

**MINUTES**  
**CMSP GOVERNING BOARD**  
Thursday, December 13, 2018

Governing Board Conference Room  
1545 River Park Drive, Suite 435-A  
Sacramento, CA 95815

**MEMBERS PRESENT**

Patrick Blacklock, County Administrator, Yolo County  
Elizabeth Kelly, Director, Colusa County Human Services  
Tammy Moss-Chandler, Health and Human Services Director, Mendocino County  
Leonard Moty, County Supervisor, Shasta County  
Brad Wagenknecht, County Supervisor, Napa County  
Christine Zoppi, Health Director, Glenn County

**MEMBERS ABSENT**

Sanjay Bugay, Health and Human Services Director, Kings County  
Birgitta Corsello, County Administrator, Solano County  
Robert DuCay, Assistant Secretary, California Health and Human Services Agency  
Richard Egan, County Administrator, Lassen County  
Richard Forster, County Supervisor, Amador County

**Opening of Meetings**

**Request for Public Comments**

There were no public comments and the Board convened in Closed Session.

**Welcoming Remarks and Request for Public Comments**

Brad Wagenknecht, Chair, opened the Open Session meeting and introduced himself. He invited public comment and there was no public comment.

**Correspondence and Consent Calendar**

Mr. Wagenknecht requested a motion on the Correspondence and Consent Calendar.

ACTION MSC: Approve the Correspondence and Consent Calendar for December 13, 2018.

APPROVED	Votes:	Aye	6
		Nay	0

### **Report on Closed Session**

Cathy Salenko, CMSP General Counsel, reported that the Governing Board met in Closed Session and provided direction to the General Counsel and Governing Board staff concerning contract terms pertaining to negotiations with specified health care providers, and took no action. The Board also discussed two potential Governing Board litigation matters and provided direction to the General Counsel. Finally, the Board discussed the Administrative Officer's performance evaluation and took no action but gave direction to staff.

### **Report from Legislative Representative**

Paul Yoder and Karen Lange of Shaw/Yoder/Antwih Inc. greeted the Governing Board. Ms. Lange reported that the Legislature reconvened with an organizing session on December 3 and will be back in earnest on January 7, 2019. They introduced about \$40 billion in ideas on December 3, including proposals to expand Medi-Cal, universal preschool, various redevelopment proposals, and various housing/homelessness proposals. There may also be a push by big city mayors for money to address homelessness.

Ms. Lange stated that there is some growing concern about an upcoming economic correction that could impact the amount of money available at the state level for expenditure. There may be some asks by counties that lost homes in wildfires to address their losses in property tax revenue. At this time overall state revenues look very positive, and the LAO has suggested that up to \$20 billion could be available for expenditure in FY 2019-20. In terms of the Legislature's organization, with the November election Democrats will hold 60 of 80 seats in the Assembly, and this could have an impact on future legislation.

Mr. Yoder talked briefly about Governor-elect Newsom's appointments, including Ana Matosantos, who was appointed Cabinet Secretary, and Anthony Williams, who was appointed Legislative Secretary. In terms of the cabinet positions for Health and Human Services, there are reportedly many interested qualified people for these positions. Mr. Yoder reported that Politico had just published an article discussing internal Newsom documents on the expansion of healthcare in California, including such topics as single payer, coverage of undocumented persons, and expansions of Medi-Cal. On IHSS, Paul stated that CSAC is working hard to change the MOE requirements, and Shaw Yoder Antwih has weighed in with the incoming administration. At this time, it's unclear what will come forward on the MOE in the January state budget proposal.

### **Board Member Terms and Elections**

Mr. Yoder reported that there were no challenges to the Board incumbents, Brad Wagenknecht and Richard Egan, and both were reelected for an additional Board term.

## **Affordable Care Act**

Kari Brownstein, Administrative Officer, reported that a new UCLA / UCB report on the impacts of elimination of the ACA tax penalty projects between 500,000 and 800,000 people will be newly uninsured by 2023. If CMSP counties represent 10% of the statewide population, that projection means between 50,000 and 80,000 people in CMSP counties will become newly uninsured by 2023, and potentially put new demands on CMSP. Mr. Yoder stated that the Politico article he referenced earlier said that an expansion of Medi-Cal to all income eligible undocumented persons is under consideration by the new Administration along with creation of a state-level mandate for all Californians to have health insurance.

## **Report on CMSP Regional Administration of Substance Use Disorder Services**

At the Governing Board's October 11, 2018 meeting, Jennifer Kent, DHCS Director, made a presentation on the current state of Medi-Cal substance use disorder treatment (SUDT) services and proposed that the Governing Board partner with DHCS for administration of SUDT services in CMSP counties. Ms. Kent outlined two potential options for a Governing Board role: 1) administer the state plan Drug Medi-Cal benefit (five benefits); or, 2) administer the enhanced benefits under the Drug Medi-Cal Organized Delivery System (ODS) Waiver.

Ms. Brownstein outlined the parameters of the concept and Lee Kemper, Policy and Planning Consultant, provided a short briefing on the anticipated scope of work that would be required under both options, the estimated cost for program administration, programmatic and legal considerations, and remaining open questions. Discussion among Board members ensued and the Board took no action.

## **Path to Health Pilot Project**

### Path to Health Request for Applications

Alison Kellen, Program Manager, stated that ten applications for participation in Path to Health were approved by the Governing Board previously and three applications did not achieve a qualifying score. Each of the three were given the opportunity to remediate issues in their applications. Of these, one application, from the San Benito Health Foundation, was substantially improved and qualified for participation. Ms. Kellen stated that the staff recommendation was that the Governing Board approve San Benito Health Foundation to participate in the Path to Health Pilot Project.

**ACTION MSC:** Governing Board approve the San Benito Health Foundation to participate in the Path to Health Pilot Project.

APPROVED	Votes:	Aye	6
		Nay	0

Path to Health Evaluation Request for Proposals

Ms. Brownstein reported that three proposals were received in response to the Request for Proposals to evaluate the Path to Health Pilot Project with a cost up to \$2.1 million. Representatives of two vendors were interviewed and a review of written evaluation products from each vendor was completed. Based on overall quality and cost, the CMSP staff recommended that the proposal from the UCLA Department of Family Medicine, Geffen School of Medicine, be approved by the Governing Board.

ACTION MSC: Governing Board approve the selection of the UCLA Department of Family Medicine, Geffen School of Medicine, to conduct an evaluation of the Path to Health Pilot Project for a fee of \$684,753.

APPROVED	Votes:	Aye	6
		Nay	0

ACTION MSC: Governing Board approve the proposed template Pilot Project Evaluation Services Agreement and delegate to the Administrative Officer, with the assistance of the General Counsel, to finalize Exhibit A and Exhibit B and execute the Agreement.

APPROVED	Votes:	Aye	6
		Nay	0

CMSP and Path to Health Branding and Marketing

Jane Olvera and Joshua Ders of JP Marketing presented two sets of logos for the CMSP Governing Board, CMSP and Path to Health.

ACTION MSC: Governing Board approve the multi-color logos for the CMSP Governing Board, CMSP and Path to Health.

APPROVED	Votes:	Aye	6
		Nay	0

Mr. Ders outlined the outreach and digital media approaches that are currently under consideration by JP Marketing and the anticipated monthly and total cost for such an undertaking. The firm will make a presentation of the proposed media plan at the Board's January 31, 2019 meeting.

## Proposed Services Agreements

### Shaw, Yoder, Antwih, Inc.

Ms. Brownstein stated that the Governing Board's Services Agreement with Shaw, Yoder, Antwih, Inc. for legislative representation services ends December 31, 2018 and a proposed Services Agreement would continue the provision of services for two years, with a ten percent increase in the monthly fee.

ACTION MSC: Governing Board approve the proposed Services Agreement with Shaw, Yoder, Antwih, Inc. for legislative representation services and authorize the Administrative Officer to execute the agreement.

APPROVED	Votes:	Aye	6
		Nay	0

### Kemper Consulting Group

Ms. Brownstein stated that the Governing Board's Services Agreement with Kemper Consulting Group for policy and planning services ends December 31, 2018 and a proposed amendment to the Agreement would extend services for one year, with up to 600 maximum hours and an increase of \$25 in the hourly rate.

ACTION MSC: Governing Board approve the proposed Services Agreement with Kemper Consulting Group for policy and planning services and authorize the Administrative Officer to execute the agreement.

APPROVED	Votes:	Aye	6
		Nay	0

### Best, Best and Krieger

Ms. Brownstein stated that the Governing Board's Services Agreement with Best, Best & Krieger for legal services ends December 31, 2018 and a proposed Services Agreement would continue the provision of services for two years, with an increase of \$25 in the hourly rate for lead counsel and associate counsel and an increase of \$15 in the hourly rate for paralegal support.

ACTION MSC: Governing Board approve the proposed Services Agreement with Best, Best and Krieger for legal services and authorize the Administrative Officer to execute the agreement.

APPROVED	Votes:	Aye	6
		Nay	0

Crowe LLP

Ms. Brownstein stated that Crowe Horwath LLP (formerly Perry-Smith LLP) has provided audit services to the Governing Board since 2009. During that time, three different partners have overseen the CMSP account, including the appointment of a new partner in 2018. The proposed Services Agreement would continue the provision of auditing services for one year with no increase in rates or modification of other terms. Discussion among Board members ensued regarding the merits of periodically changing audit firms.

ACTION MSC: Governing Board approve the proposed Services Agreement with Crowe LLP for the FY 2017-18 fiscal year audit and authorize the Administrative Officer to execute the agreement.

APPROVED	Votes:	Aye	6
		Nay	0

**CMSP Financial Reports**

CMSP Balance Sheet

Ms. Brownstein presented financial statements for the following: September 30, 2018 and October 31, 2018. The CMSP Balance Sheets show:

ITEM	9/30/18	10/31/18
Total CMSP Funds	\$364,655,465	\$365,448,963
Total Assets	\$366,393,010	\$366,199,949
Total Liabilities and Equity	\$366,393,010	\$366,199,949

FY 2018-19 Program Budget Expenditures Year-to-Date

Ms. Brownstein presented a report on year-to-date actual versus budgeted Program expenditures. As of September 30, 2018 there were expenditures of \$2,410,892 (accrual basis). As of October 31, 2018 there were expenditures of \$3,145,106 (accrual basis). The approved Program Budget for FY 2018-19 is \$24,465,500.

FY 2018-19 Administrative Office Budget Expenditures Year-to-Date

Ms. Brownstein presented a report on year-to-date actual versus budgeted Administrative Office expenditures. As of September 30, 2018 there were expenditures of \$495,985 (accrual basis). As of October 31, 2018 there were expenditures of

\$753,743 (accrual basis). The approved Administrative Office Budget for FY 2018-19 is \$2,695,500.

## **Program Administration**

### County Medical Services Program

Ms. Kellen introduced Laura Moyer, Program Analyst, to the Governing Board. Ms. Moyer will be implementing the Health Systems Development Grants, which should commence in early January 2018. Under the grant program, equipment has been included as an allowable expense under the Request For Proposals, per direction from the Governing Board. CMSP staff will bring grant funding recommendations to the Governing Board in April.

Ms. Kellen reported that Path to Health program implementation continues, including development of a training curriculum for the clinics selected through the RFA process, training with AMM staff, and building/testing of the Path to Health enrollment portal with SIS.

Ms. Brownstein reported that she has prepared a draft CMSP Eligibility allocation letter, and counties that have not notified the Board of their expenditures will be notified these expenditures need to be reported to the Board to process an eligibility administration allocation to the counties. In addition, counties that were overpaid will be invoiced for their overpayment.

### Advanced Medical Management (AMM)

Ms. Kellen reported that the program infrastructure for Path to Health is under development, including member ID cards, member notifications, provider manuals, provider training, and contract amendments with clinics to enable Path to Health participation.

### MedImpact Contract Amendment

Ms. Brownstein reported that MedImpact is also building the necessary infrastructure for Path to Health.

Ms. Brownstein also reported that MedImpact requested an amendment to the Board's Services Agreement to memorialize the roles and responsibilities of each party pertaining to the delivery of utilization management services, as a part of its effort to get accreditation. Ms. Brownstein and the Board's General Counsel have worked on the amendment with MedImpact for an extended period of time, and are now both comfortable with the scope of the amendment.

**ACTION MSC:** Governing Board approve the proposed contract amendment with MedImpact pertaining to utilization management responsibilities.

APPROVED	Votes:	Aye	6
		Nay	0

### **Low Income Health Program (LIHP) Transition**

Ms. Brownstein reported that the State still owes the Board administrative payments, but DHCS has all of the information they need from the Board.

### **Approval of 2019 Governing Board Meeting Dates**

Ms. Brownstein requested that the Governing Board approve the following meeting dates for 2019:

- January 31
- April 4
- May 30
- July 25
- October 10
- December 19

**ACTION MSC:** Governing Board approve the proposed meeting dates for 2019.

APPROVED	Votes:	Aye	6
		Nay	0

### **Public Employee Performance Evaluation: Administrative Officer**

Mr. Wagenknecht reported that the Governing Board met with the Administrative Officer to discuss her performance evaluation and took no action.

### **Public Comments**

Mr. Wagenknecht asked for public comments and there were no public comments.