



AGENDA
BOARD OF GOVERNORS MEETING
L.A. Care Health Plan
Thursday, October 6, 2022, 1:00 PM
L.A. Care Health Plan, 1055 W. 7th Street, 10th Floor, Los Angeles, CA 90017

DRAFT

Please recheck these directions for updates prior to the start of the meeting.

This meeting will be conducted in accordance with the provisions of the Ralph M. Brown Act , allowing members of the Board, members of the public and staff to participate via teleconference, because State and Local officials are recommending measures to promote social distancing. Accordingly, members of the public should join this meeting via teleconference as follows:

<https://lacare.webex.com/lacare/j.php?MTID=m97c9a5ee6aba37a01b5ce34dadbd287>

Audio Call (213) 306-3065

English Access Code **2496 602 9307** Password: **lacare**

Spanish Access Code **2487 150 3060** Password: **lacare**

Members of the Board of Governors or staff may participate in this meeting via teleconference. *The public is encouraged to submit public comments or comments on Agenda items by e-mail to BoardServices@lacare.org, or by sending a text or voicemail to (213) 628-6420.*

Attendees who log on to lacare.webex using the URL above will be able to use “chat” during the meeting for public comment. You must be logged into Webex to use the “chat” feature. The log in information is at the top of the meeting Agenda. We continue to use different ways to submit public comment live and direct during the meeting.

1. To use the “chat” to submit public comment at any time during the meeting, look at the bottom right of your screen for the icon that has the word, “chat” on it.
2. Click on the chat icon. It will open two small windows.
3. Select “Everyone” in the To: window.
4. Type your public comment in the box that says “Enter chat message here”. The chat message, text, voicemail, or email must indicate if you wish to be identified or remain anonymous, and must also include the name of the item to which your comment relates.
5. When you hit the enter key, your message is sent and everyone can see it.
6. L.A. Care staff will read the chat messages for up to three minutes during public comment so people who are on the phone can hear the comment.

If we receive your comment by 1:00 pm on October 6, 2022, it will be provided to the members of the Board of Governors at the beginning of the meeting.. **The chat message, text, voicemail, or email must indicate if you wish to be identified or remain anonymous, and must also include the name of the item to which your comment relates.** Public comments submitted will be read for up to 3 minutes during the meeting.

Once the meeting has started, public comment must be received before the agenda item is called by the meeting Chair and staff will read those comments for up to three minutes. Chat messages submitted during the public comment period for before each item will be read for up to three minutes. If your public comment is not related to any of the agenda item topics, your public comment will be read in the general public comment agenda item.

These are extraordinary circumstances, and the process for public comment is evolving and may change at future meetings. We thank you for your patience.

Please note that there may be delay in the digital transmittal of emails, texts and voicemail. The Chair will announce when public comment period is over for each item. If your public comments are not received on time for the specific agenda item you want to address, your public comments will be read at the public comment section prior to the board going to closed session.

The purpose of public comment is that it is an opportunity for members of the public to inform the governing body about their views. The Board appreciates hearing the input as it considers the business on the Agenda.

All votes in a teleconferenced meeting shall be conducted by roll call.

If you are an individual with a disability and need a reasonable modification or accommodation pursuant to the Americans with Disabilities Act (ADA) please contact L.A. Care Board Services staff prior to the meeting for assistance by text to 213 628-6420 or by email to BoardServices@lacare.org.

Welcome

Hector De La Torre, *Chair*

1. Approve today's Agenda *Chair*
2. Approval of findings under the Ralph M. Brown Act **(BOG 100)** *Chair*
3. Public Comment *(Please read instructions above.)* *Chair*
4. Approve Consent Agenda Items *Chair*
 - September 1, 2022 Board of Governors Retreat/Meeting Minutes
 - 2023 Board of Governors Meetings Schedule **(EXE 100)**
 - Complete Cleaning Services Contract Amendment **(FIN 100)**
 - North Star Alliances Contract Amendment **(FIN 101)**
 - Change Health Care Resources Contract Amendment **(FIN 102)**
5. Chairperson's Report *Chair*
6. Chief Executive Officer Report John Baackes, *Chief Executive Officer*
 - Board of Governors Retreat Summary
 - Healthcare Data Interoperability
 - Monthly Grants & Sponsorship Report

Tom Schwaninger
Senior Executive Advisor Digital
7. Motions for Consideration Terry Brown
Chief Human Resources Officer
 - Scout Exchange Contract Amendment **(BOG 101)**
 - Department of Health Care Services (DHCS) L.A. Care's Medi-Cal contract number 04-36069 amendment **(BOG 102)** Augustavia J. Haydel, Esq.
General Counsel
 - Ntooitve Contact **(BOG 103)** John Cota
Senior Director, Creative & Marketing

Advisory Committee Reports

8. Executive Community Advisory Committee Hilda Perez / Layla Gonzalez
Consumer member and Advocate member
9. Technical Advisory Committee Richard Seidman, MD, MPH
Chief Medical Officer

Committee Reports

10. Executive Committee *Chair*
 - Government Affairs Update Cherie Compartore
Senior Director, Government Affairs

- L.A. Care Health Plan Qualified Supplemental and Non-Qualified Supplemental Defined Contribution Plans Amendments (**EXE 101**)

Terry Brown

- Housing and Homelessness Incentive Program (**EXE 102**)

Cynthia Carmona
Senior Director, Safety Net Initiatives

11. Finance & Budget Committee

Chair

- Chief Financial Officer Report
 - Financial Reports – July 2022 (**FIN 103**)
 - Monthly Investment Transactions Reports

Marie Montgomery
Chief Financial Officer

12. Compliance & Quality Committee

Stephanie Booth, MD
Committee Chair

13. Public Comment on Closed Session Items (*Please read instructions above.*)

Chair

ADJOURN TO CLOSED SESSION (Estimated time: 60 minutes)

Chair

14. CONTRACT RATES

Pursuant to Welfare and Institutions Code Section 14087.38(m)

- Plan Partner Rates
- Provider Rates
- DHCS Rates

15. REPORT INVOLVING TRADE SECRET

Pursuant to Welfare and Institutions Code Section 14087.38(n)

Discussion Concerning new Service, Program, Technology, Business Plan

Estimated date of public disclosure: *October 2024*

16. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 54956.9

One Potential Case

17. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Section 54956.8 of the Ralph M. Brown Act

Property: 7868 Van Nuys Bl., Panorama City, Ca 91402

Agency Negotiator: John Baackes, CEO

Negotiating Parties: Decron Properties Corp.- Jason Rocha

Under Negotiation: Price and Terms of Payment

18. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

Pursuant to Section 54956.9(d)(1) of the Ralph M. Brown Act

L.A. Care Health Plan's Notice of Contract Dispute under Contract No. 04-36069

Department of Health Care Services (Case No. Unavailable)

L.A. Care Health Plan v. United States, (U.S. Court of Federal Claims Case No. 17-1542); (U.S. Court of Appeals for the Federal Circuit Case No. 20-2254)

19. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Section 54956.9(d)(2) of Ralph M. Brown Act:

Three Potential Cases

20. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

Pursuant to Section 54956.9(d)(1) of the Ralph M. Brown Act

- Department of Managed Health Care Enforcement Matter Numbers: 18-799, 20-063, 21-428, 21-509, 21-680
- Department of Health Care Services, Office of Administrative Hearings and Appeals, In the matter of: L.A. Care Health Care Plan Appeal No. MCP22-0322-559-MF

21. CONFERENCE WITH LABOR NEGOTIATOR

Section 54957.6 of the Ralph M. Brown Act

Agency Designated Representative: Hector De La Torre

Unrepresented Employee: John Baackes

RECONVENE IN OPEN SESSION

Chair

Adjournment

Chair

**The next meeting scheduled on Thursday, November 3, 2022 at 1:00 PM
and may be conducted as a teleconference meeting.**

Public comments will be read for up to three minutes.

The order of items appearing on the agenda may change during the meeting.

If a teleconference location is listed at the top of this agenda, the public can participate in the meeting by calling the teleconference call in number provided. If teleconference arrangements are listed at the top of this Agenda, note that the arrangements may change prior to the meeting.

THE PUBLIC MAY SUBMIT COMMENTS TO THE BOARD OF GOVERNORS BEFORE DISCUSSION OF EACH ITEM LISTED ON THE AGENDA BY SUBMITTING THE COMMENT IN WRITING BY TEXT MESSAGE TO 213 628 6420, OR IN WRITING BY EMAIL TO BoardServices@lacare.org. Please follow additional instructions on the first page of this Agenda.

ACTION MAY NOT BE TAKEN ON ANY MATTER RAISED DURING THE PUBLIC COMMENT PERIODS UNTIL THE MATTER IS SPECIFICALLY LISTED ON A FUTURE AGENDA, according to California Govt Code Section 54954.2 (a)(3) and Section 54954.3.

NOTE: THE BOARD OF GOVERNORS CURRENTLY MEETS ON THE FIRST THURSDAY OF MOST MONTHS AT 2:00 P.M. AGENDA and PRINTED MEETING MATERIALS ARE AVAILABLE FOR INSPECTION AT <http://www.lacare.org/about-us/public-meetings/board-meetings> and by email request to BoardServices@lacare.org

Any documents distributed to a majority of the Board Members regarding any agenda item for an open session after the agenda has been posted will be available for public inspection at <http://www.lacare.org/about-us/public-meetings/board-meetings> and can be requested by email to BoardServices@lacare.org.

An audio recording of the meeting is made to assist in writing the minutes and is retained for 30 days.

Meetings are accessible to people with disabilities. Individuals who may require any accommodations (alternative formats - i.e., large print, audio, translation of meeting materials, interpretation, etc.) to participate in this meeting and wish to request an alternative format for the agenda, meeting notice, and meeting packet may contact L.A. Care's Board Services Department at (213) 628 6420. Notification at least one week before the meeting will enable us to make reasonable arrangements to ensure accessibility to the meetings and to the related materials.