

## **PASC Governing Board Meeting Minutes**

### **August 4, 2014**

#### **1) CALL TO ORDER/ROLL CALL**

Mr. Adler called the meeting to order. Mr. Oliver called the roll:

Members present: Mr. Adler, Ms. Bardeaux, Ms. Becker Kennedy, Ms. Belton, Mr. Castano, Ms. Miles, Ms. Poole

Members absent: Ms. Boonshaft, Mr. Davila-Castro, Mr. MacDonald, Mr. Magady, Ms. Navarro, Ms. Otero

#### **2) READING OF THE MISSION STATEMENT AND MOMENT OF SILENCE – ATTACHMENT B**

The mission statement was read by Ms. Bardeaux, and a moment of silence was observed in memory of PASC's former Executive Director Ron Osterhout.

#### **3) COMMENTS FROM THE PUBLIC ON ISSUES NOT ON THIS AGENDA**

Larry Looney from the Los Angeles County Client Coalition stated his concern for providers may have a criminal record because of past or present mental illness.

Arnold Arbiso requested information on the restoration of previous cuts and the 75-hour training ballot initiative; Mr. Adler responded with clarification on these issues.

Sawako Nitao from the Aging Coalition and the Los Angeles County Client Coalition announced 2014 NAMIWalks, to be held on October 11th at Grand Park.

#### **4) MINUTES – APPROVAL OF THE JULY 7, 2014 MINUTES – ATTACHMENT C-1 MINUTES – APPROVAL OF THE JUNE 2, 2014 MINUTES – ATTACHMENT C-2 VERBATIM TRANSCRIPTION OF ITEM 9 JUNE 2, 2014 PASC GOVERNING BOARD MEETING – RUN TIME: APPROX. 16 MIN – ATTACHMENT C-3**

Items tabled absent a quorum.

#### **5) FINANCIAL REPORT – APPROVAL OF JUNE 2014 – ATTACHMENT D-1 FINANCIAL REPORT – APPROVAL OF JUNE 2014 NPER – ATTACHMENT D-2 FINANCIAL REPORT – APPROVAL OF MAY 2014 – ATTACHMENT D-3 FINANCIAL REPORT – APPROVAL OF MAY 2014 NPER – ATTACHMENT D-4**

Items tabled absent a quorum.

In accordance with California Government Code Section 53646(b)(1), Mr. Wagstaff reported on interest income for May and June 2014.

#### **6) BOARD CHAIR'S REPORT**

None.

#### **7) EXECUTIVE DIRECTOR'S REPORT**

**a) MMR – ATTACHMENT F**

Mr. Thompson called Board members' attention to the report in the Board packet.

**b) ULTCW-SEIU EXTENSION OF TERM OF COLLECTIVE BARGAINING AGREEMENT – ATTACHMENT G**

Approval tabled absent a quorum.

Ms. Belton suggested that Board members' attendance at meetings be listed on PASC's Activities Calendar. Mr. Adler responded that Board members' representation of PASC should be discussed when a quorum is present.

**c) CAL MEDICONNECT MONTHLY ENROLLMENT DASHBOARD AS OF JULY 1, 2014 – ATTACHMENT H**

Mr. Thompson called Board members' attention to the data in the Board packet. As of July 1st, Cal MediConnect has 19,000 total active enrollments in LA County.

Ms. Belton reported that consumers who are part of MSSP are being passively enrolled without regard to their birthday, and provided copies of the letters she has received.

**Mr. Adler asked Mr. Thompson to request information from the state on active vs. passive enrollment by county, and passive enrollment criteria; Mr. Thompson agreed.**

**d) PASC BOARD RETREAT**

Mr. Thompson reported that some Board members have expressed a preference for holding the retreat in September. A survey with possible dates in September will be sent. Mr. Thompson invited Board members' suggestions for a facilitator.

**e) AMENDMENT #28 RESOLUTION – ATTACHMENT I**

Mr. Thompson reported that the new one-year contract has been signed by Ms. Navarro and Ms. Otero per Board authorization; PASC received additional NPER and General Administrative funding. Ratification tabled absent a quorum.

**f) LEGISLATIVE – SB 855 FLSA IHSS OVERTIME – ATTACHMENT J1**

Mr. Thompson reported that the timecard system is being restructured, in preparation for the January 1st implementation of new overtime, travel time, and wait time regulations. There will be a three-month hold harmless period for providers who exceed the maximum overtime. Consumers will be required to complete a workweek request form. Workers' compensation issues relative to travel time are still being determined.

In response to questions from Board members, Ms. Gomez clarified pay periods and workweeks, and reported that consumers will be able to flex hours within a pay period.

In response to a question from Ms. Bardeaux, Ms. Becker Kennedy clarified documented unmet needs. Board members discussed potential overtime and travel time issues; Mr. Thompson responded that he will continue to bring these issues to legislators.

Ms. Bardeaux stated the importance of PASC providing education for consumers and providers on these new regulations; Mr. Thompson agreed.

**g) LEGISLATIVE – AB 485 STATEWIDE PUBLIC AUTHORITY – ATTACHMENT J2**

Mr. Thompson reported that he and Ms. Heinritz-Canterbury drafted a response to this bill. Approval tabled absent a quorum.

**8) PASC BOARD OFFICER ELECTION NOTICE**

Mr. Adler reported that Board elections will be held in September.

**9) HARRIS VS. QUINN – DICK FISHER**

Mr. Fisher suggested that this issue be discussed in closed session; Mr. Adler agreed.

**10) SENIOR’S CONCERNS COMMITTEE**

Ms. Belton requested that this committee be approved as a semipermanent ad hoc committee, and be agendaized for each month’s meeting; Mr. Adler responded that this request should be approved as a motion at a future meeting when a quorum is present. The committee currently comprises Ms. Belton, Mr. Castano, Ms. Choulakian, and Ms. Igar. Ms. Belton requested that one additional Board member serve on the committee.

**a) LACOA**

**b) PROGRAMS – CONSUMER OUTREACH UPDATE – OLEETA IGAR – ATTACHMENT K**

Ms. Igar reported that 9.6% of LA County residents are age 65 or older; persons reaching age 65 have an average life expectancy of an additional 18.6 years. 30% of the older adult population in the LA Metro area have difficulties with activities of daily living; 31% of these individuals report their health as “poor” or “fair,” and 13% live below the poverty line. The Senior Concerns Committee is addressing needs identified by LA County’s Senior Needs Assessment as part of their 2012-16 Area Plan.

In response to a concern from Ms. Becker Kennedy, Ms. Igar reported that LACOA is addressing CalDuals issues, and PASC is conducting presentations on these issues at senior buildings. **Ms. Becker Kennedy suggested that materials from the LA Legal Aid Foundation be distributed to LACOA members; Ms. Igar agreed.**

Ms. Belton reported that the committee is working with the California Senior Legislators, SNAP, and DPSS on senior emergency preparedness issues, and requested that a DPSS video on disaster preparedness be shown at the Board’s October meeting.

**11) MANAGED CARE COMMITTEE**

Ms. Becker Kennedy recommended that PASC lobby in Sacramento for legislation in each of the nine areas previously identified and voted on by the Board. **Mr. Adler requested that Mr. Thompson provide a report at next month’s meeting on PASC’s efforts in these areas; Mr. Thompson agreed,** and requested clarification on PASC’s role in sponsoring legislation.

**12) DPSS REPORTS**

Ms. Gomez distributed two presentations from recent CDSS stakeholder meetings, on implementation of new FLSA requirements and an overview of the new proposed IHSS timesheet. Ms. Gomez outlined new FLSA provisions and CDSS implementation.

**Mr. Adler requested additional information on the three-month hold harmless period, and on requirements for worker days off; Ms. Gomez agreed.**

Board members discussed specific examples of overtime and potential issues.

Ms. Becker Kennedy reported that her provider was given false statements regarding mandatory training; Ms. Miles responded that CLTCC staff members do not state that training is mandatory.

**Ms. Miles reported that DPSS staff members are unwilling to speak with her regarding her providers' pay issues, and objected to this policy; Mr. Adler requested a DPSS report at next month's meeting on this issue. Ms. Gomez agreed to take Ms. Miles' feedback to DPSS line operations and to request additional information.** Ms. Bardeaux reported that a meeting is being set up for consumers and providers in the Antelope Valley with DPSS to address these issues. Ms. Belton requested that County Counsel address this issue at next month's meeting.

### **13) SEIU-ULTCW REPORTS**

Mr. Tapia reported that the MAC generated 6893 cases during the month of July; 99% were closed. LA County generated 5068 of these cases, or 88%. 760 cases from LA County were inquiries about the new dental program, 389 cases regarding health benefits, 374 cases regarding timesheets and payroll. The Hawthorne office generated 61 cases in July, the Metro office 52 cases, and the El Monte office 36 cases.

A meeting was held last week with the ULTCW Executive Board, DPSS, and PASC staff members to discuss upcoming provider overtime, travel time, and wait time changes; these meetings will continue more frequently. Consumer and provider training is being planned.

Ms. Becker Kennedy and Mr. Adler discussed specific examples of overtime and potential issues.

**Mr. Adler requested information on union member email and text message access; Mr. Tapia agreed.**

**Mr. Tapia requested clarification on how hours worked, hours paid, and hours not paid are listed on provider paystubs; Ms. Gomez agreed to look into the specific case mentioned.**

### **14) MISSION MOMENTS**

### **15) NEW BUSINESS – FUTURE AGENDA ITEMS**

### **16) CLOSED SESSION**

Mr. Adler reported from the closed session that Richard Fisher spoke about the implications of Harris vs. Quinn.

### **17) OPEN SESSION**

### **18) ADJOURN**

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Approved by

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Date minutes approved

## **ACTION POINTS**

- Mr. Adler asked Mr. Thompson to request information from the state on active vs. passive enrollment by county, and passive enrollment criteria; Mr. Thompson agreed.
- Ms. Becker Kennedy suggested that materials from the LA Legal Aid Foundation be distributed to LACOA members; Ms. Igar agreed.
- Ms. Becker Kennedy recommended that PASC lobby in Sacramento for legislation in each of the nine areas previously identified and voted on by the Board. Mr. Adler requested that Mr. Thompson provide a report at next month's meeting on PASC's efforts in these areas; Mr. Thompson agreed, and requested clarification on PASC's role in sponsoring legislation.
- Mr. Adler requested additional information on the three-month hold harmless period, and on requirements for worker days off; Ms. Gomez agreed.
- Ms. Miles reported that DPSS staff members are unwilling to speak with her regarding her providers' pay issues, and objected to this policy; Mr. Adler requested a DPSS report at next month's meeting on this issue. Ms. Gomez agreed to take Ms. Miles' feedback to DPSS line operations and to request additional information.
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