



PASC Governing Board Meeting Minutes September 10, 2012

I. CALL TO ORDER AND ROLL CALL

Ms. Navarro called the meeting to order. Mr. Castano called the roll:

Members present: Ms. Becker Kennedy, Ms. Belton, Mr. Castano, Mr. Davila-Castro, Mr. MacDonald, Mr. Magady, Ms. Miles, Ms. Navarro, Ms. Otero, Ms. Poole

Members absent: Mr. Adler, Ms. Argenta, Mr. Vasquez

II. READING OF MISSION STATEMENT AND MOMENT OF SILENCE

The mission statement was read by Mr. MacDonald, and a moment of silence was observed for all requested intentions.

III. GENERAL PUBLIC COMMENT

IV. APPROVAL OF AUGUST 6, 2012 MINUTES

Approved on motion of Mr. Castano, seconded by Ms. Belton, by consensus.

V. JULY 2012 FINANCIAL REPORT JULY 2012 FINANCIAL REPORT – NPER

July 2012 Financial Report approved on motion of Mr. Castano, seconded by Ms. Miles, by consensus.

July 2012 Financial Report – NPER approved on motion of Mr. Castano, seconded by Ms. Miles, by consensus.

In accordance with California Government Code Section 53646(b)(1), Mr. Wagstaff reported on interest income for July 2012.

VI. CHAIR'S REPORT

Ms. Navarro reported that she participated in two national teleconferences on dual eligibles, and has forwarded materials to Mr. Thompson. Ms. Navarro has convened a Duals Committee headed by Ms. Becker Kennedy and comprising Ms. Miles, Ms. Poole, and Mr. Castano, which will support Board and staff member efforts.

Ms. Otero reported that the Finance Committee has not yet prepared the report requested at last month's meeting; Ms. Otero reported that the Finance Committee comprises Ms. Otero, Ms. Argenta, Mr. Castano, and Mr. Adler.

Ms. Belton reported that she spoke with a representative from Assembly Member Portantino's office; Ms. Belton stated that the representative "said that before she could get an appointment at PASC, she was questioned like she was a terrorist who was coming out there to visit." The representative also stated that everyone was very nice to her when she later visited. Ms. Belton stated that Mr. Thompson has been avoiding people who are not on his list of 10. Ms. Belton asked whether she is allowed to tell Pasadena-area individuals to contact someone other than Mr. Thompson in order to visit PASC.

Ms. Navarro responded that "it's really important to work with staff members to make sure that, when they come, the staff is ready." Maggie stated again that "she said but before she could get a time to come out, she was interrogated like a terrorist."

Mr. Thompson responded that the visit from Assembly Member Portantino's representative was a positive one, and that he will speak with staff members who take these types of calls. Mr. Thompson stressed that he is not avoiding the public, that working with members of the public is a large part of his job, and he welcomes meetings with all members of the community and political arenas. Mr. Thompson stated that he is trying to avoid being micromanaged through emails and phone calls from multiple Board members, and emphasized that he reports to the Board Chair. Ms. Belton responded, "I'll accept it. It didn't satisfy me, but I'll accept it."

Mr. Davila-Castro stated that "I kind of think this should have been discussed in closed session," and asked the Board to remain aware of personal issues in each other's lives. Ms. Navarro discussed earnest people who work for non-profits, and stated that "the key is to respect the line," encouraged Board members "to have confidence in our staff," stated that "it's a no-no to cross that line," and "if we undermine the leadership of the Executive Director, we have chaos."

Mr. Davila-Castro again stated that "this should have been discussed in closed session, period." Ms. Navarro agreed, and asked Mr. Thompson to begin his report.

VII. EXECUTIVE DIRECTOR'S REPORT – MMR

Mr. Thompson reported that he will be providing more written information on PASC's activities. Mr. Thompson reminded the Board that PASC fought back on many issues of concern to the Board: The 20% cut to IHSS has been held up in court, the 7% cut did not happen, the cut to domestic and related services did not happen, and a statewide public authority was not created, with the exception of a statewide public authority specifically for collective bargaining.

Mr. Thompson also reminded the Board that PASC has been working under the same budget, managing extra expenses related to legal fees, while simultaneously relocating its office. Mr. Thompson emphasized that PASC's offices were closed only from 3 pm Friday to 8 am Monday during the move, with no disruption in services, thanks to the efforts of PASC's staff.

VIII. LEGISLATIVE REPORT

Mr. Hennemann reported that the current legislative session ended on August 31st; most legislation tracked by PASC did not pass. Bills containing clean-up language on the Coordinated Care Initiative did pass, but did not make substantive changes.

IX. PASC OPERATIONS

Mr. Thompson called Board members' attention to the list of PASC Activities at the County and State Level in the Board packet, and to PASC's organizational chart. Over the past two years, additional employees have been hired and promoted to new positions, following consultation with management and Human Resources, creation of a job description, and comparison of public-sector salaries. A Lead Registry Specialist position was recently created, the Program Manager position was strengthened, and five temporary staff members were hired as full-time employees. Mr. Thompson reported that two IHSS recipients have been hired into part-time positions to teach classes in the community; short versions of these classes are being filmed for PASC's website and YouTube.

In response to a question from Mr. Davila-Castro, Mr. Thompson emphasized that protocol dictates that Board members contact him with questions or concerns, and not contact staff members directly.

In response to a question from Mr. Castano, Mr. Thompson asked the Board for a decision on transportation for Board members, and which events should be funded for this purpose. Mr. Thompson reminded Board members that, two years ago, annual funding for Board expenses was cut from \$50,000 to \$5000.

Mr. MacDonald congratulated Mr. Thompson on a successful year, and asked Mr. Thompson to share the Board's thanks with the PASC's staff members.

X. COORDINATED CARE INITIATIVE

Mr. Thompson outlined Medicare opt-out options and managed care provisions for Medi-Cal and long-term services, protections for the independent provider mode, and establishment of a statewide public authority for collective bargaining, beginning no earlier than 2014. Efforts for a statewide registry and mandatory provider education were unsuccessful, which was a victory for PASC and IHSS. CCI has not yet been officially approved by CMS.

Mr. Thompson called Board members' attention to the state's draft plan for CCI, included in the Board packet, as well as a sample draft of an MOU that PASC would enter into with health plans. DPSS will continue to conduct assessments and determine hours for at least the first year; after the first year, counties may choose to work with a public authority or another entity.

In response to questions from Ms. Navarro and Ms. Belton, Mr. Thompson reported that the state is taking comments on an ongoing basis, and that PASC has submitted two letters to the state opposing the dual pilot project and the expansion to eight counties. Mr. Hennemann added that PASC submitted a third letter opposing LA County's participation in the pilot because of its size. Mr. Thompson has seen no indication that the Board of Supervisors or DPSS intends to oppose the CCI.

Mr. Thompson reported that both health plans have created stakeholder groups; PASC is represented on both groups.

XI. COMMUNITY FIRST CHOICE OPTIONS

Mr. Thompson announced that CFCO has been approved; the federal government will increase its match to 56%, and the state plans to fund the majority of IHSS through CFCO. These funds will also help ULTCW obtain a living wage; this will be discussed during closed session.

Ms. Belton and Ms. Becker Kennedy suggested that the Executive Committee meet with Mr. Thompson and bring proactive ideas for responding to the Programmatic Transition Plan and incorporating consumer input back to the Board; Ms. Navarro agreed to speak with Mr. Thompson to make arrangements for moving forward on this suggestion.

Mr. Magady suggested that a representative of upper management from SCAN and HealthNet be invited to speak to the Board at a future meeting; Ms. Navarro agreed.

Mr. Thompson emphasized that PASC has been highly involved and working diligently on this plan for the past two years, and will continue to be proactive and receive Board members' feedback. Ms. Becker Kennedy agreed, and stated that Mr. Thompson has done an outstanding job staying on top of this issue. Mr. Thompson responded that not only he, but also PASC staff have worked on this issue, offered to provide a report to the Board at the October meeting, and welcomed the input of the Executive Committee.

Ms. Belton reminded the Board that no meeting is scheduled for December. Mr. Oliver clarified that Board members voted to cancel the December meeting. Ms. Navarro asked that this issue be decided at the October or November meeting.

Phyllis Coto reported that the LA County Client Coalition has invited representatives from the Center for Healthcare Rights to speak at their meetings, and suggested that the Board may also wish to invite them.

XII. DPSS REPORT – IHSS STATISTICAL FACT SHEET MONTH ENDING MAY 31, 2012

Ms. Tostado-Hernández called Board members' attention to the fact sheet in the Board packet. Mr. Thompson noted that caseload has gone down slightly.

Ms. Becker Kennedy reported that required CBIs are slowing the enrollment process and causing late checks. Ms. Tostado-Hernández responded that most providers pass the CBI, and that PASC quickly notifies providers once information from DOJ is received.

Ms. Poole reported that late checks seem to occur for no apparent reason, when no changes have occurred. Ms. Tostado-Hernández responded that PASC staff members work with the District Liaison on individual late check issues.

Ms. Miles thanked Ms. Tostado-Hernández for her assistance with social worker responses to consumers regarding timecards and paychecks; the individual Ms. Miles was referred to has been very helpful.

XIII. IHSS CONSUMER UNION

Ms. Becker Kennedy requested that representatives from the Consumer Union interface with the Executive Committee in their deliberations.

Ms. Becker Kennedy reported that there are individuals who are being grievously harmed in the Medi-Cal managed care program and are not receiving necessary treatment after being passively enrolled, and encouraged PASC to address this issue, and to educate consumers on opt-out provisions.

Ms. Becker Kennedy reported that the state is continuing to pursue a six-month lock-in, and urged PASC to actively oppose it. Ms. Becker Kennedy also reported that the ombudsman process is not working as it should, and shared her mother's experiences with rehabilitation services and the HMO appeals process.

Victoria Emerick thanked the Board for its information and advocacy, and invited Board members to attend a meeting of the Los Angeles County Client Coalition. Ms. Becker Kennedy offered a member of the Consumer Union to attend this month's meeting.

Ms. Belton offered to attend a Coalition meeting, and asked Mr. Oliver to provide her with Ms. Emerick's contact information.

Sawako Nitao from the LA County Client Coalition and the Aging Coalition reported on research on the benefits of walking to prevent health problems.

XIV. UNION ISSUES

Tom Csekey from ULTCW reported that IHSS provides an information sheet on late check issues that the union also provides to its members; Ms. Navarro requested a copy of this. Mr. Csekey also reported that the union has established a streamlined process with IHSS for resolving provider

issues such as late paychecks. The union's Member Action Center has direct contact with IHSS managers; this process has been in place for approximately one month.

In response to a question from Ms. Becker Kennedy, Mr. Csekey described the union's materials used to distribute the MAC phone number to all members. In response to Ms. Becker Kennedy's concerns, Mr. Csekey reported that the union makes frequent phone calls to its members, and includes the multilingual MAC phone number in all messages and in all materials sent to members. Mr. Csekey will again bring copies of the MAC contact cards to next month's meeting.

Mr. Csekey followed up on the conversation at last month's meeting regarding payment for providers when their consumer is in the hospital; it is the union's understanding that new legislation will address this issue. Mr. Thompson will verify this.

XV. MISSION MOMENTS

XVI. NEW BUSINESS

Mr. Castano reported that Ms. Igar and Ms. Gonzalez have reached 10 years of service to PASC. **Mr. Thompson responded that approximately six employees have reached 10 years of service, and will provide the Board with a list at next month's meeting.**

Ms. Belton reported on an upcoming disability awards dinner, and asked the Board to use sunshine funds to send two Board members to this event; Ms. Navarro will discuss this with Mr. Thompson.

XVII. CLOSED SESSION

Ms. Navarro reported from the closed session that there was further discussion with Mr. Fisher of the final deal struck with SEIU 6434 on the compliance arrangement toward the payment of what they owe their members. There was also clarification and discussion with Mr. Thompson of PASC activities regarding the duals managed care transition.

XVIII. ADJOURNMENT

Approved by

Date minutes approved

ACTION POINTS

- Ms. Belton and Ms. Becker Kennedy suggested that the Executive Committee meet with Mr. Thompson and bring proactive ideas for responding to the Programmatic Transition Plan and incorporating consumer input back to the Board; Ms. Navarro agreed to speak with Mr. Thompson to make arrangements for moving forward on this suggestion.
- Mr. Magady suggested that a representative of upper management from SCAN and HealthNet be invited to speak to the Board at a future meeting; Ms. Navarro agreed.
- Victoria Emerick thanked the Board for its information and advocacy, and invited Board members to attend a meeting of the Los Angeles County Client Coalition. Ms. Becker Kennedy offered a member of the Consumer Union to attend this month's meeting.

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