

610 Airpark Rd, Napa, CA 94558 Phone: (707) 256-1100 • TTY (707) 252-0213 520 Mendocino Ave, Santa Rosa, CA 95401 Phone: (707) 569-2000 ● TTY (707) 525-1239

www.nbrc.net

Our Mission:

(what we do and for whom)

Our mission is to empower, respect and serve each child and adult with or with the potential for a developmental disability, while promoting the health and well-being of each individual, their families, and our community.

MEETING NOTICE

The next meeting of the Board of Directors is a Regular Business Meeting scheduled as follows:

DATE: October 2, 2024

TIME: 6:00 pm

PLACE: Hybrid – NBRC Santa Rosa Office or Zoom

520 Mendocino Avenue, Santa Rosa, CA 95401

Please click the link below to join the webinar:

https://us02web.zoom.us/j/89709687840?pwd=QjllcTc0dzBBNXA2OEpLanVjOFltUT09

Join by Phone:

Phone Number: 1-669-900-6833 Webinar ID: 897 0968 7840

Passcode: 912329

Se Habla Español

American Sign Language Interpretation Available

Agenda Enclosed

The NBRC Board of Directors is actively recruiting for board members. Please email your completed application or send any questions to Janelle Santana at janelles@nbrc.net.

- NBRC Board Application English
- NBRC Solicitud de Junta Español
- Ang Aplikasyon para Maging Miyembro ng Lupon ng mga Direktor ng Tagalog

REMINDER: Notices are posted at www.nbrc.net. All meetings are made accessible to persons with disabilities and all members of the public are welcome to attend. Please contact Janelle Santana at (707) 256-1224 for further information or to request any disability-related modifications or accommodations.

North Bay Developmental Disabilities Services, Inc. Board of Directors' Board Meeting – Hybrid October 2, 2024, 6:00 p.m.

North Bay Regional Center Santa Rosa Office 520 Mendocino Avenue, Santa Rosa, CA 95401

AND

Join by Zoom Webinar:

https://us02web.zoom.us/j/89709687840?pwd=QillcTc0dzBBNXA2OEpLanVjOFltUT09

Join by Phone:

Phone Number: 1-669-900-6833 Webinar ID: 897 0968 7840 Passcode: 912329

l.	CALL T	ΓΟ ORDER – Martha Valdez, President	
II.	ROLL	CALL AND INTRODUCTIONS – Ronald Gers, Secretary (3 min)	
III.		DERATION OF MINUTES – Regular Business Board Meeting Minutes from September 4, 2024 ed as submitted. (2 min) (pgs. 1-11)	be ACTION
V.	CONS	DERATION OF AGENDA – Additions or modifications to this agenda by Board Members.	ACTION
V.	meetin	RAL PUBLIC COMMENT – Please use the sign-up sheet if attending in-person or chat in the Zoo g to sign up. If attending by phone, please text (707) 320-3106 to sign up. utes per person unless otherwise allowed by Board Chairperson). (10 min)	om
VI.	PRESE	ENTATION ON NBRC'S DISASTER PREPAREDNESS PLAN (30 min) – (attachment) Maria Marino, Emergency Management & Facilities Coordinator	INFO
VII.	DRAF	T DELEGATED CONSERVATORSHIP POLICY – (15 min) (pgs. 12-14) (attachment) Beth DeWitt, Director of Client Services	INFO
III.		SURER'S REPORT – Rosemarie Pérez, Board Member	AOTION
	A.	Treasurer's Report be approved as submitted (5 min) (pgs. 15-16)	ACTION
X.	_	ITTEE REPORTS – A list of committees and upcoming meetings can be found on pages 17-18. Nominating Committee Update –	
		Joanne Giardello, Nominating Committee Chair (5 mins) i. Vendor Advisory Committee (VAC) Candidate Introduction & Election 1. Sara Trail (pg. 19)	ACTION
	В.	Executive Committee Update – Rosemarie Pérez, Board Member (10 min) i. Approved NBRC's A-1 Contract (pg. 20) ii. Executive Committee Meeting Time	INFO
	C.	Cultural/Linguistic Competency Committee Update – Rosemarie Pérez, CLCC Chair (5 mins)	INFO
		Vendor Advisory Committee Update – Breeanne Kolster, VAC Co-Chair (5 mins) (pgs. 21-23)	INFO
	E.	Public Policy Advisory Committee Update – Breeanne Kolster, VAC Representative (5 mins)	INFO
		Client Advisory Committee Update – Sara Speck, CAC Co-Chair (5 mins)	INFO
	G.	Risk Reduction Advisory Committee Update – Joanne Giardello, RRAC Chair (5 mins)	INFO
Χ.	UPDAT	TE ON MASTER PLAN FOR DEVELOPMENTAL SERVICES MEETING –	

INFO

INFO

Sara Speck, Board Vice President (5 min)

<u>EXECUTIVE DIRECTOR'S REPORT</u> – Gabriel Rogin, Executive Director (10 mins)

A. Review 2025 Board Meeting Dates & Locations (pg. 24)

XI.

- XII. GOOD OF THE ORDER Any other Board business may be brought up at this time.
- XIII. <u>GENERAL PUBLIC COMMENT</u> Please use the sign-up sheet if attending in-person or chat in the Zoom meeting to sign up. If attending by phone, please text (707) 320-3106 to sign up. (2 minutes per person unless otherwise allowed by Board Chairperson). (10 min)
- XIV. <u>CLOSED SESSION</u> (15 mins)
 - A. The appointment, employment, evaluation of performance, or dismissal of a regional center employee
- XV. RETURN FROM CLOSED SESSION
 - A. Report on any action taken during the closed session (1 min)

INFO

XVI. <u>ADJOURNMENT</u> – Martha Valdez, President

CLOSED SESSION – a) The governing board of a regional center may hold a closed meeting to discuss or consider one or more of the following: (1) real estate negotiations, (2) the appointment, employment, evaluation of performance, or dismissal of a regional center employee, (3) employee salaries and benefits, (4) labor contract negotiations, (5) pending litigation. b) Any matter specifically dealing with a particular regional center client must be conducted in a closed session. -- W&I Code 4663.

NEXT MEETING ANNOUNCEMENT – The next Regular Board Meeting is on November 6, 2024 at 6:00 pm at NBRC's Napa office – 610 Airpark Road, Napa, CA 94558.

North Bay Developmental Disabilities Services, Inc. Board of Directors Regular Business Meeting

September 4, 2024, 6:00 p.m.
Via In Person & Zoom Webinar
Solano County Office of Education
5100 Business Center Dr, Fairfield, CA 94534

NBRC BOARD MEMBERS PRESENT:

Rosemarie Pérez, President, Sonoma County Andrea Bednarova, Treasurer

Breeanne Kolster, VAC Representative Sara Speck, Vice President, Solano County

Joanne Giardello, Solano County

Carl Vinson, Solano County

Ronald Gers, Secretary, Sonoma County

Sahira Arroyos, Solano County

NBRC BOARD MEMBERS ABSENT: None

NBRC STAFF PRESENT:

Gabriel Rogin, Executive Director

Jennifer Crick, Director of Administrative Services

Mariam Guirguis, Executive Assistant – Compliance

Courtney Singleton, Director of Community Services

Beth DeWitt, Director of Client Services

Deanna Mobley, Director of Intake and Clinical Services

Barrie Gordon, Controller Janelle Santana, Executive Assistant

GUESTS:

Sharon Speck Nebeker Nicole, ASL Interpreter

Jett Nebeker Amber, Spanish Interpreter

Stacey Martinez, The ARC-Solano DeBlois, ASL Interpreter

05 Tim/Mpho Gachago, Davis

Carin Hewitt

Chris Aguire, DDS

Cindy Cahill

Danny T.

Destiney Luchi

Holly Pagel

Kelly Hanson

Paula Finley, BI Maureen Fitzgerald

Nancy Gonzalez

MINUTES

CALL TO ORDER – Rosemarie Pérez, President, called the regular business meeting to order at approximately 6:04 pm.

ROLL CALL AND INTRODUCTIONS – Sara Speck, Vice President, conducted roll call and a quorum was present.

CONSIDERATION OF MINUTES – Regular Business Meeting Minutes from July 10, 2024 be approved as submitted.

M/S/C (Speck/Arroyos) Moved to approve the July 10, 2024 minutes as submitted.

APPROVED UNANIMOUS

CONSIDERATION OF AGENDA

- Addition to Good of the Order: Approval of Board Opportunity Fund Request for JJ M/S/C (Kolster/Speck) Moved to approve the agenda with the addition.

APPROVED UNANIMOUS

GENERAL PUBLIC COMMENT -

Carl Vinson, Board of Director, shared about a parent's concern with Early Intervention service eligibility at North Bay Regional Center.

 Carl Vinson to share contact information of the parent with Gabriel Rogin, NBRC Executive Director, for follow up.

Carl Vinson, Board of Director, sought clarification on the public comment process.

APPROVAL OF CONTRACT OVER \$250,000 -

Gabriel Rogin, Executive Director, presented the following contract for approval. It can be found on page 13 of the September Board Meeting Packet.

a. E-3 Contract

M/S/C (Speck/Bednarova) Moved to approve the E-3 contract as submitted.

APF

APPROVED UNANIMOUS

TREASURER'S REPORT -

A. Treasurer's Report be approved as submitted.

- Andrea Bednarova, Treasurer, reviewed the Treasurer's Report. A summary of the Board Opportunity Fund and the CFO board report can be found in the September 2024 board packet.
 - i. Doug Cleveland Board Opportunity Fund
 - 1. There were no grants awarded in the month of July. The Opportunity Fund had 2 deposits.
 - ii. Operations
 - 1. As of the end of August 2024, NBRC paid 96% of the overall allocated budget for operation expenditures through June 30, 2024.
 - The remaining forecasted amounts represent remaining funds set aside for contractual obligations and encumbered funds for future operational expenses, such as website, equipment, etc. As obligated by our contract with the State, we remained within our allocated operations budget.
 - iii. Fiscal Year 2024-2025 Budget Year
 - We are waiting for the first amendment (A-1) contract to understand the full budget amount. Priorities for this year will continue to be hiring service coordinators and continue to reduce our caseload ratios. We will also be focusing on agency needs for Diversity, Equity, and Person-Centered Training.
 - iv. Purchase of Service (POS)
 - 1. NBRC paid 80% of the total POS budget. The forecast represents estimates for late vendor billing.
 - v. Audit Update
 - 1. Staff are finalizing the audit with DDS. The audit exit meeting is scheduled with the Audit Committee on September 9, 2024.
 - 2. NBRC is also working on their annual CPA audit with Windes CPA auditors for fiscal year 2024.

M/S/C (Bednarova/Rangi) Motioned to approve the Treasurer's Report as submitted.

APPROVED UNANIMOUS

ACTION COMMITTEE REPORTS -

Executive Committee Update -

Rosemarie Perez, President, shared the following updates.

- i. The Executive Committee approved a Board Opportunity Fund Request for JM.
- ii. The Board Email Accounts will take effect on September 15th.
- iii. NBRC Executive Director Succession & Recruitment Policy for Approval
 - a. The policy can be found on pages 18-21 of the September Board Meeting

packet.

M/S/C (Giardello/Speck) Motioned to approve the ED Succession & Recruitment Policy as submitted.

APPROVED UNANIMOUS

iv. NBRC Mission/Vision/Values Discussion

- a. NBRC Mission Statement Tagline for Approval
 - The tagline can be found on page 22 of the September board meeting packet.

M/S/C (Arroyos/Valdez) Motioned to approve the NBRC Mission Statement Tagline as submitted.

APPROVED

UNANIMOUS

- v. August Board Retreat Person-Centered Thinking Follow Up
 - Rosemarie Pérez, Board President, shared the board retreat was held on August 7th and focused on embedding a Person-Centered culture at North Bay Regional Center.
 - i. The Board discussed the need for future meetings to continue the Person-Centered Thinking work.

Nominating Committee Update -

Andrea Bednarova, Treasurer and Nominating Committee Member conducted the following.

- a. Vendor Advisory Committee (VAC) Candidate Introductions & Elections
 - i. Kelley Hanson left the room.
 - ii. Board Members took a vote.

M/S/C (Kolster/Pérez) Motioned to approve Kelley Hanson as a VAC Voting Member.

All Board Members Present APPROVED

- iii. Kaela Talifili left the room.
- iv. Board Members took a vote.

M/S/C (Rangi/Speck) Motioned to approve Kaela Talifili as a VAC Voting Member.

All Board Members Present APPROVED

- b. Board Member Term Election
 - i. Martha Valdez's Second Term November 2024 to October 2027
 - a. Martha Valdez left the room.
 - b. Board Members took a vote.

M/S/C (Kolster/Arroyos) Motioned to approve Martha Valdez's second term as a Board of Director from November 2024 to October 2027.

All Board Members Present APPROVED

- c. Board President Election
 - i. Martha Valdez left the room.
 - ii. Board Members took a vote.

M/S/C (Speck/Pérez) Motioned to approve Martha Valdez as Board President from October 2024 to September 2026.

All Board Members Present APPROVED

NON-ACTION COMMITTEE REPORTS -

- A. Cultural/Linguistic Competency Committee (CLCC) Update
 - a. Rosemarie Pérez, President, shared an outreach calendar of community events for September & October.
- B. Vendor Advisory Committee (VAC) Update
 - a. Breeanne Kolster, VAC Co-Chair, provided an update on the August meeting.
 - i. Restructuring VAC agenda
 - ii. Special presentation by William Mosher on Private Attorney Generals Act (PAGA)

law changes

- iii. Upcoming meetings with SELPA contacts
- iv. Vendor Fairs in Santa Rosa and Napa
- v. Bylaws Subcommittee Update
- vi. VAC Voting Membership
- vii. DDS Provider Directory

C. Public Policy Advisory Committee Update -

- a. Breeanne Kolster, VAC Representative, reported the group did not meet in August.
 - i. There is a potential impact of AB 2423 on provider rates.

D. Client Advisory Committee Update -

- a. Sara Speck, Board Member and CAC Co-Chair, noted the next meeting is on September 27th at 1:00pm.
- E. Risk Reduction Advisory Committee Update None

UPDATE ON MASTER PLAN FOR DEVELOPMENTAL SERVICES MEETING

Sara Speck, Vice President, provided an update on the Master Plan for Developmental Services Meeting.

- Discussions on funding and equity to empower people served to be out in the community as independent as possible.
- There is a need for gathering the proper data to resolve current problems.

EXECUTIVE DIRECTOR'S REPORT -

Gabriel Rogin, Executive Director, reported the following.

- Newly posted vacancy at NBRC Director of Equity and Engagement
- Ongoing Person-Centered Thinking Trainings for NBRC staff
- 100% compliance was reached for Home and Community Based Services (HCBS) reviews. Great work vendor community and NBRC's Community Services department.
- Department of Developmental Services (DDS) leadership changes with Nancy Bargmann and Brian Winfield
- Gabriel Rogin, Executive Director, outlined the proposed plans of action for Sahira Arroyos's and Joanne Giardello's Conflict of Interest Mitigation Plans.

GOOD OF THE ORDER -

- Beth DeWitt, Director of Client Services, presented a board opportunity fund request for approval. It can be found as an attachment to the September board meeting packet on the NBRC website.
 - Beth DeWitt to follow up with the Service Coordinator on the suggestions made by the Board.

M/S/C (Rangi/Valdez) Motioned to approve the Board Opportunity Fund request for JJ in the amount of \$1,950.00 as submitted.

APPROVED UNANIMOUS

- Rosemarie Pérez thanked the Board and Executive Management for their support during her presidency and is looking forward to Martha Valdez's leadership.
- Board Members expressed their appreciation for Rosemarie's leadership and support during her tenure.

GENERAL PUBLIC COMMENT - None

ADJOURNMENT – Rosemarie Pérez, President, adjourned the regular business board meeting at 7:51 pm.



Date submitted to NBRC Board for review	09/04/2024	Operations 🗵
Date approved by NBRC Board Executive Committee (if applicable)	N/A	Purchase of Service □
Date approved by NBRC Board	09/04/2024	

The following contracts have been reviewed by Isabel Calder, Chief Financial Officer, and Gabriel Rogin, Executive Director. Both of whom recommend approval by the NBRC Board of Directors.

Purpose of Contract	Contractor Name and Vendor#	Term of Contract	Total Contract Amount	APPROVED	Notes
E-3 Contract for Fiscal Year 23/24	Department of Developmental Services	July 1, 2019 – June 30, 2026	\$573,135,408	M/S/C (Speck/Bednarova)	The E-3 contract for FY 23/24 includes the following: • Ops: \$76,362

Operations allocation included the following:

• \$76,362 additional rent for the Vacaville office.



Policy

North Bay Regional Center (NBRC) Executive Director Succession and Recruitment Policy

Scope:

Applies to the North Bay Regional Center Board of Directors (BOD) and the Executive Director (ED) position.

Rationale:

The purpose of this policy is:

- To ensure continuous coverage of executive duties, critical to NBRC's ongoing operations, in the event of a planned or unplanned, short-term or long-term absence of the Executive Director.
- To provide a recruitment strategy in the event of a long-term planned or unplanned absence which results in the vacancy of the NBRC ED position

Temporary Succession Plan - Planned Absence

- In the event the NBRC ED is anticipated to be unavailable for one (1) business week or longer, the ED will notify the BOD and members of the Executive Team, of their identified designee who is authorized to act on their behalf during the absence. This notification should occur at least two (2) business days prior to the first day of absence.
- In the event the NBRC ED is anticipated to be out of the office for thirty (30) days or longer, the BOD will direct the ED's designee to ensure NBRC's social media information is updated appropriately with current contact information for public access.
- In the event of a planned absence of thirty (30) days or more, the BOD may consider granting the interim ED additional compensation for the duration of the assignment.

Temporary Succession Plan – Unplanned Absence

- In the event of a temporary, unplanned absence which results in the NBRC ED becoming
 incapacitated and/or not available, the BOD may appoint an interim ED.
- The BOD will immediately direct the interim ED to ensure NBRC's social media information is updated appropriately with their current contact information for public access.
- Following an unplanned absence of one pay period or more by the ED, the BOD may consider granting the interim ED additional compensation for the duration of the assignment.

Long-Term Succession and Recruitment

• In the event of a vacancy of the NBRC ED position, the BOD may appoint an interim ED and begin the recruitment process.

Recruitment of the Executive Director of NBRC

- NBRC's BOD is committed to the recruitment and hiring of the most qualified candidate for the
 position of ED. The intent is for the recruitment and selection process to be as neutral and
 transparent as possible, while still respecting the confidentiality of the applicants and decisionmaking process.
- NBRC's BOD will not discriminate against any internal or external applicant for employment based on race, color, religion, national origin, ancestry, sex, sexual orientation, marital status, physical or mental disability, medical condition, age, or on any other basis protected by Federal, state or local employment discrimination laws.
- In the event a long-term change in relationship is required, the BOD will appoint an Executive Transition Committee (ETC) within fifteen (15) business days of the event. This Committee will be compromised of at least four (4) members of the BOD, at least two (2) of which will be members of the BOD Executive Committee, and the rest from the BOD Members at large with the exception of Vendor Advisory Committee (VAC) member.
- It will be the responsibility of this ETC to implement the preliminary transition plan below:
 - Communicate with key stakeholders regarding actions taken by the BOD in naming an interim successor, appointing the ETC, and implementing this policy.
 - The Agency will provide a current list of key stakeholders to the ETC who must be contacted, including the Department of Developmental Services (DDS), the Association of Regional Center Agencies (ARCA) and NBRC staff members.
 - Key operational contacts must also be included such as the financial institution(s) used for operations and payroll accounts. See attached list of positions that would be notified.
 - Utilize consulting assistance based on the circumstances of the transition, i.e. transition management services, executive recruitment/search consultants, etc.
 - Meet with the identified interim ED (see above) to review short-term or urgent issues which may need to be addressed during the transition process.
 - Meet with members of the NBRC Executive Team to identify attributes and characteristics which are important to considering the selection of the next ED.
 - Meet to establish members of the Executive Search Committee (ESC) who will participate
 in the recruitment and selection process. The ESC may include members from the ETC,
 from the current and former NBRC BOD, and/or identified community partners, such as
 ARCA.
- Once the ESC has been established, the members will meet with the NBRC Director of Administrative Services (DAS) to begin a multi-prong approach for recruiting the most qualified candidate. This will include both internal and external recruitment efforts.
 - Internal Recruitment Efforts
 - The position will be posted internally using such means available at the time of the vacancy.

 Email announcement(s) will be shared with the HR Directors/Managers of all other Regional Centers for advertisement within their respective Regional Centers.

o External Recruitment

- Professional executive search vendor would be selected to promote as neutral a hiring process as possible, the involvement of NBRC's DAS will be limited to the assistance and facilitation of the executive search firm vendor selection process for the NBRC BOD.
- NBRC's DAS will not participate in the determination or selection of an executive search vendor which will manage the external recruitment process. Final vendor selection of an executive search vendor will be made by the NBRC ETC and/or ESC.
- Once an executive search vendor has been selected, the BOD may request the DAS work directly with the chosen vendor to collaborate and partner on advertising and/or recruitment efforts.

Final Selection

 Final selection of the most qualified candidate for the position of NBRC's Executive Director will be made by the NBRC Board of Directors.

Due Diligence

- Under California law, an offer of employment must be made prior to any background check being initiated.
 - After selection of a final candidate, the NBRC ETC will work with NBRC's DAS to ensure an Employment Agreement is appropriately prepared for verbal and written presentation to the candidate. The Employment Agreement will be made contingent only upon successful results from the background check.
 - Upon acceptance of the verbal offer of employment, the selected candidate will
 participate in an investigative process to review their background and verify their
 eligibility for employment at NBRC. The background check will include, at a minimum:
 - Verification of highest educational degree earned
 - Verification of certification or licensure (if applicable)
 - Employment Credit Report
 - Social Security Address Trace
 - Criminal History Check for each county lived in for the last seven years of residence history (based on Social Security Address Trace)
 - Nationwide Sex Offender Registry
 - Motor Vehicle Report
 - Employment Verification (at least 3 prior employers)
 - Reference Checks (at least 2)
 - No confirmation of start date will be made until the background check is completed and all items are determined as satisfactory.
 - Once the results of the background check have been reviewed and communicated by the DAS to the NBRC ETC, and provided all results are favorable, members of the ETC will finalize the Employment Agreement with the candidate, obtain final signatures, and confirm a start date of employment for the new ED.

Important Note

- The sequence of the steps above is more important than any estimated time frames, which depend on the length of time before the ED's departure, and length of the search process.
- This succession plan should be reviewed and approved by the Board of Directors on even years (e.g. 2024, 2026, 2028, etc.)





Board Opportunity Fund Request

Approved unanimously by the Board of Directors on 9/4/2024.

M/S/C (Rangi/Valdez)

Individual Name: JJ

County of Residence: Sonoma

Type of Request: \$1950 for junk/hazardous waste removal

Summary

J is a 68-year-old woman who is eligible for regional center services due to a diagnosis of Mild Intellectual Disability. She currently lives with her husband, adult son, and his girlfriend. Both her husband and her son are also NB participants. They all currently live in Sonoma in a two-bedroom duplex. They have lived in this duplex for over 30 years and have amassed a large number of items in the home, to the point where there are only small walkways to access specific areas of the home. J has a hospital bed set up for herself and needs nursing support but can't access that support due to excessive accumulation of items posing a safety risk for nursing staff. The lack of cleanliness of the home, including rodent infestation and droppings is a major concern and cannot be cleaned by the current supports, SLS. Staff have reported that the home environment is hazardous and they are reluctant to continue serving her and the family due to the increasing risk posed by the excessive junk and other hazards. This applies to both regional center services and generic resources. A quote for a junk and waste removal was obtained, estimating a total cost of \$1950, however it could be less depending on the final report. The situation has become a health and safety issue and J realizes she must accept this help in order to preserve her living situation.

TOTAL FUNDS REQUESTED: \$1950.00

Service Coordinator: CH

ALTERNATIVE RESOURCES EXPLORED: J does not have the funds to pay for the clean-up. The scope of the clean-up is beyond what the supportive living staff can provide. In-Home Support Services (IHSS) has been to the home and has offered additional IHSS hours for deep cleaning, but need the items removed from the home so the deep cleaning can take place. J is in need of nursing support as soon as possible and needs her home to be a clean environment before those services can start. J and her husband have agreed to a repayment plan to the board fund.

County APS, police, and County Code Compliance Safety have all been contacted and do not have resources to provide support with the home clean up.

Service Coordinator. Cri						
Supervisor: RL	Supervisor: RL					



State of California—Health and Human Services Agency Department of Developmental Services 1215 O Street Sacramento, CA 95814

1215 O Street, Sacramento, CA 95814 www.dds.ca.gov



July 31, 2024

TO: REGIONAL CENTER EXECUTIVE DIRECTORS

SUBJECT: GUIDELINES TO MITIGATE CONFLICTS FOR DELEGATED CONSERVATORSHIPS

This correspondence provides guidelines to regional centers about delegated conservatorships. Delegated conservatorships are authorized by Health and Safety (H&S) Code Section 416.19 and occur when the Department is appointed as an individual's conservator and delegates the day-to-day conservatorship authority to the regional center serving the conservatee. These guidelines provide direction on addressing the conflicts that may arise when a regional center is the delegated conservator while also providing service coordination and provide a process a conservatee or their legal representative may use if they are dissatisfied with the way the regional center is carrying out its delegated conservatorship responsibilities.

These guidelines are required pursuant to H&S Code Section 416.19, and is consistent with delegated conservatorship responsibilities identified in regional center contracts with the Department and the Department's authority to oversee and monitor the way regional centers provide services.

<u>Guidelines Regarding Delegated Conservator Responsibility to Mitigate Conflicts of</u> Interest

Regional centers have the following responsibilities as a delegated conservator:

- Monitoring of the conservatee's health, safety and well-being and protection of their rights. This includes providing the Department with monthly updates about any changes which impact the conservatee's health, safety or well-being and changes to their services or service needs.
- 2. Maximizing the conservatee's autonomy and supporting the conservatee in making their own decisions. The regional center shall, to the greatest extent possible, make decisions consistent with the conservatee's preferences including current and previously expressed preferences. These preferences may be made through spoken and non-spoken means of communication including alternative or augmentative communication. This would also include informing the conservatee timely about all decisions the regional center makes on their behalf.

Regional Center Executive Directors July 31, 2024 Page two

- Considering, at each Individual Program Plan (IPP) meeting, if there are services and/or natural supports that will assist the conservatee in becoming more independent, increasing their decision-making abilities, and exploring alternatives to conservatorship.
- 4. Developing a comprehensive person-centered biennial assessment of the conservatee's needs including the need for a conservatorship, alternative decision-making options, services needed to increase the conservatee's decision-making abilities and any proposed changes to the conservatorship powers. The conservatee shall have the opportunity to participate in this assessment and to identify other individuals that should be contacted as part of this assessment.
- 5. Mitigating potential conflicts of interest by separating the regional center service coordination functions from the delegated conservatorship responsibilities. This means that neither a conservatee's service coordinator, co-worker belonging to the same unit, nor their supervisor should carry-out the day-to-day conservatorship responsibilities to avoid a conflict of interest.

The regional center staff member(s) who carries out the day-to-day conservatorship duties shall:

- Meet at a minimum quarterly, in person, with the conservatee.
- Timely inform the conservatee about all decisions made by the regional center on their behalf.
- Timely address with the appropriate regional center staff or external consultants any concerns about the conservatee's health, safety and well-being, violations of their rights, their satisfaction with current services and living arrangement and the need for additional or different services. They also shall support the conservatee in raising any concerns they may have.
- Provide information about the conservatee's preferences and needs as part of
 the comprehensive person-centered biennial assessment. Provide
 recommendations about the need for the conservatorship, alternatives to
 conservatorship, changes to the conservator's powers, and the availability of
 others who may be able to serve as conservator.
- Support the conservatee's participation in the IPP review meeting and other meetings, as requested by the conservatee.
- Assist the conservatee in resolving any concerns they may have about the
 conservatorship or their regional center services by informing them of the
 process to request assistance from the Department and/or referring them to other
 resources who may be able to assist them.

Regional Center Executive Directors July 31, 2024 Page three

Within 120 days from the date of this correspondence, each regional center must provide the Department, for its review and approval, a board approved policy specifying how it will carry-out its delegated conservatorship responsibilities consistent with these guidelines. The policy shall also specify the expected qualifications for staff carrying out the day-to-day conservatorship responsibilities and any training provided to regional staff about conservatorships in addition to that provided by the Department.

Process for Requesting Assistance from the Department

A conservatee or their legal representative who is dissatisfied with a regional center's performance in carrying out its delegated conservatorship responsibilities may request assistance from the Department in resolving their concerns through:

- The Department's Ombudsperson at: Ombudsperson@dds.ca.gov or (877) 658-9731.
- The Department's conservatorship liaison office at: <u>ddsconservatorship@dds.ca.gov</u> or (833) 421-0061.

If you have any questions about this correspondence, please send an email to ddsconservatorship@dds.ca.gov.

Sincerely,

ERNIE CRUZ Deputy Director

Community Services Division

cc: Regional Center Directors of Client Services
Amy Westling, Association of Regional Center Agencies
Nancy Bargmann, Department of Developmental Services
Brian Winfield, Department of Developmental Services
Carla Castañeda, Department of Developmental Services
Pete Cervinka, Department of Developmental Services
Jim Knight, Department of Developmental Services
Tiffani Andrade, Department of Developmental Services
Maria Nunez, Department of Developmental Services



North Bay Regional Center Doug Cleveland Board Opportunity Fund October 2, 2024, Board Meeting

The Doug Cleveland Board Opportunity Fund ending balance as of August 31, 2024, was \$33,493.71.

There was one (1) transaction that occurred in **August 2024**:

Donations and Deposits:

No Donation \$0.00No Deposit \$0.00

Awards:

• One Award \$2,400.00

Other Transactions:

None

Ops Expenditures							POS Expenditures
2 months			FO Board Report				2 months
25%			August 31, 2024		_		18%
		17%	of the fiscal year	has ela	psed		
OPERATIONS			То	tal O	ps Allocation:	\$	23,723,026
Total General Ops Contract:	\$	23,723,026			I CPP Contract:	\$	-
General Ops Amount					P Contract		
Available:	\$	17,687,675	Amou	nt Av	ailable:	\$	=
ODED ATIONS EVERYOSE (ODS)		VTD A I	0/1				Total YTD
OPERATIONS EXPENSE (OPS) Personnel	\$	YTD Actual 4,416,021	% by category 73.17%		Forecast*	\$	Actual + Forecast 4,416,021
Benefits	\$	984,744	16.32%			\$ \$	4,416,021 984,744
Facilities	\$	486,777	8.07%			\$	486,777
Equipment	\$	19,279	0.32%			\$	19,279
Communications	\$	51,073	0.85%			\$	51,073
Mileage	\$	27,860	0.46%			\$	27,860
Legal	\$	1,735	0.03%			\$	1,735
General Office	\$	11,942	0.20%			\$	11,942
Consultants	\$	37,296	0.62%			\$	37,296
Bank Fee and LOC	\$	5,317	0.09%			\$	5,317
Other Expenses	\$ \$	10,649	0.18%	ė		\$ \$	10,649
Revenue		(17,342)	-0.29%	\$	-		(17,342)
Total Operations Expenses	\$	6,035,351	100%	\$	-	\$	6,035,351
Community Placement Plan							
(CPP)	\$	-		\$	-	\$	-
Senior Companion Program							
(SCP) - Grant	\$	49,203		\$	(49,203)	ċ	
(SCF) - Grant	٧	73,203		٠,	(43,203)	٠,	-
Mental Health Services Act							
(MHSA) - Grant	\$	60,000		\$	(60,000)	ċ	
(MINSA) - Grant	Ą	80,000		Ą	(80,000)	Ą	-
Total Paid for							
Operations:	Ş	6,144,554					
PURCHASE OF SERVICES			То	tal PO	OS Allocation:	Ś	396,411,434
Total POS Contract:		396,411,434			Total CPP Contract:	•	-
POS Contract Amount Available:	Ş	325,213,628		ontract	Amount Available:	Ş	Total VTD
			%				Total YTD
PURCHASE OF SERVICES (POS)		YTD Actual	YTD Total		Forecast*	_	Actual + Forecast*
Community Care Facilities	\$	22,957,182	32.2%			\$	22,957,182
Supported Living Services	\$ \$	17,512,413	24.6% 17.3%			\$ \$	17,512,413
Day Programs Behavioral Services	\$	12,310,213 6,596,988	17.3% 9.3%			\$ \$	12,310,213 6,596,988
Other	\$	7,709,896	10.8%			\$	7,709,896
Transportation	\$	1,748,444	2.5%			\$	1,748,444
Respite	\$	954,961	1.3%			\$	954,961
Medical Services Community Placement Plan (CPP)	\$ \$	1,407,709	2.0% 0.0%	\$	-	\$ \$	1,407,709
	\$	71,197,806		\$		\$	71 107 906
TOTAL POS EXPENSES	Ą	71,137,000	100.0%	Ą	•	Ą	71,197,806
*This budget reflects through the A Prelin	ninary	for FY25					
	Γota	al Regional Cen	ter Budget			\$	420,134,460



Committee Information

For committee agendas and location information, please visit

https://nbrc.net/about-us/board-of-directors/board-meetings/board-committee-meetings/

Committee	Members	Description	Next Meeting
Executive Committee	Board President – Martha Valdez Board Vice President – Sara Speck Board Secretary – Ronald Gers Board Treasurer – Andrea Bednarova	The Executive Committee consists of officers elected by the Board of Directors. The Executive Committee oversees the direction of NBRC and provides leadership to the board. The committee meets monthly to discuss matters involving the agency and to plan the agenda for the upcoming board meeting.	October 21, 2024 6:30pm – 7:30pm Occurs the 3 rd Monday of every month
Vendor Advisory Committee (VAC)	Board VAC Representative – Breeanne Kolster	The Vendor Advisory Committee is comprised of service providers from Napa, Solano, and Sonoma counties. The members provide guidance, advice, and recommendations as they meet about issues and concerns that affect their services.	October 8, 2024 10am – 11:30am Occurs the 2 nd Tuesday of every month
Public Policy Advisory Committee (PPAC)	Board VAC Representative – Breeanne Kolster Board Vice President – Sara Speck	The Public Policy Advisory Committee is an advisory committee to the board. The committee reviews public policy impacting regional center services including: - Congressional bills, California state legislation and budget trailer bills - Federal and state executive orders - Changes in regulation and other law relating to disability programs and services - Department of Developmental Services directives The purpose of the committee is to keep the Board informed of important policy developments and recommend potential actions for the Board to take.	October 22, 2024 10am – 11:30am Occurs the 4 th Tuesday of every month



Cultural and Linguistic Competency Committee (CLCC)	CLCC Chair – Rosemarie Pérez Board Vice President – Sara Speck Board President – Martha Valdez	The CLCC promotes diversity, equity and belonging within our agency and community by gathering input, analyzing data, reviewing policies, and making recommendations to the Board.	October 17, 2024 12pm – 1pm Occurs the 3 rd Thursday of every month
Client Advisory Committee (CAC)	Board Vice President & CAC Co-Chair – Sara Speck Board President – Martha Valdez	The CAC represents the perspectives of people served by NBRC. The members share information, provide feedback on NBRC policies and practices, and make recommendations to the Board.	To be determined 1:00pm – 2:30pm Occurs quarterly, 4 th Friday of the month
Risk Reduction Advisory Committee (RRAC)	RRAC Chair – Joanne Giardello Board Vice President – Sara Speck	The Committee develops agendas that focus on policies, discussions, practices, and tasks related to prevention and response to neglect, physical and sexual abuse.	October 30, 2024 12:30pm – 1:30pm Occurs the last Wednesday of every month

Section 8.2 Committee Membership

Each committee shall have at least two Directors. Committee membership shall be established by a simple majority of Directors present at a Board Meeting. Except as otherwise provided in these Bylaws, members of the committees are not required to be Directors of the Corporation. However, no committee can take action or be authorized to take action on behalf of the Board of Directors unless all of its members are members of the Board of Directors.



Proposed VAC Voting Member: Sara Trail

County: Solano

Sara learned to sew at the young age of 4, and is now a successful author, sewing teacher, and pattern and fabric designer. At age 13, she wrote a nationally published book, "Sew with Sara" that teaches teens and tweens how to sew cute clothes and accessories for fun and profit. At 15, she starred in a nationally published DVD, "Cool stuff to Sew with Sara." She then designed two fabric collections, Folkheart and Biology 101, and a pattern collection with Simplicity, "Designed with Love by Sara." Her pattern collection features prom dresses, backpack patterns, hoodies, and jackets as well as aprons and tote bags. While attending UC Berkeley, Sara created a quilt in memory of Trayvon Martin and her love for sewing and passion for social justice intertwined. After obtaining her Masters from Harvard, she founded the Social Justice Sewing Academy (SJSA) to be a platform of art + activism + education and has worked with thousands of young people, with additional support for those with from the IDD community, where individuals create art that engages and educates communities in issues that matter to them. In short, Sara is committed to serve and advocate for neurodivergent individuals in opportunities regarding their housing, education readiness, and employment. Currently, she serves as the Director of Connected Employment, a person-centered employment program serving NBRC consumers living in Solano County and manages an Adult Residential Facility in Vacaville.

The Nominating Committee recommends Sara Trail as a VAC Voting Member.



Date submitted to NBRC Board for review	09/16/2024	Operations 🗵
Date approved by NBRC Board Executive Committee (if applicable)	09/16/2024	Purchase of Service ⊠
Date approved by NBRC Board	N/A	

The following contracts have been reviewed by Isabel Calder, Chief Financial Officer, and Gabriel Rogin, Executive Director. Both of whom recommend approval by the NBRC Board of Directors.

Purpose of Contract	Contractor Name and Vendor#	Term of Contract	Total Contract Amount	APPROVED	Notes
A Series Contract for Fiscal Year 24/25	Department of Developmental Services	July 1, 2024 – June 30, 2031	\$538,510,073	M/S/C (Speck/Pérez)	The A-1 amendment for FY 24/25 includes the following: Ops: \$17,406,321 POS: \$100,969,292

The A-1 amendment includes the remaining Ops allocation, including policy funding, for a total of \$16,733,424. In addition, Community Placement Program (CPP) was also included for a total of \$672,897.

The A-1 amendment also included the remaining POS allocation in the amount of \$100,869,292 with an additional \$100,000 for Community Resource Development Plan (CRDP).

VAC MEETING MINUTES



July 9, 2024, at 10:00 am - 11:30 am Via Zoom & In Person 610 Airpark Road, Napa, CA 94558

North Bay Regional Center

VAC VOTING MEMBERS PRESENT:

Jeremy Hogan, VAC Co-Chair, UCP of the North Bay Eric Martin, Oaks of Hebron Adria Carson, On My Own Samantha Wilhite, Connections for Life Jamie F Thompson, Napa Valley Support Services Breeanne Kolster, VAC Co-Chair, 24 Hour Home Care Stacey Martinez, VAC Co-Chair, The Arc-Solano Carin Hewitt, ALift, LLC Mary Eble, North Bay Housing Coalition Marissa Elder, Enriching Lives Family Home Agency

VAC VOTING MEMBERS ABSENT:

NBRC STAFF PRESENT:

Gabriel Rogin, Executive Director

GUESTS (Names listed as seen on Zoom):

Adrian Andrade Alisha Krupinsky Barbara Montaldo Brandi Auble, CA Mentor Dalia Flores Denise Hunley, Connections for Life Elizabeth Clary, Alchemia Emmy Bennett Faith Cross Holly Armijo, CBEM Ian David Jesse Carbone, NBI Jesse Hansen, Dungarvin Jessie Skizewski. Pacific Home Julia Prentice Kaela Talafili, BI

Jessica Sadowsky, Bayberry Inc.

Ellen Sweigert, Consumer Advocate Courtney Singleton, Director of Community Services Dee Skrzypczak, Fiscal Supervisor June Ursini, Community Resource Consultant

Kelley Hanson Kreative Community Services Leah Gulley Linda Plourde Mary Reynolds Nathalie Olivia Zimmermann Rhonda Mottern Rochelle Henderson Ronda Reves, Solano Diversified Services Samantha Wilhite, Connections for Life Sirkka Wirkki Stacy Martinez, The Arc-Solano Stephanie Munson, Goodwill The Arc-Solano Vanessa Dean, New Leaf Solutions

- A. CALL TO ORDER- Jeremy Hogan, VAC Co-Chair, called the meeting to order at 10:03 am.
 - a. Roll Call of Voting Members
 - b. Establish Quorum: established

B. CONSIDERATION OF AGENDA

a. Additions or modifications to this agenda by voting members - None



C. APPROVAL OF MINUTES:

a. May 14, 2024, Meeting Minutes – Approved by Jamie Thompson, seconded by Stacey Martinez. All in favor, none opposed.

D. OLD BUSINESS

- a. Sub Committee for planning Vendor Fair
- b. VAC Voting Position openings
 - a. To apply to be a Voting VAC member, click here:
 - b. https://forms.gle/KRCVVfNWX1VgYXwY6
 - c. After you submit your application, you'll need to send your resume to nbrcvac@gmail.com

E. VENDOR COMMUNITY: OPEN FORUM

- a. Please submit any questions, comments, or issues you wish the VAC facilitator to bring up during the meeting. Before the meeting, complete the Google Form: https://forms.gle/dRKKvPr1As3sHA8Z8
- b. Break out rooms
- c. Group debriefs

F. NEW BUSINESS

- a. Feedback on New Meeting Structure
- b. PAGA requirements/ presentation in August

NBRC Staff were asked to arrive at 10:45am for the 2nd half of the meeting.

G. SPECIAL PRESENTATION

a. What would you like to get out of the VAC meetings? What topics would you like to see as discussion points for future meetings? What is working or what suggestions do you have to make the VAC meeting time more beneficial?

Topics of interest for future meetings included staff retention, dealing with challenging behaviors, and "disability etiquette"

H. GROUP REPORTS

- a. Napa/Solano Vendor Group Did not meet
- b. Sonoma Vendor Group Did not meet
- c. Residential/Housing
- d. Transportation Myra from R&D presented a visual presentation outlining new routes and added riders
- e. Trade Associations
 - a. CDSA Annual Meeting will be held in September.
 - b. CCLN None
 - c. ANCOR None
 - d. ARC/UCP None
- f. NBRC Board Report
 - a. Breeanne Kolster, VAC Representative, gave an overview of the last NBRC Board Meeting
- g. ARCA Report

- a. Gabriel Rogin, NBRC Executive Director, shared about the DDS Provider Directory, to be completed by October 2024.
- h. Committees/Subcommittees
 - a. Public Policy Advisory Committee (PPAC)
 - 1. Linda Plourde
 - 2. By-Laws Review Subcommittee By-Laws committee continues to meet and is making progress. Contact Carin at carin@aliftllc.com if you would like to join the group.

b.

I. NBRC UPDATES:

- a. Fiscal
 - a. (On Isabel's behalf Courtney shared) DSP stipends will continue through 8/31
 - b. Working on POS after 7/1, do not anticipate a delay in invoices going out
 - c. Working on 3,000 new purchases
 - d. Prepare for rate model: NBRC is looking at the vendors associated under certain service models & will also be looking at which service codes will impact most vendors
- b. Vendor Relations
 - Courtney Singleton, Director of Community Services, shared the following.
 - b. Language stipend; close to rolling out but still waiting on the directive from DDS
 - c. 6/23/24 was the last date ran for NBRC's report for the DSP stipend list
 - d. Working on sick leave rate adjustments
 - e. HCBS monitoring visits—at 230 out of 311 by August. 229 of the 230 are in compliance
- c. Consumer Advocacy Update
 - a. Ellen Sweigert, NBRC Consumer Advocate, shared that July 26th is the 88th anniversary of the American's with Disabilities act.
- J. GENERAL ANNOUNCEMENTS (from vendors, NBRC, & public)
 - a. The next VAC meeting will be held on Tuesday, August 13th, at 10 am in Napa.
 - c. Public Policy Advisory Committee- Tues, July 23rd, 10 11:30 am
 - d. By Laws Review Committee Tues. August 13th, 9am 10am
- K. AGENDA ITEMS FOR FUTURE MEETINGS None
- L. ADJOURNMENT
 - a) *Jeremy Hogan, VAC Co-Chair,* ended the meeting. 11:42AM





Board Meeting Locations 2025

6:00 pm – 8:00 pm

Pending Board Approval

January 8, 2025	Regular Business Meeting	Hybrid – Zoom & NBRC Napa Office
*1st Wednesday of the month		
falls on a holiday		
February 5, 2025	Regular Business Meeting	Hybrid – Zoom &
		NBRC Santa Rosa Office
March 5, 2025	Regular Business Meeting	Hybrid – Zoom & NBRC Vacaville Office
April 2, 2025	Annual Board Meeting	Hybrid – Zoom & NBRC Napa Office
May 7, 2025	Regular Business Meeting	Hybrid – Zoom &
		NBRC Santa Rosa Office
June 4, 2025	Regular Business Meeting	Hybrid – Zoom &
		NBRC Vacaville Office
July 2, 2025	Regular Business Meeting	Hybrid – Zoom & NBRC Napa Office
Or July 9, 2025		
August 6, 2025	No Board Meeting –	10am-3pm
*Board members only	Board Retreat	NBRC Napa Office
September 3, 2025	Regular Business Meeting	Hybrid – Zoom & NBRC Vacaville Office
Or September 10, 2025		
October 1, 2025	Regular Business Meeting	Hybrid – Zoom &
		NBRC Santa Rosa Office
November 5, 2025	Regular Business Meeting	Hybrid – Zoom & NBRC Napa Office
December 3, 2025	Short Business Meeting	Hybrid – Zoom & NBRC Vacaville Office



610 Airpark Rd, Napa, CA 94558 Phone: (707) 256-1100 • TTY (707) 252-0213

www.nbrc.net

520 Mendocino Ave, Santa Rosa, CA 95401 Phone: (707) 569-2000 • TTY (707) 525-1239

FAIR HEARING & MEDIATION UPDATE SEPTEMBER 1, 2024 – SEPTEMBER 30, 2024

Service (24-9)	Reason for Appeal: Claimant appeals denial of request to fund service. Ruling: Mediation & Fair Hearing held. Waiting for decision.
Service (24-16b)	Reason for Appeal: Claimant appeals denial of funding for service. Ruling: Mediation and Fair Hearing scheduled.
Service (24-17)	Reason for Appeal: Claimant appeals denial of funding for service. Ruling: Informal meeting held.
Service (24-18)	Reason for Appeal: Claimant appeals denial of funding for service. Ruling: Mediation rescheduled.
Eligibility (24-19)	Reason for Appeal: Claimant appeals denial of eligibility. Ruling: Mediation & Fair Hearing requested.
Service (24-20)	Reason for Appeal: Claimant appeals denial of funding for service. Ruling: Informal meeting held.
Eligibility (24-21)	Reason for Appeal: Claimant appeals denial of eligibility. Ruling: Mediation & Fair Hearing scheduled.
Eligibility (24-22)	Reason for Appeal: Claimant appeals denial of eligibility. Ruling: Mediation & Fair Hearing scheduled.
Eligibility (24-23)	Reason for Appeal: Claimant appeals denial of eligibility. Ruling: Informal meeting requested.

NBRC OUTREACH

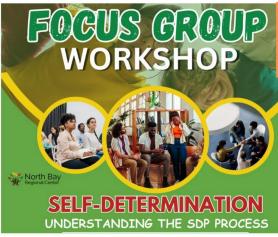
Stay Connected with Our Upcoming Events & Meetings



BOARD MEETING

The October Board Meeting is on October 2, 2024 at 6:00 pm at the NBRC Santa Rosa Office located at 520 Mendocino Ave, Santa Rosa, CA 95401 or via Zoom.

Please contact (707) 256-1224 for information or accommodations. Spanish & American Sign Language translation services are provided.



FOCUS GROUP WORKSHOP

On October 22nd, we will host our Focus Group Workshop providing more information about the Self-Determination Program.

Join us on zoom to learn more about these services!

Our zoom session will take place from 10:00 AM to 12:00 PM.

Please email <u>DEIB@nbrc.net</u> for the zoom invitation or call (707) 256-1216



TRUNK-OR-TREAT

Get ready for a spooktacular time! On Friday, October 25th, from 5:30 to 7:30 PM, NBRC is throwing our 2nd annual Trunk-or-Treat Resource Fair at Spring Lake Regional Park, 93 Violetti Road, Santa Rosa, CA 95409. Everyone—ghosts, goblins, individuals, and families from all counties—is invited to join the fun!

For all the gory details, check out our website and social media or give your service coordinator a shout!

NBRC EVENT CALL LINE

We are thrilled to introduce our first NBRC Events Call Line designed to provide our community with information on upcoming NBRC outreach events, board meetings, community meetings, and more!

The call line will provide pre-recorded messages available in English, Spanish, and Tagalog and will be updated monthly to ensure our community stays informed.





FOLLOW US!

Connect with us on social media! We regularly post information about community meetings, focus groups, NBRC events and much more.

Stay in the know about all things NBRC.



SIGN UP FOR **UPDATES**

Stay in the know about all things NBRC.

Sign up for outreach update emails! We regularly host community meetings, focus group workshops, NBRC events and much more.