

Emergency Amendments to County Agreements A-16-221 and A-15-594 for Stand by and Alternative Services

Recitals

- A. The County of Fresno (County), and Exodus Recovery, Inc. (Contractor), are parties to County Agreements A-16-221 and A-15-594 as amended from time to time, whereby Contractor, operates and provides services to the County at the County's Adult and Youth Crisis Stabilization Centers, Access Line (A-16-221), and Adult Psychiatric Health Facility (A-15-594).
- B. On or about Saturday, June 18, 2022, there was a power outage at the County facilities leased by Contractor - Exodus's non-profit affiliate to house the Adult and Youth Crisis Stabilization Centers and the Adult Psychiatric Health Facility services and related contracted services. The power outage has continued at least partially through the date of this Emergency Amendment and has disrupted services and operations that would otherwise have been provided by Contractor under County Agreements A-16-221 and A-15-594.
- C. As a result, both adults and youth requiring immediate mental health crisis stabilization services, and inpatient adult psychiatric health facility services have had to be retained at emergency departments at various hospitals and other facilities throughout the County. This in turn has created a shortage of beds in hospital emergency departments at a critical time while the State of California remains under a declaration of emergency by the Governor due to the continuing COVID-19 public health emergency. Recent increased COVID-19 case numbers in the County have exacerbated the strain on hospital emergency departments.
- D. Because of the disruption of work caused by the power outage, some employees of the Contractor will not be paid for work that had been previously scheduled at the County facilities and this creates the risk that Contractors will not be able to retain said critical mental health and related administrative workers necessary to ensure that the County crisis stabilization centers and adult inpatient psychiatric health facility will be able to operate at a sufficient capacity upon full restoration of power to alleviate the strain on hospital emergency departments caused by the backlog of patients in need of such mental health services.
- E. These Emergency Amendments are made by the County Administrative Officer under Fresno County Ordinance Code, section 2.44.060 to ensure the continuation of critical mental health and physical health infrastructure.

Terms

1. Contractor shall, during the period of time during which services or operations under County Agreements A-16-221 and A-15-594 are disrupted due the power outage commencing on or about June 18, 2022 and continuing until June 30, 2022, maintain services provided by Contractor's employees under these agreements to the fullest extent possible by reassigning said employees to alternative work that is reimbursable under the terms of the Agreements or to other necessary mental health services or related administrative work as designated by the Fresno County Department of Behavioral Health.
2. To the extent that Contractor employees that would have regularly worked scheduled shifts at the County facilities affected by the power outage described above are not able to be scheduled for other assignments reimbursable under the terms of Agreements A-16-221 and A-15-594, the County agrees that it shall pay reimbursements at the rate specified in said agreements for other work designated by the Fresno County Department of Behavioral Health or to standby hours that are demonstrated by the Contractor to be necessary to retain such employees to provide full operational capacity of the County crisis stabilization centers, and inpatient adult psychiatric health facility as power is restored. Such reimbursements under the Emergency Amendments to Agreements A-16-221 and A-15-594 shall be limited to a maximum of sixty five thousand dollars (\$65,000.00).
 - a. The maximum amount currently payable under Agreement A-16-221 as amended is hereby increased by the amount of sixty-one thousand seven hundred fifty dollars (\$61,750.00) if necessary to accommodate for the additional compensation provided for in this Emergency Amendment.
 - b. The maximum amount currently payable under Agreement A-15-594 as amended is hereby increased by the amount of three thousand two hundred fifty dollars (\$3,250.00) if necessary to accommodate for the additional compensation provided for in this Emergency Amendment.

County of Fresno

By: _____
Paul Nerland
County Administrative Officer and Director of Emergency Services

Approved as to legal form:

By: _____
Daniel Cederborg
County Counsel

Approved as to accounting form:

By: _____
Oscar Garcia
Auditor-Controller/Treasurer-Tax Collector

Exodus Recovery, Inc.

By: _____
Printed Name:
Title:

For Accounting Purposes Only:

Org: 5630
Fund: 0001
Subclass: 10000
Budget Year: 2022