



## Legislation Text

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**File #:** 15-1203, **Version:** 1

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Health and Human Services Agency (HHSA), Community Services Division, recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign Agreement for Services 156-S1611 with Natalie Patterson, for the provision of registered dietitian services, with a term to commence upon execution through June 30, 2016 with the option to exercise two additional successive one-year terms, with a maximum contractual obligation of \$19,000 for the period ending June 30, 2016 and \$25,000 per year thereafter;
- 2) Authorize the Purchasing Agent, or designee, to execute further documents relating to Agreement for Services 156-S1611, including amendments which do not increase the maximum dollar amount or term of the Agreement, and contingent upon approval by County Counsel and Risk Management; and
- 3) Approve and authorize the Director of HHSA to sign a termination letter, pursuant to Article XXVI, Section D, "Default, Termination, and Cancellation" in Agreement for Services 222-S1510 with Natalie Patterson, to be effective upon execution of this Agreement for Services 156-S1611 with Natalie Patterson.

**FUNDING:** Federal, State and General Fund Donations.

### **DEPARTMENT RECOMMENDATION**

Health and Human Services Agency (HHSA) recommends the Board of Supervisors approve and authorize Agreement for Services 156-S1611 with Natalie Patterson for the provision of registered dietitian services for the Senior Nutrition Program, ensuring HHSA meets the requirements as set forth by the California Department of Aging. HHSA also recommends the Board of Supervisors approve and authorize the Director of HHSA to terminate, without cause, Agreement for Services 222-S1510 with Natalie Patterson.

HHSA further recommending the Board make findings in accordance with Chapter 3.13, Section 3.13.030 of the County Ordinance that there are specialty skills required for the work performed under this Agreement that exceed the job classifications of the County; therefore, it is more economical and feasible to engage an independent contractor for registered dietitian services.

### **DISCUSSION / BACKGROUND**

HHSA's congregate meal program provides seniors with hot, nutritious meals every weekday in congregate meal sites located throughout El Dorado County. In addition, if individuals are medically or physically disabled, meals may be delivered to their homes. Eligibility for participation in the congregate meal program or home delivered meal program includes any older person (age 60 or older), the spouse of an older individual, and persons with a disability under the age of 60 who reside in housing facilities occupied primarily by older individuals in which congregate meals are provided, or a disabled person under the age of 60 who attends a congregate meal site with an older individual who participates in the dining program.

HHSA currently has a funding agreement with the State of California Department of Aging (049-

F1611), HHSA's 2012-2016 Area Plan for Senior Services in El Dorado County, and Title 22, which requires HHSA to contract with a Registered Dietitian (RD) for the provision of services relative to the Senior Nutrition Program's congregate and home-delivered meal programs.

On November 25, 2014, the Purchasing Agent executed Agreement for Services 222-S1510 with registered dietitian Natalie Patterson, for a two-year term that commenced upon execution. In June 2015, HHSA's Senior Nutrition Program was audited by the California Department of Aging (CDA). As part of the corrective action, CDA required contract language revisions to the registered dietitian contract with Natalie Patterson. Included in the findings, CDA indicated contract terms must be for a one-year term with the option to renew for successive one-year periods up to a maximum of three (3) additional years since the funding is also granted in one-year terms. HHSA worked with both CDA and Natalie Patterson to satisfy the requirements of the corrective action. In order to resolve the CDA audit finding, including contractual terms of one (1) year, HHSA desires to enter into a new contract with Natalie Patterson, and upon execution of Agreement for Services 156-S1611, terminate the existing Agreement for Services 222-S1510.

### **ALTERNATIVES**

Disapproval of Agreement for Services 156-S1611 will result in HHSA being out of compliance with the funding agreement and audit findings completed by CDA, as well as potential loss of funding.

### **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

County Counsel, Risk Management, and Human Resources.

### **CAO RECOMMENDATION**

It is recommended that the Board approve this item to allow for the contract with Natalie Patterson become compliant with California Department of Aging rules.

### **FINANCIAL IMPACT**

There is no change to Net County Cost associated with this Agenda item. Sufficient appropriations were included in the fiscal year 2015-16 budget, and will be included in future budgets for the term of the Agreement.

### **CLERK OF THE BOARD FOLLOW UP ACTIONS**

1. Clerk of the Board to obtain signature of Chair on two (2) original Agreements for Services 156-S1611.
2. Clerk of the Board to return one (1) fully executed Agreement to HHSA at 3057 Briw Road.

### **STRATEGIC PLAN COMPONENT**

N/A

### **CONTACT**

Don Ashton, M.P.A., Director