

Mental Health Treatment Act Citizen's Oversight Committee

Mendocino County Administration Center

501 Low Gap Road, Room 1010

Ukiah, CA 95482

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December 18, 2019, Minutes

AGENDA ITEM NO. 1 – CALL TO ORDER AND ROLL CALL (1:00 P.M.)

Committee Members Present: Mr. Thomas Allman; Mr. Ross Liberty (arrived at 1:05 p.m.); Mr. Lloyd Weer; Dr. Ace Barash; Mr. Jed Diamond; Dr. Jenine Miller; Ms. Jan McGourty (arrived at 1:05 p.m.); Ms. Shannon Riley, and Ms. Carmel J. Angelo.

Committee Members Absent by Prearrangement: Mr. Mark Mertle and Vice Chair Donna Moschetti.

2. PUBLIC EXPRESSION

Presenter/s: Mr. Larry Stokes; Ms. Silvia Clark; Ms. Neeka Huffman; Mr. McKay; Ms. Annie Good; Ms. Beth Riddel; Ms. Meeka Ferreta; and Mr. Jonathan Davis.

3. COMMITTEE MATTERS

3a) Discussion and Possible Action Regarding Expenditure Report on Measure B Tax Funds

Presenter/s: Mr. Lloyd Weer, County of Mendocino Auditor-Controller.

Auditor-Controller reported life to date revenue was \$12,463,353; to date expenses total \$521,723; and interest earned was \$113,869; for a total balance of \$12,055,499.

Member Riley requested information and clarification as to why September 2019 is more than 30% lower than September 2018. Member Weer clarified factors at the State level, such as the state transitioning into a new computer system. The State's computer transition created a challenge for people to not be able to make their payments on a timely manner creating delays in the State catching up with collecting taxes.

Member Angelo requested clarification of itemized October 25, 2019 expense labeled as CEO Labor and Benefits totaling \$2,986. Member Weer clarified Measure B activities have been conducted by staff being compensated under Executive Office Staff out of General Fund to work on Measure B items. The lack of Measure B Program Manager created the need for County staff to work on Measure B related items. Every once in a while Measure B will see billing by County Executive Office for related Measure B Committee expenses.

Public Comment: Kay Peterson.

Committee Action: None.

3b) Approval of Minutes of the October 23, 2019, Meeting

Presenter/s: Cassandra Borgna; Committee Clerk.

Public Comment: None.

Committee Action: Upon motion by Sheriff Allman, seconded by Ms. Shannon Riley and carried unanimously, IT IS ORDERED that the minutes of the October 23, 2019, meeting, are hereby approved.

3c) Discussion and Possible Action Regarding Update on Measure B Project Manager

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer, Executive Office.

Member Angelo announced the hiring of Isabel Gonzalez as the Measure B Project Manager effective December 9, 2019. Ms. Gonzalez provided a brief introduction of herself to the Committee.

Public Comment: Mr. Bill Barksdale.

Committee Action: None.

3d) Update Regarding December 10, 2019, Board of Supervisors Meeting Regarding Direction to Perform an Operational Feasibility Study of Proposed Measure B Funded Facilities

Presenter/s: Ms. Carmel J. Angelo, Chief Executive Officer, Executive Office.

Public Comment: None.

Committee received an update regarding December 10, 2019 Board of Supervisors direction for County Executive Office to perform an operational feasibility study of Adventist Health proposed facilities to determine the operation costs of a 24 hour Psychiatric Health Facility, Crisis Residential Treatment Facility, and Crisis Stabilization Unit.

Chair Barash conducted reading of the letter submitted by President/CEO of Adventist Health, Jason Wells, to the December 10, 2019, Board of Supervisors meeting. Intent of the Board of Supervisors directive is to step back and look at operations and the costs of operations of each facility. Jason Wells plans to submit proposal within 60 days for Board of Supervisors to review.

This will help to get the operational costs of the services. County Chief Executive Officer met with the President/CEO of Adventist Health to begin the process of conducting a feasibility study of services needed for these types of facilities. Adventist Health proposes to designate beds for mental health, work with the County to renovate facilities, and review the costs of those facilities. Adventist Health aims to provide the psychiatric services in the Coast and in Ukiah.

Committee expressed concerns to use tax dollars to fund operations of a public private partnership.

Member Riley requested clarification as to whether Adventist Health is to serve the need of a Psychiatric Health Facility and Crisis Stabilization Unit. Member Angelo clarified at this point in time Adventist Health proposal

is the for 24 hour inpatient which would be equivalent to the Psychiatric Health Facility. As information is provided by Adventist Health, the details will be made public.

County Counsel evaluation of proposal and the context of using public money to fund remodel of a private facility has not been done. County Counsel reiterated requests for analysis to happen must be requested and approved by the Board of Supervisors.

Public Comment: Lynn Finley; Louis Rolitcheck; Melinda Clark, Richard Winkle.

Committee Action: Committee created subcommittee formed by Member Riley and Member Weer to work with Project Manager. Chair directs subcommittee to draft questions and request in writing for the Board of Supervisors consideration to direct or request County Counsel to conduct research and analysis and request to consider Board of Supervisors to review results of analysis of Adventist Health Partnership legality during a Board of Supervisors meeting.

3e) Discussion and Possible Action Regarding Update on Status of the Architect FRQ and Related Feasibility Study, Including a Recommendation to the Board of Supervisors

Presenter/s: Janelle Rau, Deputy Executive Officer, Executive Office.

Public Comment: Margie Hanley; William Barks; Neeka Hoffman.

The Committee received a report by Janelle Rau, Deputy Chief Executive Officer, regarding the action taken by the Board of Supervisors. Board of Supervisors approved Architectural Services Agreement for the mental health facilities with the contingency of the Measure B Committee to review and approve. Upon Measure B approval, CHFFA Board requested contingency of the Architectural Services Agreement, physical presence from a member of the County Board of Supervisors to be present at the January CHFFA Board meeting, and CRT contingent site to be in Orchard Street in Ukiah. Architectural Contract as written complies with competitive process.

Member Miller incorporated clarification that CHFFA Grant has always been included within the scope of the Architectural Contract for the mental health facilities. Behavioral Health has had the grant for four years. The grant was awarded during a time when a different county contractor was providing mental health services. Measure B committee has talked about Crisis Residential Treatment and CHFFA grant funds to be used for Measure B purposes. The CHFFA Grant was always a part of the consideration during the RFP process and considered by the panel who reviewed the RFP process.

Committee Action: Upon motion by Sheriff Allman, seconded by Member McGourty, and carried unanimously. IT IS ORDERED that the Mental Health Treatment Act Citizens Oversight Committee unanimously approves the Architectural Services Agreement with Nacht & Lewis for predesign, design, and construction support services for Crisis Residential Treatment, Crisis Stabilization Unit, and Psychiatric Health Facility in the amount of up to \$3,357,568, effective when Agreement becomes fully executed through June 30, 2022; authorize the Purchasing Agent to act as Project Manager and approve change order for the project, pursuant to Public Contract Code section 20142 and sign any amendments that do not exceed the maximum agreeable amount.

3f) Discussion and Possible Action Regarding Report from the Regional Behavioral Health Training Center Ad Hoc Committee.

Presenter/s: Sheriff Allman.

Committee received progress report from Sheriff Allman. Sheriff Allman reported request for proposal for carpet has gone out. Carpet and paint costs will exhaust the \$50,000 previously approved by the Mendocino County Board of Supervisors to get the work started on the facility. Committee hopes to have training facility in operation by the end of January or February. As of this meeting, Sheriff Allman is waiting to receive the pending plan from County Buildings and Grounds for electrical, security systems, kitchen, parking, and signage.

Public Comment: Ms. Jo Bradley.

Committee Action: Upon motioned by Sheriff Allman, seconded by Member Liberty, and carried unanimously, IT IS ORDERED that the Mental Health Treatment Act Citizen's Oversight Committee approve a recommendation to the Mendocino County Board of Supervisors to allocate expenditure of up to \$200,000 of Measure B funds (Fund Unit 1224/Budget Unit 4052 Mental Health Treatment Act) to finalize improvements to the Regional Behavioral Health Training Facility located at 8207 East Road, Redwood Valley.

Committee Action: None.

3g) Discussion and Possible Action Regarding Report from the Kemper Report Ad Hoc Committee

Presenter/s: Member McGourty.

Member McGourty reiterated the Committee had previously discussed a 15% prudent reserve for the facilities. Member McGourty advised that the Ad Hoc Committee has yet to draft a reserve policy. Member McGourty indicated reserve draft policy could possibly be provided at the next Committee meeting.

Public Comment: None.

3h) Discussion and Possible Action Regarding Development of Measure B Budget

Presenter/s: Member Riley.

Member Riley requested clarification to understand year round budgeting process in order for Committee to monitor and track the Measure B budget throughout the year and on a quarterly basis. There will be deadlines to submit figures by the Department in order for Program Manager to prepare a budget for the next year period, monitor budget, and provide quarterly budget reports to the Committee.

Member Weer clarified the Measure B budget was approved by Board of Supervisors and developed by the CEO's office and the auditor. The adopted budget as part of County's overall Budget was reviewed by CEO and Auditor committee. The Budget team quickly put together an estimate as to what they thought the Measure B budget would entail for the next 12 months in order to not hold up Measure B business. In order to spend money, the Measure B Committee needed to have funds appropriated and approved for what the funds are intended to be used for. If not appropriated, the Committee will need to submit a budget to the Board of Supervisors each and every time funds need to be used. That would cause additional delays related to Measure B business.

Public Comment: None.

Committee Action: The Chair directed that the Auditor and Project Manager work on tracking budget and not miss the opportunity to be involved with the next fiscal year Measure B budget planning process. Auditor and Program Manager to discuss timeliness for 2019-2020 budget, but will wait for Board of Supervisors to pass their calendars for next year budget process. As soon as Board of Supervisors approves, Auditor and Project Manager will meet accordingly.

3i) Discussion and Possible Action Regarding Reorganization of Measure B Committee Structure

Presenter/s: Member Diamond

Member Diamond proposed three changes to the Measure B Committee structure: 1) To have a Chair and Vice Chair serve a two year term rather than one year term; 2) the creation of three person executive committee made up of Chair, Vice Chair and Program Manager. That committee will be charged with developing a draft plan for full year's work of what needs to be done in a year, create agenda for each meeting, and approve Ad Hoc Committee to expedite decision making and make it easier to predict where the Committee is heading throughout the year; and 3) The Chair and Vice-Chair should be chosen from the Citizen members which would include:

- The five members appointed by each of the County Board of Supervisors.
- The member representing the Behavioral Health Advisory Board.
- The member representing the Mendocino Chapter of the National Alliance on Mental Illness.

Public Comment: None.

Committee Action: Upon motion by Member Angelo, seconded by Member Diamond and carried unanimously, IT IS ORDERED that the Mental Health Treatment Act Citizens's Advisory Committee adopt: 1) having a Chair and Vice Chair for a two year term rather than one year term; 2) the creation of an executive committee made up of the Chair and Vice Chair with the Measure B Program Manager as staff to that committee and that, that committee will be charged with developing a draft plan for full year's work by that committee that would be brought back to Measure B Committee to be approved by Measure B Committee; and 3) recommendation for citizen members to choose Chair and Vice Chair be continued at a later date until next year with a legal opinion by County Counsel and/or a policy decision by the Board of Supervisors.

3i) Discussion and Possible Action Regarding Scheduling a Committee Meeting on the Coast in 2020

Presenter/s: Member Riley.

Public Comment: Jo Bradley.

Member Riley read a written statement by Member Mertle requesting the Committee consider to meet on the Coast. Sheriff Allman discussed incorporating a meeting in Willits along with consideration of a meeting in each District. Committee to discuss further meeting actions during the January 22, 2020, meeting when adoption of the 2020 master meeting calendar will occur. It was noted that meeting locations must have high Wi-Fi capabilities to live stream the meetings.

Public Comment: Jo Bradley.

Committee Action: Upon motioned by Sheriff Allman, seconded by Member Angelo, and carried unanimously, IT IS ORDERED that the Mental Health Treatment Act Citizens Oversight Committee should formalize a Committee meeting calendar to include a meeting on the Coast and in Willits for 2020 and discuss further meeting action during adoption of the 2020 Committee Master Meeting Calendar on January 22, 2020.

4. COMMITTEE MEMBER REPORTS

4a) Committee Member Reports Regarding Items of General Interest

Member Riley requests for the Committee to be notified when items related to Measure B will be presented to the Board of Supervisors for approval and/or review.


Sheriff Allman announced his retirement from his position as Sheriff of Mendocino County effective December 28, 2019. He will remain very active with Mental Health common goals and will remain a member of the Measure B Committee.

Public Comment: None.

5. ADJOURNMENT

THERE BEING NOTHING FURTHER, THE MENTAL HEALTH TREATMENT ACT CITIZENS OVERSIGHT COMMITTEE ADJOURNED AT 3:21 P.M.

Attest: CASSANDRA BORGNA
Committee Clerk



The Committee complies with ADA requirements and upon request, will attempt to reasonably accommodate individuals with disabilities by making meeting materials available in appropriate formats (pursuant to Government Code section 54953.2) Anyone requiring reasonable accommodation to participate in the meeting should contact the Committee clerk by calling (707) 463-4441 at least five days prior to the meeting.

*Additional information regarding the Committee may be obtained by referencing:
www.mendocinocounty.org/community/mental-health-oversight-committee*