



COUNTY OF LAKE
DEPARTMENT OF SOCIAL SERVICES
P.O. Box 9000
Lower Lake, CA 95457

Rachael Dillman Parsons
Social Services Director
Public Administrator/Guardian
Amy Schimansky
Diana Duran
James Grogg
Stacy Litton
Lisa Walker-Kohlman
Deputy Public Administrators/Guardians

DATE: September 30, 2024
TO: Lake County Board of Supervisors
FROM: Lisa Walker-Kohlman, Deputy Public Guardian
CC: Rachael Dillman Parsons, Director
Amy Schimansky, Deputy Director
Diana Duran, Program Manager
James Grogg, Supervisor

SUBJECT: Patch Request

Dear Board Members,

Mr. BB has been incarcerated in the Lake County Jail since October 18, 2022. To release him into the community is unsafe and not an option as seen by the Lake County Superior Court order, on July 20, 2023, for the Public Guardian to investigate Conservatorship. However, to continue to hold him in jail based solely on the "inability to find placement" is not appropriate to his psychological and medical well-being either. With a Probate Conservatorship, his Conservatorship is not managed by Lake County Behavioral Health and the jail has had no relief to help with placement options.

On August 21, 2023, Dr Heather O'Connell made the following recommendations pertaining to the Public Guardian's responsibility in the case of BB.

RECOMMENDATIONS:

I conducted a review of court documents, treatment records, and court-ordered evaluations along with personally evaluating BB. Based on these records and my evaluation, it is my professional opinion that BB does not currently meet criteria for a DSM-V mental disorder; he does demonstrate impaired memory and records substantiate the presence of neurocognitive decline. It is my opinion that BB is not capable of making medically necessary decisions, nor does he appear competent to manage his own finances. In summary, there is substantial evidence to support that BB is unable to provide properly for his personal, physical, and financial needs. It is my opinion that BB meets criteria for Probate Code Section 2356.5 based on the following criteria:

- 1. BB has a major neurocognitive disorder*
- 2. BB lacks capacity to give informed consent to a Probate Conservatorship due to mental function deficit that significantly impairs his ability to understand and appreciate the consequences of the decision to be made.*
- 3. BB would benefit from a restricted and secure environment.*

4. *The proposed placement is the least restrictive placement appropriate to the needs of the patient at this time.*

Respectfully, Heather O'Connell, Ph.D. #23418 Licensed Psychologist

To date, the Lake County Public Guardian's office has been unable to place BB in a facility due to his unique legal status, which prohibits him from certain placements, and the fact that he is currently in a detention facility.

On September 24, 2024, Nazareth Classic Care, located in Napa County agreed to hold the bed for BB for a period of two weeks with a \$500 refundable deposit which the Lake County Public Guardian has agreed to pay. He will be accepted for placement on or before November 1, 2024 if we can secure the funds for his fees.

I have also attached the fee summary from Nazareth Classic Care for BB's expected charges. Nazareth is a private pay, memory care facility who does not accept Medicare/Medi-Cal as an Insurance option and being so, is not a viable financial option for his long-term placement.

Upon BB's release from jail and once we have access to his finances, it will be the Public Guardian's **highest priority** to find an alternate placement for him, based on his own insurance and income parameters. As to length of time to find new placement, we cannot provide an exact amount of time, but are making this request, because, in our experience, while he is out of incarceration, his odds of being accepted by a more financially appropriate placement, increase substantially. It will take approximately 2-3 months before Social Security will release his funds (including back paid to the date of his release), to the Public Guardian and we can proceed with our fiduciary responsibilities and management of BB's estate, as his Conservators.

We therefore respectfully request that the Board of Supervisors approves a patch payment from the General Fund in the amount of \$5000 per month for a period not to exceed 6 months, for this client's care and housing needs. This type of request has been utilized in the past, and I have attached two previous examples, where short-term patch payments were requested for Lake County Probate Conservatees during a time prior to adequate placement being achieved. Please do not hesitate to contact me if you need any further information or clarification regarding this request.

I solemnly swear that the foregoing is true and correct under penalty of perjury. This document was executed in Lower Lake, California on Wednesday, September 30, 2024.

Lisa Walker-Kohlman, DPG

Lisa Walker-Kohlman

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APPENDIX C

YOUR FEE SUMMARY

(Note: We may change these fees upon sixty (60) day's written notice to you. However, if your Level of Personal Care Service increases or decreases, the new fees will apply immediately.)

Effective Date: _____

Apartment #: 103B

Occupancy: () Private (✓) Roommate

Monthly Fee for Core Services: \$ 3,800.00

Monthly Fee for Personal Care Services (Level 2) \$ 1,200.00

Recurring Additional Services _____ \$ _____

Recurring Additional Services _____ \$ _____

Combined Monthly Fee: \$ 5,000.00

RESIDENT'S TOTAL MONTHLY RATE: \$ 5,000.00

COMMUNITY FEE: \$ 2,000.00
(special for this month)

Resident's Name (printed): [REDACTED] **BB**

Resident's Signature: _____ Date: _____

Responsible Party's Signature: _____ Date: _____

Community Representative's Signature: _____ Date: _____