



Legislation Details (With Text)

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Title: Department of Human Services recommending the Board approve and authorize the Purchasing Agent to execute Amendment I to Agreement for Services 222-S1010 with Sierra Forever Families, a foster family agency changing the term of the agreement from a three-year term to an ongoing agreement that shall continue until terminated, increasing the maximum annual compensation to \$100,000 for Fiscal Year 2010-11 and each subsequent fiscal year, and revising other contract terms to allow placements by the Probation Department and to reflect current standard County contract language to provide emergency shelter care and/or foster care placement services on an “as-requested” basis.

FUNDING: Federal and State Social Services Allocation with required County Share of Cost met primarily with realignment resources.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Blue Route, Sierra Forever Families 222-S1010, A1, 2. Sierra Forever Families, 222-S1010, A1, 3. Sierra Forever Families 222-S1010

Date	Ver.	Action By	Action	Result
10/19/2010	1	Board of Supervisors	Approved	Pass

Department of Human Services recommending the Board approve and authorize the Purchasing Agent to execute Amendment I to Agreement for Services 222-S1010 with Sierra Forever Families, a foster family agency changing the term of the agreement from a three-year term to an ongoing agreement that shall continue until terminated, increasing the maximum annual compensation to \$100,000 for Fiscal Year 2010-11 and each subsequent fiscal year, and revising other contract terms to allow placements by the Probation Department and to reflect current standard County contract language to provide emergency shelter care and/or foster care placement services on an “as-requested” basis.

FUNDING: Federal and State Social Services Allocation with required County Share of Cost met primarily with realignment resources.

BUDGET SUMMARY:		
Total Cost of this Action		\$100,000 maximum annual compensation
Contract History		
Original Contract	\$57,470 for a three-year term	

Amendment 1	\$100,000 maximum annual compensation each fiscal year	
Total Funding Available	\$100,000	
Change To Net County Cost		N/A

Fiscal Impact/Change to Net County Cost: No change. Emergency shelter care services, which are necessary pending Court-ordered case disposition, require a 15% to 30% County share of cost. Court-ordered foster care placement services require a 40% to 60% County share of cost. The State reimburses the County for the federal and state share of cost in a varying ratio based on an array of circumstances. A total of \$5,976,979 is included in the Department’s budget for provision of emergency shelter care and foster care services during FY 2010-11. Funds for these services are budgeted annually based on projected need. The not-to-exceed annual compensation of \$100,000 allows for anticipated maximum potential usage.

Compensation: Compensation is based upon the State-assigned Rate Classification Level of the group home/foster family agency providing services to the child placed at the facility. Payments to service provider are made monthly in arrears following notification that a child has been placed at the facility.

Termination: Agreement includes the County’s standard Fiscal Considerations termination language as well as a provision for the County to terminate Agreement without cause in seven (7) calendar days upon written notice.

Reason for Recommendation: On December 16, 2009, the Purchasing Agent executed Agreement for Services 222-S1010 with Sierra Forever Families for the provision of as-needed emergency shelter care and/or foster care placement services for certain children who have been taken into protective custody by DHS. The initial term of the Agreement was three years with a maximum not-to-exceed compensation of \$57,470. The agreement was established in the event that DHS needed to place a child using this foster family agency but was not based on a specific placement need at the time.

DHS currently has three children placed with this foster family agency with the possibility of placing an additional three children for up to six children at this facility. The length of each child’s placement is unpredictable as circumstances surrounding each child vary with the child’s needs. The monthly rate for placements is set by the State and is currently between \$1,430 and \$1,679 per child, per month based on the age of the child. At present, the total monthly payment for the three children placed through this vendor ranges from \$3,097 to \$4,991 per month. Based on current usage and in anticipation of potential future placement needs with Sierra Forever Families, DHS is recommending that the term of the Agreement be amended from a three-year term to a perpetual term and that its compensation be increased from \$57,470 for three years to \$100,000 for FY 2010-11 and each subsequent fiscal year.

Although DHS does not anticipate reaching the \$100,000 maximum annual amount for this vendor in this or any other single fiscal year, this annual not-to-exceed amount provides DHS the flexibility necessary to enable accommodation of current demand and any sudden increase in the need for multiple placements with this particular vendor. Working in conjunction with the CAO, the Department has established a tracking system that regularly monitors the level of expenditures for

combined placement services as well as for each individual vendor. This tracking system allows DHS to ensure that overall expenditures remain within budget, while also allowing sufficient time to amend any individual agreement for which actual placement costs will exceed its annual not-to-exceed maximum compensation amount.

Other changes to the Agreement were necessary to allow the Probation Department to place children at this facility. Changes were made to the Recitals, Article I - Scope of Services, Article II - Term, Article III - Compensation for Services, Article IV - Foster Youth Personal Rights, Article VII - Medi-Cal Screening, Article XIII - Access to Records, Article XX - Notice to Parties and Article XXVIII - Administrator. Articles XXXIII to XXXV were added to the Agreement to include current standard County contract language.

Purchasing Agent Recommendations: The Purchasing Agent reviewed the Department's request to enter into this Amendment I to Agreement 222-S1010 and concurs that it is not necessary to conduct a competitive selection process as the services are court ordered. The Department of Human Services maintains purchase of services Agreements with multiple local, state and national vendors for the provision of emergency shelter care services and/or foster care placement services for its clients to ensure that clients can be referred by their caseworker on an "as requested" basis to receive necessary services from the most appropriate and conveniently located vendor. Choice of vendor is based on the specific needs of each individual DHS client.

Action to be taken following Board approval:

1. Purchasing Agent to execute two (2) copies of the approved Amendment 1 to Agreement 222-S1010 with Sierra Forever Families and return one (1) original of the Amendment to Human Services at 3057 Briw Road
2. Human Services to distribute the document as appropriate

Contact: Daniel Nielson, M.P.A. x7275

Concurrences: County Counsel, Risk Management and Human Resources