the Position Allocation Listing to add or delete the following positions:

<u>Item</u>		<u>Number of</u>			<u>Pos.</u>	<u>WC</u>	<u>Dept</u>	<u>Supv</u>
<u>No.</u>	<u>Class Title</u>	<u>Positions</u>	<u>FTE</u>	<u>Grade</u>	<u>No.</u>	<u>Code</u>	<u>ID</u>	<u>ID</u>

SEE BELOW

Explanation: *** Position numbers to be assigned by the County Administrator's Office upon adoption of this resolution.

Prepared by: B. Elszy-Perez

Item No.	Class Title	Number of Positions	FTE	Grade	Pos. No.	WC Code	Dept ID
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Health & Human Services - Agency 142

Effective: June 28, 2013

Org #3410

Delete:

014300	Dental Assistant	2	2	155	9240 0974	8830	142321
084500	Medication Aide	4	4	724	7322 7320 8290 7511	8830	142321
050410	Nurse I-Supv	1	1	763	4858	8830	142321
032600	Nurse-Licensed Vocational	21	21	265	4844 4843 8287 9329 5885 9327 9324 4839 9497 0941 8288 5339 9325 4845 8286 9326 9328 4838 0936 4840 6596	8830	142321
032630	Nurse-Registered	4	4	752	0812 3598 8292 9038	8830	142321
002800	Nurse-Registered Psychiatric	5	5	299	9250 9251 9248 9249 9252	8830	142321
032650	Nurse-Registered-Lead	1	1	752	6009	8830	142321

033320	Office Assistant II	2	2	137	1138 1135	8810	142321
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033340	Office Assistant IV	1	1	276	8291	8810	142321
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Health & Human Services - Agency 142

Effective: June 28, 2013

Org #3411

Delete:

032600	Nurse-Licensed Vocational	2	2	265	4841 4842	8830	142321
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033320	Office Assistant II	1	1	137	4848	8810	142321
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Health & Human Services - Agency 142

Effective: June 28, 2013

Org #3421

Delete:

071200	Crisis Service Worker	1	1	206	4191	9410	142321
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031820	Mental Health Technician II	2	2	851	3652 1470	8830	
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033330	Office Assistant III	1	1	147	6203	8810	142321
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029200	Social Worker-Licensed	2	2	761	5469	9410	142321
029200	Social Worker-Licensed				4856		

Health & Human Services - Agency 142

Effective: June 28, 2013

Org #3424

Delete:

001520	Alcohol & Drug Specialist II	2	2	926	3661 6427	8810	142321
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082530	Mental Health Case Mgr III	2	2	292	6886 6879	8830	142321
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033340	Office Assistant IV	1	1	276	6733	8810	142321
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029200	Social Worker-Licensed	2	2	761	5463	9410	142321
029200	Social Worker-Licensed				5460		

Health & Human Services - Agency 142

Effective: June 28, 2013

Org #3322

Delete:

029200	Social Worker-Licensed	1	1	761	5485	9410	142321
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Criminal Justice RFP #13-040

Summary of Review Panel Score Sheets

Points Assigned per Reviewer								
Vendor	Reviewer 1	Reviewer 2	Reviewer 3	Reviewer 4	Reviewer 5	Reviewer 6	Total Points	Avg. Score
ACS	46	28	36	46	32	48	236	39.3
CFMG	74	59	77	76	68	92	446	74.3
Corizon	91	73	77	79	77	94	491	81.8

Review Panel Ranking	Vendor	Notes
1	Corizon	Corizon submitted a proposal for Consolidated Health and Mental Health Care Services. Proposal was very well organized and very thorough.
2	CFMG	CFMG submitted a proposal for Consolidated Health Care Services and Mental Health Care Services. Overall, the proposal was very organized and easy to read.
3	ACS	ACS was not selected for a follow-up interview due to the fact that they scored below fifty (50) points. The proposal submitted was strictly for Mental Health services.

July 1, 2013

Diamond Pharmacy Services
Mark J. Zilner, R.Ph.
Chief Operating Officer
645 Kolter Drive
Indiana, PA 15701-3570

RE: Termination of Tulare County Agreement No. 25799

Dear Dr. Zilner,

This letter is to inform you that the County of Tulare is terminating its Agreement with Diamond Pharmacy Services (Agreement No. 25799). Termination shall be effective September 29, 2013.

Thank you for the services you have provided to us during the period of this Agreement.

If you have any questions, please contact Cecilia Calderon at (559) 624-8000.

Regards,

Pete Vander Poel, Chairman
Tulare County Board of Supervisors
District #2

cc: Dr. Cheryl Duerksen, HHSA Director