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July 2, 2024

The Honorable Board of Supervisors
County of Alameda
1221 Oak Street
Oakland, California 94612

SUBJECT: APPROVE A FISCAL YEAR 2024-25 SERVICES-AS-NEEDED CONTRACT TO PROVIDE RESIDENTIAL SUPPORT SERVICES AT A SKILLED NURSING FACILITY AND INCREASE FUNDING TO THE MENTAL HEALTH SPECIALTY SERVICES-AS-NEEDED POOL IN THE AMOUNT OF \$ 30,414,491

Dear Board Members:

RECOMMENDATIONS:

- A. Approve a Services-As-Needed agreement with GHC of Contra Costa, LLC dba Bayberry Skilled Nursing and Health Care Center (Master Contract No. 000001; Procurement Contract No. 27030; Principal: Thomas Jurbala; Location: Concord) to be added to the existing pool of Mental Health Specialty Services-As-Needed providers, increasing the number of providers from 36 to 37, to provide Residential Support Services for individuals with serious mental illness who require intensive skilled nursing services for the period 7/1/2024 – 6/30/2025;
- B. Approve an increase in the not-to-exceed amount for the Alameda County Health, Behavioral Health Department's Mental Health Specialty Services-As-Needed contracts (Master Contract No. 000001) existing pool of providers, with no change in the contract period of 7/1/2022 – 6/30/2025, increasing the pooled not-to-exceed amount from \$27,117,146 to \$30,414,491 (increase of \$3,297,345);
- C. Delegate authority to the Alameda County Health Director, or designee, to negotiate and execute the agreements through the Community-Based Organization master contract process subject to review and approval as to form by County Counsel and submit executed copy to the Clerk of the Board for filing; and
- D. Authorize the Auditor-Controller to make related budget adjustments increasing appropriations by \$800,000 with offsetting revenue from Mental Health Services Act funds.

DISCUSSION/SUMMARY:

Alameda County Health, Behavioral Health Department (ACBHD) is requesting to add a new Services-As-Needed (SAN) provider, GHC of Contra Costa, LLC dba Bayberry Skilled Nursing and Health Care Center (Bayberry) to the pool of existing SAN providers and requesting additional funding to the Mental Health Specialty SAN pool to ensure continuity of care and payment.

Bayberry is a Skilled Nursing Facility (SNF) with a Special Treatment Program (STP) designation for individuals placed under a Murphy Conservatorship associated with the Lanterman-Petris-Short Act who present a danger to themselves or others and have been identified to have a need for specialized treatment by the courts and the behavioral health system. Coordination of care for adults under Murphy Conservatorship is the joint responsibility of Alameda County Social Services Agency's (SSA) Public Guardian-Conservator and ACBHD.

Bayberry will provide a crucial discharge disposition for adults and older adults who are disabled due to mental illness, currently in locked facilities, and able to benefit from the particularly intensive level of services while no longer requiring a locked level of care. In addition, ACBHD is adding Bayberry to the pool of providers to assist in supporting the outcome of *Olmstead v. L.C.*, a United States Supreme Court decision against unnecessary institutionalization of people with intellectual disabilities who have the right to live in a community placement versus a locked facility.

On June 7, 2022 (Item No. 14), your Board approved Fiscal Year (FY) 2022-25 SAN providers to deliver needed care for ACBHD clients. The purpose of a SAN contract is to allow ACBHD to respond in a timely and appropriate manner to intermittent demand for specialized services for specific populations such as children and youth who qualify for specialty mental health services and are placed out-of-County and/or with foster families; individuals with severe eating disorders; and other individuals who require high-level services that cannot be met within the ACBHD network of services through community-based organizations. SAN contracts do not have fixed allocations as providers are reimbursed on the actual number of clients served, therefore, ACBHD contracts on an as-needed basis. ACBHD will work with Bayberry to monitor disposition and quality of care for ACBHD clients placed at their facility.

ACBHD is requesting delegated authority aligning with the CBO master contract process to help expedite this contract with approval as to form by County Counsel. Your Board's approval will enable individuals to receive appropriate care while protecting public safety and filling a critical gap for vulnerable ACBHD clients with serious medical conditions and neurocognitive disorders that require total nursing care.

SELECTION CRITERIA:

ACBHD released Request for Pre-Qualification (RFPQ) No. 24-02 on February 1, 2024, to create a vendor pool of qualified bidders to provide SNF STP services on an as needed basis. The RFPQ was advertised for 20 days using the General Services Agency (GSA) advertising guideline by posting on the ACBHD and GSA websites.

In addition, a courtesy email was sent to ACBHD’s contracted providers and other ACBHD contacts via existing email distribution lists.

Only one bid for services was received. ACBHD staff conducted a review of the bidder minimum qualifications. The Bidder conformed with the requirements for the RFPQ qualification process. The table below summarizes the result of this RFPQ process to award a SAN contract.

Bidder	Location	Certified, Small, Local or Emerging (SLEB)	Recommended for Award
<i>Life Generations Healthcare LLC, parent company for GHC of Contra Costa, LLC dba Bayberry Skilled Nursing and Health Care Center</i>	<i>Concord, CA</i>	No	Yes

The Bidder was notified via email of ACBHD’s recommendation on April 4, 2024. GSA issued a Small, Local, Emerging Business (SLEB) waiver for Life Generations Healthcare LLC (No. 25517) valid through June 30, 2025. No bid protest was received.

The request to increase the SAN pool is for existing ACBHD providers who offer specialized mental health services. SAN providers have been selected based on the needs of Alameda County clients being placed out of county and/or approved for very specialized services by the Social Services Agency, Probation and/or ACBHD. The community-based organizations provide essential services that span the four systems of care – children, transition-age youth, adults, and older adults. Most of the SAN providers are non-profit, which are exempt from participating in the County’s SLEB process, however, a small number of them are for-profit. GSA has approved SLEB waivers for each of the existing for-profit providers, and these expire on 6/30/2025.

FINANCING:

Appropriations for the augmentation are funded by 1991 Realignment already included in the ACBHD FY 2024-25 Approved Budget, and an adjustment to the ACBH FY 2024-25 Approved Budget is requested to increase Mental Health Services Act funding (\$800,000) per the attached Financial Recommendation. Approval of this recommendations will have no impact on net County cost.




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VISION 2026 GOAL

Specialty mental health services meet the 10X goal pathway of **Healthcare for All** in support of the shared vision of a **Thriving and Resilient Population**.

Sincerely,

DocuSigned by:

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Colleen Chawla, Director
Alameda County Health