

# Board of Directors Meeting Agenda

Wednesday, November 13, 2019

4:30 p.m. – 5:30 p.m.

(916) 352-7876

Code: 277853



## Meeting Locations:

**Vizcaya Sacramento**  
2019 21<sup>st</sup> Street  
Sacramento, CA 95818

**Orange County Health Care Agency**  
405 West 5<sup>th</sup> Street  
Santa Ana, CA 92701

**Los Angeles County  
Department of Mental Health**  
550 S. Vermont Avenue, 12<sup>th</sup> Floor  
Los Angeles, CA 90020

**By joining this meeting, you are giving consent to be recorded.**

California Mental Health Service Authority  
(CalMHSA)

Board of Directors Meeting

Agenda

Wednesday, November 13, 2019

4:30 p.m. – 5:30 p.m.

*In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, please contact Laura Li at (916) 859-4818 (telephone) or (916) 859-4805 (facsimile). Requests must be made as early as possible, and at least one full business day before the start of the meeting.*

*Materials relating to an item on this agenda submitted to this Board after distribution of the agenda packet are available for public inspection at 3043 Gold Canal Drive, Suite 200, Rancho Cordova, CA, 95670, during normal business hours.*

**A. OPEN SESSION**

**1. CALL TO ORDER**

**2. ROLL CALL AND INSTRUCTIONS**

**3. INSTRUCTIONS FOR PUBLIC COMMENT AND STAKEHOLDER INPUT**

The Board welcomes and encourages public participation in its meetings. This time is reserved for members of the public (including stakeholders) to address the Board concerning matters on the agenda. Items not on the agenda are reserved for the end of the meeting. Comments will be limited to three minutes per person and 20 minutes total.

For agenda items, public comment will be invited at the time those items are addressed. Each interested party is to complete the Public Comment Card and provide it to CalMHSA staff prior to start of item. When it appears that there are several members of the public wishing to address the Board on a specific item, at the outset of the item, the Board President may announce the maximum amount of time that will be allowed for presentation of testimony on that item. Comment cards will be retained as a matter of public record.

**4. CONSENT CALENDAR \* ..... 4**

A. Reports / Correspondence

1. Orange County Behavioral Health System Transformation Innovation Project..... 5

***Recommendation: Approval of the Orange County Behavioral Health System Transformation Innovation Project and provide authority for CalMHSA to enter into contracts in order to effectively meet the goals of the county, upon Orange County Board of***

\* Indicates an Action Item

***Supervisors Approval. Authorize CalMHSA Executive Director or Chief Operating Officer to sign contracts on behalf of CalMHSA for this Project.***

**5. PRESIDENTS REPORT**

- A. CalMHSA Agreement for Administrative and Financial Services with George Hills \* .....13  
***Recommendation: Proceed with a Request for Information (RFI) for administrative and financial services, after which a determination can be made whether to issue a Request for Proposals (RFP).***
- B. Executive Director Recruitment \* ..... 14  
***Recommendation: Approval to proceed with the recruitment of an Executive Director for CalMHSA.***
- C. California Partnership for Behavioral Health and Wellness (CPBHW) \* .....15  
***Recommendation: Board Approval of recommendations for next steps with the California Partnership for Behavioral Health and Wellbeing (CPBHW) as presented by the informal ad hoc committee.***

**B. PUBLIC COMMENTS**

A. Public Comments Non-Agenda Items

This time is reserved for members of the public to address the Board relative to matters of CalMHSA not on the agenda. No action may be taken on non-agenda items unless authorized by law. Comments will be limited to three minutes per person and 20 minutes in total. The Board may also limit public comment time regarding agenda items, if necessary, in the case of a lengthy agenda.

**C. NEW BUSINESS**

General discussion regarding any new business topics for future meetings.

**D. CLOSING COMMENTS**

This time is reserved for comments by Board members and staff to identify matters for future Board business.

**E. ADJOURNMENT**

\* Indicates an Action Item

**CONSENT CALENDAR**  
**Agenda Item 4**

**SUBJECT: CONSENT CALENDAR**

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**ACTION FOR CONSIDERATION:**

Approval of the Consent Calendar

**BACKGROUND AND STATUS:**

The Consent Calendar consists of items that require approval or acceptance but are self-explanatory and require no discussion. If the Board would like to discuss any item listed, it may be pulled from the Consent Calendar.

A. Reports / Correspondence

1. Orange County Behavioral Health System Transformation Innovation Project

**RECOMMENDATION:**

Approval of the Consent Calendar

**TYPE OF VOTE REQUIRED:**

Majority vote

**REFERENCE MATERIAL(S) ATTACHED:**

- Participation Agreement for the Orange County Behavioral Health System Transformational Innovation Project

**CONSENT CALENDAR**  
**Agenda Item 4.A**

**SUBJECT: ORANGE COUNTY BEHAVIORAL HEALTH SYSTEM TRANSFORMATION  
INNOVATION PROJECT**

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**ACTION FOR CONSIDERATION:**

Approval of the Orange County Behavioral Health System Transformation Innovation Project and provide authority for CalMHSA to enter into contracts in order to effectively meet the goals of the county, upon Orange County Board of Supervisors Approval. Authorize CalMHSA Executive Director or Chief Operating Officer to sign contracts on behalf of CalMHSA for this Project.

**BACKGROUND AND STATUS:**

The Innovation project seeks to align local organizations to create a comprehensive and dynamic cross-sector resource directory that offers an optional guided search option. CalMHSA is to perform the overall administrative oversight and will contract with vendors to develop a digital resource navigator tool and overall project evaluation.

The proposed electronic directory will give providers direct access for updating their program information online, as often as needed, without having to rely on a webmaster or other agent acting on their behalf, so that the directory remains current. The ability to access the system to make provider edits will be based on user permissions. An optional electronic Social Determinants Survey will also be developed so that individuals who are unsure of how to begin a search independently can receive computer-assisted guidance towards resources that are filtered and prioritized based on their reported needs. The Digital Resource Navigator will be built with through a participatory development approach to ensure it is tailored to our community needs.

The Behavioral Health System Transformation Innovation project strives to foster transformation of the behavioral health system by 1) aligning legal, fiscal and regulatory requirements across the public and private sectors and 2) by aligning local organizations service navigation structure. Due to its focus on identifying methods to change processes and integrate policies across the public and private sectors, this project will utilize a formative evaluation. CalMHSA shall contract with an evaluator, with Orange County approval, to perform a predefined scope of work.

**FISCAL IMPACT:**

Total budget of \$8,360,000 to be provide by Orange County.

**RECOMMENDATION:**

Approval of the Orange County Behavioral Health System Transformation Innovation Project and provide authority for CalMHSA to enter into contracts in order to effectively meet the goals of the county, upon Orange County Board of Supervisors Approval. Authorize CalMHSA Executive Director or Chief Operating Officer to sign contracts on behalf of CalMHSA for this Project.

**TYPE OF VOTE REQUIRED:**

Majority vote.

**REFERENCE MATERIAL(S) ATTACHED:**

- Draft Participation Agreement

**CALIFORNIA MENTAL HEALTH SERVICES AUTHORITY**

**PARTICIPATION AGREEMENT FOR THE ORANGE COUNTY BEHAVIORAL HEALTH TRANSFORMATION INNOVATION PROJECT (DIGITAL RESOURCE NAVIGATOR)**

1. THIS PARTICIPATION AGREEMENT is entered into on \_\_\_\_\_ by and between the California Mental Health Services Authority ("CalMHSA") and the County of Orange, a political subdivision of the State of California, through its Orange County Department of Behavioral Health; ("Participant") for participation in the Mental Health Services Authority Innovation Program ("Program").

2. CalMHSA and Participant acknowledge that the Program will be governed by CalMHSA's Joint Powers Agreement and its Bylaws, and by this Participation Agreement. The following exhibits are intended to clarify how the provisions of those documents will be applied to this Program.

- Exhibit A Program Description
- Exhibit B General Terms and Conditions
- Exhibit C Project Budget

3. The term of the Program is **December 16, 2019** through **June 30, 2022**.

4. Authorized Signatures:

**CalMHSA**

Signed: \_\_\_\_\_ Name (Printed): John E. Chaquica, CPA, MPA, ARM

Title: Interim Executive Director Date: \_\_\_\_\_

**Participant: Orange County**

Signed: \_\_\_\_\_ Name (Printed): Jeffrey A. Nagel

Title: Director of Operations, BHS Date: \_\_\_\_\_  
Orange County Behavioral Health Director

**EXHIBIT A  
PROGRAM DESCRIPTION**

**I. Name of Program – Orange County Behavioral Health System Transformation Innovation Project – Digital Resource Navigator**

**II. Program Overview**

The Innovation project seeks to align local organizations to create a comprehensive and dynamic cross-sector resource directory that offers an optional guided search option. CalMHSA is to perform the overall administrative oversight and will contract with vendors to develop a digital resource navigator tool and overall project evaluation.

**III. Digital Resource Navigator**

The proposed electronic directory will give providers direct access for updating their program information online, as often as needed, without having to rely on a webmaster or other agent acting on their behalf, so that the directory remains current. The ability to access the system to make provider edits will be based on user permissions. An optional electronic Social Determinants Survey will also be developed so that individuals who are unsure of how to begin a search independently can receive computer-assisted guidance towards resources that are filtered and prioritized based on their reported needs. The Digital Resource Navigator will be built with through a participatory development approach to ensure it is tailored to our community needs.

The scope of work for the Digital Resource Navigator is as follows:

- Assist in identifying stakeholders to include in local planning meetings
- Conduct local planning meetings with stakeholders in order to gather input on the features, resources, and visual design of the Digital Resource Navigator.
- Outline the scope of directory, which will include the nature and types of services from the public, private and non-profit sectors that will be included.
- Identify the phases of roll out and the specific service types to be included in each phase.
- Outline directory features, including real-time provider updates and consumer reviews
- Create an optional social determinants survey, developed in collaboration with stakeholder input.
- Provide progress updates to Orange County Stakeholders and the MHSOAC
- Build the digital resource directory
- Beta test and revise the directory and the social determinants survey.
- Deploy the digital resource directory and social determinants survey.
- Deployment will begin with a small-scale pilot and gradually expand in scope through later phases until it is available to all Orange County residents.



#### **IV. Evaluation**

The Behavioral Health System Transformation Innovation project strives to foster transformation of the behavioral health system by 1) aligning legal, fiscal and regulatory requirements across the public and private sectors and 2) by aligning local organizations' service navigation structure. Due to its focus on identifying methods to change processes and integrate policies across the public and private sectors, this project will utilize a formative evaluation. CalMHSA shall contract with an evaluator, with Orange County approval, to perform the following scope of work.

- Incorporate a participatory strategy to identify ways to engage a diverse group of community stakeholders successfully and elicit meaningful participation, guidance and feedback.
- Collect data at all phases of execution to identify influences on the progress and/or effectiveness of project implementation.
- Facilitate focus groups, interviews, observational studies, and surveys of stakeholders, subject matter experts and meeting participants, to identify successful and unsuccessful strategies employed throughout the various project activities, including inter-agency and inter-departmental meetings and workgroups.
- Provide continuous feedback and recommendations to the County and contracted providers as appropriate to improve project implementation.
- Assess whether the proposed course corrections were adopted by staff and/or effective.

**EXHIBIT B  
GENERAL TERMS AND CONDITIONS**

**I. Definitions**

The following words as used throughout this Participation Agreement shall be construed to have the following meaning, unless otherwise apparent from the context in which they are used:

- A. CalMHSA – California Mental Health Services Authority, a Joint Powers Authority (JPA) created by counties in 2009 at the instigation of the California Mental Health Directors Association to jointly develop and fund mental health services and education programs.
- B. Mental Health Services Division (MHSD) – The Division of the California Department of Health Care Services responsible for mental health functions.
- C. Member – A County (or JPA of two or more Counties) that has joined CalMHSA and executed the CalMHSA Joint Powers Agreement.
- D. Mental Health Services Act (MHSA) – A law initially known as Proposition 63 in the November 2004 election, that added sections to the Welfare and Institutions Code providing for, among other things, PEI Programs.
- E. Participant – Any County participating in the Program either as Member of CalMHSA or as Partner under a Memorandum of Understanding with CalMHSA.
- F. Program – The program identified in Exhibit A.

**II. Responsibilities**

- A. Responsibilities of CalMHSA:
  - 1. Act as fiscal and administrative agent for Project.
  - 2. Manage funds received consistent with the requirements of any applicable laws, regulations, guidelines and/or contractual obligations.
  - 3. Provide regular fiscal reports to Participant and/or other public agencies with a right to such reports.
  - 4. Submit plans, updates, and/or work plans for review and approval by Participant representative.
  - 5. Comply with CalMHSA's Joint Powers Agreement and Bylaws.
- B. Responsibilities of Participant:
  - 1. Provide funds for the Program as specified in Exhibit C at the beginning of each fiscal year identified in Exhibit C, Project Budget.
  - 2. Identify a representative authorized to act for Participant and receive notices on behalf of Participant with regard to the Program.

3. Cooperate by providing CalMHSA with requested information and assistance in order to fulfill the purpose of the Program.
4. Provide feedback on Program performance.
5. Comply with applicable laws, regulations, guidelines, contractual agreements, JPAs, and bylaws.

### **III. Duration, Term, and Amendment**

- A. The intention of the Program is to continue as long as Participant and other participants wish to act together to conduct Innovation projects. However, the obligation of Participant to pay funds is limited to the periods and amounts stated in Exhibit C, Project Budget.
- B. This Agreement may be supplemented, amended or modified only by the mutual agreement of CalMHSA and Participant, expressed in writing and signed by authorized representatives of both parties.
- C. Participant may withdraw from the Program and terminate the Participation Agreement upon six (6) months' written notice. Notice shall be deemed served on the date of mailing.

### **IV. Withdrawal, Cancellation and Termination**

- A. Upon cancellation, termination, or other conclusion of the Program, any funds remaining undisbursed shall be returned to the Participant. Unused funds paid for a joint effort will be returned pro rata to Participant in proportion to payments made. Adjustments may be made if disproportionate benefit was conveyed on particular Participant. Excess funds at the conclusion of county-specific efforts will be returned to the particular county that paid them.

### **VI. Fiscal Provisions**

- A. Funding required from the Participant will not exceed the amount stated in Exhibit C-Project Budget.
- B. County will provide the funding amount stated in Exhibit C – Project Budget which includes a one-time administrative fee. CalMHSA will invoice the County as delineated in Exhibit C.

### **V. Mutual Indemnification**

To the fullest extent permitted by law, each party shall hold harmless, defend and indemnify the other party, including its governing board, employees and agents from and against any and all claims, losses, damages, liabilities, disallowances, recoupments, and expenses, including but not limited to reasonable attorneys' fees, arising out of or resulting from other's negligence in the performance of its obligations under this Agreement, including the performance of the other's subcontractors, except that each party shall have no obligation to indemnify the other for damages to the extent resulting from the negligence or willful misconduct of any indemnitee. Each party may participate in the defense of any such claim without relieving the other of any obligation hereunder.

**EXHIBIT C  
PROJECT BUDGET**

**Orange County Behavioral Health System Transformation Innovation Project –  
Digital Resource Navigator**

CalMHSA Administrative Fee (10%)	\$ 760,000
Digital Resource Navigator	\$5,000,000
Evaluation	\$2,600,000
<b>TOTAL</b>	<b>\$8,360,000</b>

Orange County will provide the funding amounts as stated below. CalMHSA will invoice the County upon execution of Participation Agreement, for the full budget amount in order to successfully carry out its contractual obligations.

FY19-20	\$2,733,333
FY20-21 minus any unspent funds from prior years, unless projected activities are anticipated to expend the full amount plus carryover funds	\$4,966,667
FY21-22 minus any unspent funds from prior years, unless projected activities are anticipated to expend the full amount plus carryover funds	\$660,000

Payment for FY19-20 in the amount of \$2,733,333 shall be made upon approval and execution of this Agreement. CalMHSA will invoice the County in June of each year for payment in July of each year thereafter.

NOTE: The scope of work and annual budget allocations are projected, therefore subject to change given assessment outcomes throughout the term of this Agreement.

**PRESIDENTS REPORT**  
**Agenda Item 5.A**

**SUBJECT: CALMHSA AGREEMENT FOR ADMINISTRATIVE AND FINANCIAL SERVICES WITH  
GEORGE HILLS**

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**ACTION FOR CONSIDERATION:**

Proceed with a Request for Information (RFI) for administrative and financial services, after which a determination can be made whether to issue a Request for Proposals (RFP).

**BACKGROUND AND STATUS:**

CalMHSA has no employees and has contracted with George Hills Company since 2009 to provide administrative and financial services and staffing to operate the JPA. At the February 13, 2019 Board meeting, the Board approved a one-year extension of the existing contract with GH to June 30, 2020 and approved an appended motion to go out to bid for such services during the 2019-20 year.

Due to the retirement of Dr. Wayne Clark, CalMHSA will likely be recruiting a new Executive Director in the next few months, so developing a full Request for Proposals at the same time would be difficult. Further, it is unclear what other companies might be interested in providing the various services currently provided by GH. Accordingly, the officers have proposed an initial Request for Information (RFI) to determine whether there may be competing providers. If not, the time and expense of issuing a full RFP will be avoided. If there are other interested providers, the subsequent RFP can be tailored based on what is learned through the RFI process.

**RECOMMENDATION:**

Proceed with a Request for Information (RFI) for administrative and financial services, after which a determination can be made whether to issue a Request for Proposals (RFP).

**TYPE OF VOTE REQUIRED:**

Majority vote.

**PRESIDENTS REPORT**  
**Agenda Item 5.B**

**SUBJECT: CALMHSA EXECUTIVE DIRECTOR RECRUITMENT**

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**ACTION FOR CONSIDERATION:**

Approval to proceed with the recruitment of an Executive Director for CalMHSA.

**BACKGROUND AND STATUS:**

CalMHSA Executive Director, Wayne W. Clark, PhD, announced his retirement on September 26, 2019. As such, the Board appointed John E. Chaquica, CalMHSA Chief Operating Officer as the Interim Executive Director.

The CalMHSA President and informal ad hoc committee have met on numerous occasions to discuss next steps and are requesting approval to move forward with recruitment of an Executive Director.

**RECOMMENDATION:**

Approval to proceed with the recruitment of an Executive Director for CalMHSA.

**TYPE OF VOTE REQUIRED:**

Majority vote.

**REFERENCE MATERIALS ATTACHED:**

None

**PRESIDENTS REPORT**  
**Agenda Item 5.C**

**SUBJECT: CALIFORNIA PARTNERSHIP FOR BEHAVIORAL HEALTH AND WELLBEING (CPBHW)**

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**ACTION FOR CONSIDERATION:**

Board Approval of recommendations for next steps with the California Partnership for Behavioral Health and Wellbeing (CPBHW) as presented by the informal ad hoc committee.

**BACKGROUND:**

Below you will find an update on the formation of California Partnership for Behavioral Health and Wellbeing (CPBHW). Attachment A and B include a thorough overview of the process, decisions and timeline of key events that brought us to the formation of the CPBHW as outlined below:

**History**

The work on CalMHSA/counties' statewide population-based prevention and early intervention was first established with an original commitment by 56 counties. Those counties funded a comprehensive plan to eliminate stigma, prevent suicides and improve student mental health and many of those counties continue funding to this day.

Given the long-term financial commitment required to effect population-based behavioral health changes (akin to smoking cessation efforts), the Board Finance committee worked with staff to identify options for revenue generation to assure a sustainable and broad-reaching prevention effort. Among the options identified was pursuit of private sector funding through a public private partnership. This approach would not only leverage what counties are investing (past, present and future), but would enable CalMHSA and counties to identify and secure additional perspectives, needs and resources to statewide prevention and early intervention efforts, while connecting to audiences otherwise unreachable.

In August 2016, CalMHSA's Board of Directors approved proceeding with LCG's recommendations to establish an ad hoc group of statewide private sector leaders to advise CalMHSA about formation of a public private partnership. The ad hoc group was to be charged with addressing concerns identified in the Feasibility Study in order to draw private sector funders to partner and supplement the critical work of CalMHSA around prevention and early intervention efforts. In October 2016, a contract was approved for work to begin December. As part of the contracting process LCG communicated to staff that the fundraising would not begin until year three, once greater definition of measurable goals, objectives, spending details, and members of a public private partnership had been defined.

From January 2018-April 2019, a Leadership Council was convened to serve in advisory capacity to CalMHSA's Board of Directors and management. The goal of the Leadership Council was ultimately to form a public private partnership that would contribute private sector resources to expand the reach and impact of what CalMHSA/counties are already doing to advance the emotional wellbeing of Californians.

## **Private Sector Contributions**

While the goal of the partnership was to raise \$5 million in private sector funding the first year, of which up to \$4 million would go to enhance and expand CalMHSA prevention programs, to date no funds have yet been received.

### **Current Status**

1. CPBHW IRS 1023 Exemption application was mailed on August 27, 2019 and received by the IRS on August 29, 2019. The IRS sent a letter acknowledging receipt of the application. The IRS application process is lengthy, and it is expected to take months until the application is approved.
2. CPBHW Next Steps committee members met via conference call on October 17 and October 24 to discuss the next steps and how to move forward with CPBHW.
3. On October 25, 2019 John Chaquica and Dawan Utecht met with Jennifer Alpert, Executive Vice President of Lester Consulting via conference call to discuss CalMHSA's concerns and next steps for CPBHW.

The CalMHSA President as part of an informal ad hoc committee has the following summary:

1. While the exploration was important, needed, and of value three years ago, CalMHSA does not have the same need today. In fact, the wants/needs of the counties today make the business realities such that we are not in a position to run another entity.
2. Pause and hold on to the entity and put on the shelf for future use and discuss again once we receive the IRS ruling on exempt status.
3. Pursue a private/public partnership project on a lesser scale but through CalMHSA. The idea that resonated recently and had also with the private sector was Wellness in the Workplace.
4. Meet with the interested Private sector and give an update and introduce the thought.
5. Follow-up when CalMHSA is ready with a plan of action for a potential project for the private sector.

### **FISCAL IMPACT:**

None

### **RECOMMENDATION:**

Board Approval of recommendations for next steps with the California Partnership for Behavioral Health and Wellbeing (CPBHW) as presented by the informal ad hoc committee.

### **TYPE OF VOTE REQUIRED:**

None

### **REFERENCE MATERIAL(S) ATTACHED:**

None