

KERN REGIONAL CENTER

3200 N. Sillect Avenue • Bakersfield, CA 93308 • (661) 327-8531

Board of Directors Meeting

5:30 p.m. – 7:30 p.m.

KRC Malibu Conference Room

3300 N. Sillect Ave.

Bakersfield, CA 93308

AGENDA

September 2, 2014

I. CALL TO ORDER:

- A. Self Introduction:**
- B. Approval of Agenda:**
- C. Approval of Minutes of August 5, 2014 as Attachment I**
- D. Public Comment: Limited to 5 minutes**

II. ACTION AND DISCUSSION ITEMS – BOARD ACTIVITIES:

- A. ARCA Report – Duane Law**
- B. Burial Issues for Consumers – Wesley Crawford**
- C. Review of Contracts – Audit/Finance Committee**
 - **Crandell Enterprises, Inc. – Start Up**
 - **IMAH – Transportation Additional Component**
 - **N.A.P.D. – Supported Living Services**
 - **N.A.P.D. – Transportation Additional Component**
 - **N.A.P.D. – TAPSS Transportation**
 - **Positive Purpose, LLC – SRF Adult**
 - **SAILS Bakersfield, Inc: Stellar – SRF**
 - **Social Vocational Services – Transportation Additional Component**

Contracts and checklist attached
- D. Secured Form of Communication – Susan Lara**
- E. Vendor Presentation: Kern Adult Program – Rhonda Glenn**
- F. Pension Committee - Jeremy Shumaker**

III. ACTION AND DISCUSSION ITEMS – KRC ACTIVITIES:

A. Budget Update and Financial Report – report on the budget situation for KRC and the State as it pertains to the delivery of developmental services.

IV. REPORTS: (Reports will be made only from groups that have met and/or have items to share)

- A. President’s Report**
- B. Legislative Report**
- C. People First of Kern County Report**
- D. Area Board Reports**
- E. Vendor Advisory Committee**
- F. Executive Committee Report**
- G. Foundation Report**
- H. Foster Grandparent Progress Report**
- I. Affordable Housing Committee (ASPIRE)**
- J. Client Services Report**
- K. KRC Staff Report**
- L. Board Comments**
- M. CEO Comments**

V. MOTION TO GO INTO CLOSED SESSION:

VI. CLOSED SESSION:

VII. MOTION TO GO OUT OF CLOSED SESSION:

VIII. MOTION TO GO INTO OPEN SESSION:

IX. RESULTS OF CLOSED SESSION:

X. Adjournment

X

Lorie Stewart, KRC Board Secretary

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Board of Directors Meeting

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MINUTES

August 5, 2014

PRESENT: Susan Lara, President
Steve Esselman, Vice President
Frank Meyer, Treasurer
Lorie Stewart
Ismael Romero
Rosita Barron
Jeremy Shumaker
Quanah Mason
Veronica Quezada
Shawn Kennemer
Tracy Brown
Karen McCormick

ABSENT: Matthew LaGrand (excused), Emily Greenwood and Carol Sackey

- I. **CALL TO ORDER:** The meeting was called to order at approximately 5:38 p.m. by Susan Lara. It was determined that a quorum was present.
 - A. **Self Introductions:** Self-introductions were made around the table. In addition to Board members listed above, in attendance were Tom Crear, Bobbie Rufus, Karl Estill, Ava Clark, Misty Varner, Iman Killebrew, Tony Delgadillo, Richard Rodriguez, Nickole Mensch, Tommy Mestmaker, Aaron Markovits, Brenda Williams, David Marcus, Diane Schneider, Dale Davis, Marlene Donahue, Sheryl Navarro, Lisa Jo Gage, Jill Green, Mike Grover, Tania Sandoval, Ivory Carrol, Tamerla Prince, Kristie Shepherd, Jonathan Christian, Itzel Guerrero, Carlos Pasqual, Gricel Anaya, Joshua Mendary, Janet Barriger and KRC Staff: Duane Law, Maria Solano, Jon Gusman, Cherylle Mallinson, Susan Hernandez, Margaret Pyles, Teresa Farmer, Juan Vieyra, Blanca Gamboa, Maria Salinas, Irma Medina, Pam Woodruff, Melissa Searson, Dana Hutchison, Maria Jacquez, Sherri Hosey, Tonia Cody, Laura Burton, Yadira Camorlinga, Cindy Martinez, Jean Morgan, Tammie Inman, Kristie Jandel, Jenny Ainsworth, Sally Gann and Yvonne Romero.
 - B. **Approval of Agenda:** M/s/c--- (Kennemer/Meyer) to approve the Agenda with the following additions: under section II. Action and discussion items – Board Activities add A. Bylaws and moved item III. Action and Discussion items – KRC Activities B. Kern Regional Center Bi-Annual Audit – Barbich Hooper King Dill Hoffman up to

section II. Action and Discussion Items – Board Activities B., this will move all other items down two. (12-0-0).

- C. **Approval of Minutes of June 3, 2014 as Attachment I: M/s/c---** (Meyer/Shumaker) to approve the minutes with the following correction: on page 4 second paragraph under Positive Purpose, the statement “Due to an Audit Finding by DDS regarding CCP rates,” should read “Due to an Audit Finding by DDS regarding CPP rates”. (10-0-2) Shawn Kennemer and Tracy Brown abstained from casting their vote since they were not present during the June Board meeting.
- D. **Public Comment:** Aaron Markovits announced the 9th Annual Golf Tournament being held on Saturday, September 29th at the Stockdale Country Club. Aaron commented that he has flyers available for the public and proceeded to pass them out, a copy of which will be posted on the KRC website. David Marcus reported that he is doing well and he is attending cancer and radiation treatments. David also told a story about a 16 year old who he met and explained how they started a movement called Thumbs Up Cancer Down. Susan Lara explained that a hashtag was created and it has gotten momentum as there are over 600 pictures that have been shared with this hashtag showing individuals who suffer from this illness giving a thumbs up for a picture. Susan commented that more information would be found at the website www.thumbsupcancerdown.com. Diane Schneider reported that H.E.A.R.T.S. Connection will be having their Annual Fall Fest on October 16th. Diane reported that the public can call (661) 328-9055 ext. 222 or visit www.heartsfrc.org for more information.

II. **ACTION AND DISCUSSION ITEMS – BOARD ACTIVITIES:**

- A. **Bylaws:** Shawn Kennemer explained that he drafted a letter to the Board of Directors outlying issues he observed with the Bylaws. Shawn explained that after talking with Tom Crear, legal counsel for KRC, it was explained that these issues can be discussed when revisions to the bylaws are made. Duane commented that Tom Crear is present for any questions the Board may have. Lorie commented and expressed concern regarding these issues but agreed that they can be resolved during revisions of the Bylaws. Tom Crear proceeded to explain the issue that was addressed by Shawn in his email to the Board. The issue in question was in regards to term limits for the Board of Directors. Specifically, the Bylaws indicate that Board members can't serve more than six years out of every seven years. However, this was amended when the Board policies were revised in 2013. Tom explained that the only step that was missed was that it was not called as an amendment, although it was. Juan Vieyra asked Susan Lara how many years she has served on the Board, Duane clarified that the issue is not about how long someone has been on the Board but about Board of Directors term limits.
- B. **Kern Regional Center Bi-Annual Audit – Barbich Hooper King Dill Hoffman:** Susan Lara commented and introduced Jeff King and Danhira Millian from Barbich Hooper King Dill Hoffman and explained that they were present today to report on KRC's Bi-Annual Audit. Jeff King introduced himself and thanked Danhira for all of her work to complete this audit. Jeff explained their audit process and why they complete the audit for KRC. Jeff also discussed the report which was provided to the Board. Jeff also discussed in detail what was audited and processes KRC uses to complete the work that we do. He explained that there are a couple of items KRC can improve on but overall all staff do a great job. Jeff also explained that there is a significant difference since they were hired a couple of years ago. He explained that

past administration did not handle these audits properly and there were many questions. Jeff explained that the difference is night and day and KRC has made a lot of changes. Ismael Romero asked how far back does the audit go, Jeff responded that they audit two years. Shawn Kennemer asked that since KRC is a non-profit, shouldn't a committee review the audit prior to presenting to the Board. Jeff explained that this year, they worked with the Executive Committee and they presented to this committee before the Board meeting but that this is really up to the Board as to which committee they want to have review the audit. Susan Lara commented that the Audit/Finance committee would take over eventually but for this year, the Executive Committee reviewed the report. Duane Law also discussed how Jeff and his firm were selected to complete KRC independent audit every two years for a five year term. Duane clarified that our auditor would change every five years. Susan Lara asked the Board to motion to approve the Kern Regional Center Bi-Annual Audit for 2012 and 2013. **M/s/c---** (Meyer/Kennemer) to approve the Kern Regional Center Bi-Annual Audit for 2012 and 2013 by Barbich Hooper King Dill Hoffman. (12-0-0).

- C. ARCA Report:** Duane Law commented that this is the second time Jeff and Danhira come to the Board of Directors meeting to present to the Board and thanked them for their time. Duane explained that during the last ARCA meeting they discussed the current budget. Duane also reported that they announced the restoration of Early Start from the cuts that were made in 2009. Duane commented that DDS also acquired an increase in their loan authority, up from 260 million to 395 million to allow them to continue funding the regional centers while they wait for reimbursement from the federal government. Duane also reported that they had a big celebration for Diane Anand who is retiring after 30+ years in the regional center system. She is the Executive Director for Frank Lanterman Regional Center. They also received the notification that Mike Danneker from Westside Regional Center would also be retiring in January of 2015. Duane commented that we are now starting to see those individuals that started with the regional center system move in retirement. Duane also reported that they were given a presentation about National Core Indicators and he explained specifically what they were presented. Duane also reported that they are discussing the disparity report and the requirements by DDS to provide this data but regional centers and ARCA are concerned about how this data is gathered. Duane discussed they are looking at alternative ways of producing this data for more accurate results.
- D. Review of Contracts: Audit/Finance Committee:** Susan Lara commented that the committee did not review any contracts for August and the committee did not meet.
- E. Nominating Committee:** Susan Lara commented that Ramona Puget would no longer be pursuing the waiver from Area Board 8 or 12. Susan also reported that the Nominating Committee met on June 26th to interview two individuals interested in serving on the Board of Directors. Susan commented that the first candidate was Richard Rodriguez; she gave an overview of his background. The Nominating Committee would like to proceed with recommending Richard Rodriguez for Board service. **M/s/c---** (Quezada/Kennemer) to appoint Richard Rodriguez to a seat in the Board of Directors for Kern Regional Center. (12-0-0).

Susan also reported that the Nominating Committee interviewed Nickole Mensch; she gave an overview of Nickole's background. The Nominating Committee would like to recommend that they hold the next seat available in the Board of Directors for Nickole Mensch when the vacancy arises. **M/s/c---** (Stewart/Brown) to hold the

next seat available in the Board of Directors for Nickole Mensch when the vacancy arises. (12-0-0).

Susan reported that the Nominating Committee also reviewed the interest of Lorie Stewart to serve as Board Secretary. The committee is asking for a letter from Lorie indicating which committees she would like to resign from as they feel her time is stretched out. Tracy and Karen asked Lorie how many committees she is involved in and which would she step out of. Lorie explained which committees she is in and which she would like to continue being a part of. The Nominating Committee is recommending Lorie Stewart for Board Secretary. **M/s/c---** (Quezada/Baron) to appoint Lorie Stewart as Board Secretary for the Board of Directors. (13-0-0) Richard Rodriguez included in the vote.

F. Board of Directors Meeting Agenda: Susan Lara commented that the Board had a discussion during the last Board meeting about the structure of the Agenda and she would like feedback from the Board as to what they would recommend. Tracy Brown recommended that closed sessions be held prior to the Board meeting and also recommended that the public comment section is moved to the end of the Agenda. Frank Meyer agreed that he would like to see the public comment section moved and the point of public comment clarified. Rosita Baron also agreed that public comment should be moved but also suggested that any outside comments shouldn't be entertained and honored during the meeting. The Board discussed concerns about not allowing the public enough time to express concerns and if they have a major issue to address and how they would get on the agenda. Susan commented that the Board should create a policy that will address what items should be added on the Agenda. Shawn Kennemer commented that the Board can also put specific time frames for each item and time each section to move through the Agenda. The Board agreed to wait until the Board Policy Task Force creates a policy for the Agenda. Tonia Cody commented that she has attended meetings where the Board meeting start almost 30 minutes past the start time because Board members are late to the meeting. Tonia also commented that the Board could eliminate public introductions to save time. Blanca Gamboa asked about the suggestion box that has been requested for several months, Susan commented that they were going to put this item on the Agenda but didn't due to the amount of items the Board have to address. Susan explained that this would be on the Agenda in September.

G. Pension/Benefits Committee: Susan Lara commented and explained why the Board was looking at forming a Pension Committee. Shawn Kennemer asked how the committee would be set up. Susan and Steve explained how the committee would be composed. Duane explained how the plan has been managed historically and role of the current Pension Committee as well as his and Jon Gusman's role as Trustees of the plan. Duane explained that he and Jon became aware of the amount of liability they carry as Trustees and as such they began the process of moving the plan into proper structure to make sure the plan is sustainable not only for now but also for the future. Duane explained that an ERISA Attorney was hired to help provide proper guidance. Duane also notified the Board that he and Jon have letters of resignation of Trustees to the Pension addressed to the Board but if the Board of Directors would like his involvement in the committee, he will be involved. Duane explained that the Pension needs to be in proper structure before any changes are made. Discussions amongst the Board members began regarding this committee. Steve Esselman clarified how the Pension Committee is structured currently, and how they meet on a quarterly basis with a representative. Jeremy Shumaker commented that it is concerning for the liability to remain solely on the Trustees

and with a 3(38) the liability would fall on them. Jeremy commented that he would be interested in chairing the committee and explained that he would like to begin determining who will be sitting on the committee. Jeremy also extended this invitation the employees that are on the current Pension Committee and explained that he would like to know if they would be interested in sitting on this committee. Duane explained that there is no exception in allowing employees of the current Pension Committee join this committee but stated that they would need to sign a statement which declares that they understand participation in this committee would place liability on them and that they will work in the best interest of all beneficiaries. Duane also commented that the Pension was frozen for 18 months and they would like for this not to happen again not just for this generation of employees but for the future generation.

Tammie Inman commented that she was shocked to learn that KRC has been paying out of Operations to run the Pension and asked that this is correct because the cost of running the Pension should be paid out of the Pension itself. Discussions continued about the set up of the Pension Committee. The Board clarified to staff that they wanted to give them the option to have a few members join the committee as long as there is a mutual understanding that they will have some liability in decision around the Pension. Susan Lara asked the Board to motion to approve the start of the Benefits/Pension Committee. Shaw Kennemer asked is a vote was needed or can they appoint without a vote as the Bylaws state there is no need for a vote. The Board would like to proceed with voting in the committee. **M/s/c---** (Kennemer/Romero) to approve the appointment of the Benefits/Pension Committee and to have Jeremy Shumaker draft a proposal of the composition of the committee including the current Pension Committee and presenting it to the full Board. (13-0-0) Richard Rodriguez included in the vote.

Duane commented that although he and Jon have written their resignations as Trustees, nothing would change at this point until the proper structure for the Pension is in place. A questions was asked about Duane's resignation but continuing the role of Trustee. Duane explained the current structure of the Pension places the sole liability on the Trustees and explained that the letter, although written, has not been submitted to the Board and he won't until the proper structure is in place.

H. General Counsel: Susan Lara reported that the Board of Directors' have been actively looking for General Counsel. Susan reported that the Executive Committee conducted interviews and they would like to recommend Gary Ray as General Counsel for the Board of Directors. Susan Lara also reported that the entire Board had a meet and greet with Gary Ray that went very well and they had the opportunity to ask Gary questions. Shawn Kennemer expressed concern about how far away Gary Ray is but suggested that the Board can look at using technology when the Board needs him to be present during the Board meetings. Duane explained that Gary Ray would be hired in an 'as needed' basis and is not on the KRC payroll. **M/s/c---** (Meyer/Romero) to approve Gary Ray as General Counsel for the Board of Directors. (9-1-3) Richard Rodriguez included but abstained from casting his vote as he was just appointed to the Board. Shawn Kennemer and Veronica Quezada abstained from casting their vote. Lorie Stewart voted no.

I. Family Forum Bishop and Mammoth Lakes: Susan Lara commented that initially, Quannah was going to give a report on the Family Forum but he was not aware he would be giving a report so he did not have an opportunity to have it ready. Duane Law commented that he was pleased with the turnout of the family forum and various questions were asked. Duane commented that among the questions, there

were questions about social recreation not being available in the outlying areas. Duane explained that they are working with community members to address this lack of service for consumers being served in these areas. Duane reported that some members of the community are doing several recreational events such as pool parties for the consumers. Duane reported that the Family Forum in Mammoth Lakes was a good turnout as well. The main topic of discussion at this family forum was the self-determination law and questions about the implementation process were asked by various parents.

- J. Board Committees:** Susan Lara discussed that the Board currently has the following committees: Audit/Finance Committee, Executive Committee, Nominating Committee, Board Policy Task Force and the newly appointed Pension Committee. Susan explained that Shawn Kennemer has expressed interest in chairing the Board Policy Task Force and would like the Board to approve his appointment as Chairperson. **M/s/c---** (Esselman/Meyer) to approve Shawn as the Chairperson of the Board Policy Review Task Force. (12-0-1) Richard Rodriguez included in this vote. Shawn Kennemer abstained due to vote regarding his appointment.

III. ACTION AND DISCUSSION ITEMS – KRC ACTIVITIES:

- A. Budget Update and Financial Report** – Jon Gusman reported that to date, KRC has not received the detail of its budget for FY 14-15. It is projected those details will be received sometime in August. Among the highlights of the statewide budget passed that impact regional centers are: Purchase of Service – an increase of 7% over last fiscal year equivalent to \$265 million. In this total are items that include the minimum wage increase and the restoration of Early Start. Operations – an increase of 3.1% over last year equivalent to \$17.3 million. Most of this total is due to increases in caseload. DDS Loan Authority – a 51.9% increase over last year’s loan authority resulting in a total of \$395 million line of credit available to pay regional center claims toward the end of the fiscal year. KRC did receive cash advance #1 and #2 for FY 14-15 in the amount of \$20,089,598 and is awaiting the final one. Due to both the delay in receiving the cash advance and timing with the payment of bills, KRC had to borrow money on the line of credit. The amount borrowed was \$6.5 million on July 15th. The load was paid back on July 16th. One day’s interest at 6.5% on the loan cost \$1,173.61. The current bank balance is \$9.81 million. For FY 13/14 since the last board meeting, the State was billed \$12.33 million for May services and \$12.32 million for June services. To date, there were no contract amendments to the regional centers in June although it was anticipated that the E-5 contract amendment would be released. The most recent statewide purchase of service projections show the deficit at (\$102.4) million, down from (\$137) million reported last time. The most recent purchase of service deficit for KRC is at (\$1.18) million.

Jon reported that KRC had to borrow the funds in order to meet the demands for electronic funds transfer. Without this money in place, all payments to vendors, clients and employees (payroll) would have bounced.

IV. REPORTS: (Reports will be made only from groups that have met and/or have items to share)

- a) **President’s Report** – Susan Lara reported on various topics including change, communication and difficult times. Susan gave examples on what changes have occurred at KRC in all different levels. She also discussed changes the Board has seen within the last

year as their oversight and responsibilities have increased and changes with vendors as well. Susan also discussed lack of communication and open communication. She gave examples of instances she felt communication was lacking and explained how fear of change can close lines of communication. In closing, Susan expressed that we are all working together towards one goal, which is to insure the consumers of KRC are served and receiving the services they need to live a productive life within this community.

- b) Legislative Report – Duane Law covered this during the ARCA report.
- c) People First of Kern County Report – No one was present to report and Cherylle Mallinson reported that Roy Rocha could not attend. Cindy Martinez commented that they are having elections pretty soon for their Board and explained that if anyone knows of any clients that are interested they can contact Roy Rocha for forms. Cindy commented that elections will be in October. She also reported that they will be having their annual conference at the Doubletree hotel in October.
- d) Area Board Reports – No one was present to attend.
- e) Vendor Advisory Committee – Shawn Kennemer reported that the VAC meeting scheduled for July was canceled as a few members were out of town. Shawn explained that the upcoming VAC meeting will be held at the BARC office. Shawn explained that they have met offsite only once and had a great turnout of vendors. He further commented that vendors have concerns when meeting at KRC as they don't feel they can express their concerns openly. He also commented that the VAC does not want anyone from KRC to attend the upcoming meeting on August 26th.
- f) Executive Committee Report – Susan Lara reported that the Executive Committee met twice. The first meeting held June 5th was to review a recommendation from their ERISA Attorney Jeff Chang, regarding the structure of the current Defined Benefit Plan under ERISA. It was recommended by the Executive Committee to move this forward to the full Board during this Board meeting in closed session for final decision. Susan also reported that they were also presented a current Salary Wage Scale in Draft form presented by the CEO, CFO and the Human Resources Manager. Susan reported that they reviewed and recommended it to be presented to the full Board also in closed session for final approval. The second meeting was held July 23rd; the Executive Committee had a brief informational discussion with ERISA Attorney Jeff Chang regarding recommendations for the creation of the Board appointed Pension Committee. The committee also had a preview of the CPA's financial audit which was presented during tonight's meeting. Lastly, the committee also reviewed the preliminary response from Tom Crear regarding the bylaws issue raised by a member of the Board and no actions were taken.
- g) Foundation Report – No one was present to report.
- h) Foster Grandparent Progress Report – Susan Hernandez had nothing to report.
- i) Affordable Housing Committee (ASPIRE) – No one was present to report.
- j) Client Services Report – Susan Hernandez had nothing to report but commented that KRC needed more staff.
- k) KRC Staff Report – Margaret Pyles reported that KRC had a staff member retire and another resign so we have had the "trickle-down effect" and staff have been moving into different positions. Margaret also reported that KRC is currently hiring for a Program Manager to oversee the Ridgecrest and Tehachapi offices.
- l) Board Comments – Jeremy Shumaker asked if there has been any follow up regarding comments made during the All Staff meeting about safety concerns expressed by staff. Duane commented that KRC is working on providing training to our staff and also exploring with other regional centers what they have done to address these issues. Jeremy also commented that he would like to schedule a visit to a vendor location. Shawn Kennemer

commented that NAPD would like to volunteer. Susan asked the Board if they would like to visit during the week or weekend and most preferred weekend. Susan commented that she would work on scheduling something soon.

m) CEO Comments – Duane Law had nothing to comment.

V. **MOTION TO GO INTO CLOSED SESSION:** **M/s/c---** (Brown/Esselman) to go into closed session to address three personnel items. (13-0-0) Richard Rodriguez included in the vote.

VI. **CLOSED SESSION:** Reader is referred to Item. IX. Results of Closed Session.

VII. **MOTION TO GO OUT OF CLOSED SESSION:** **M/s/c---** (Brown/Esselman) to go out of Closed Session and into Open Session. (13-0-0). Richard Rodriguez included in the vote.

VIII. **MOTION TO GO INTO OPEN SESSION:** **M/s/c---** (Esselman/Kennemer) to go into Open Session. (13-0-0). Richard Rodriguez included in the vote.

IX. **RESULTS OF CLOSED SESSION:** The Board reported that they had three items to review. Due to time constraints the Board decided to table Item 3. for the Closed Session in the September Board meeting.

Item 1: The Board of Directors upon review of legal document from ERISA Attorney motioned to approve it's submission to the Internal Revenue Service. **M/s/c---** (Brown/McCormick) to approve the submission of legal document from ERISA Attorney to submit to the Internal Revenue Service. (12-0-1) Richard Rodriguez included in the vote but abstained due to not reviewing the documents as he was just voted into the Board of Directors.

Item 2: The Board of Directors upon review of proposed/revised wage scale motioned to approve Administrations recommendations and format. **M/s/c---** (Kennemer/Shumaker) to approve Administration recommendations and format to the wage scale. (12-0-1). Richard Rodriguez included in the vote but abstained due to not reviewing the documents as he was just voted into the Board of Directors.

X. **ADJOURNMENT:** With no other business, the Board motioned to adjourn the meeting. **M/s/c---** (Esselman/Kennemer) to adjourn the meeting. (13-0-0).

Lorie Stewart, KRC Board Secretary

ACTION LOG

August 5, 2014

1. **M/s/c---** (Kennemer/Meyer) to approve the Agenda with the following additions: under section II. Action and discussion items – Board Activities add A. Bylaws and moved item III. Action and Discussion items – KRC Activities B. Kern Regional Center Bi-Annual Audit – Barbich Hooper King Dill Hoffman up to section II. Action and Discussion Items – Board Activities B, this will move all other items down two. (12-0-0).
2. **M/s/c---** (Meyer/Shumaker) to approve the minutes with the following correction: on page 4 second paragraph under Positive Purpose, the statement “Due to an Audit Finding by DDS regarding CCP rates,” should read “Due to an Audit Finding by DDS regarding CPP rates”. (10-0-2) Shawn Kennemer and Tracy Brown abstained from casting their vote since they were not present during the June Board meeting.
3. **M/s/c---** (Meyer/Kennemer) to approve the Kern Regional Center Bi-Annual Audit for 2012 and 2013 by Barbich Hooper King Dill Hoffman. (12-0-0).
4. **M/s/c---** (Quezada/Kennemer) to appoint Richard Rodriguez to a seat in the Board of Directors for Kern Regional Center. (12-0-0).
5. **M/s/c---** (Stewart/Brown) to hold the next seat available in the Board of Directors for Nickole Mensch when the vacancy arises. (12-0-0).
6. **M/s/c---** (Quezada/Baron) to appoint Lorie Stewart as Board Secretary for the Board of Directors. (13-0-0) Richard Rodriguez included in the vote.
7. **M/s/c---** (Kennemer/Romero) to approve the appointment of the Benefits/Pension Committee and to have Jeremy Shumaker draft a proposal of the composition of the committee including the current Pension Committee and presenting it to the full Board. (13-0-0) Richard Rodriguez included in the vote.
8. **M/s/c---** (Meyer/Romero) to approve Gary Ray as General Counsel for the Board of Directors. (9-1-3) Richard Rodriguez included but abstained from casting his vote as he was just appointed to the Board. Shawn Kennemer and Veronica Quezada abstained from casting their vote. Lorie Stewart voted no.
9. **M/s/c---** (Esselman/Meyer) to approve Shawn as the Chairperson of the Board Policy Review Task Force. (12-0-1) Richard Rodriguez included in this vote. Shawn Kennemer abstained due to vote regarding his appointment.
10. **M/s/c---** (Brown/Esselman) to go into closed session to address three personnel items. (13-0-0) Richard Rodriguez included in the vote.
11. **M/s/c---** (Brown/Esselman) to go out of Closed Session and into Open Session. (13-0-0). Richard Rodriguez included in the vote.
12. **M/s/c---** (Esselman/Kennemer) to go into Open Session. (13-0-0). Richard Rodriguez included in the vote.
13. **M/s/c---** (Brown/McCormick) to approve the submission of legal document from ERISA Attorney to submit to the Internal Revenue Service. (12-0-1) Richard Rodriguez included in the vote but abstained due to not reviewing the documents as he was just voted into the Board of Directors.
14. **M/s/c---** (Kennemer/Shumaker) to approve Administration recommendations and format to the wage scale. (12-0-1). Richard Rodriguez included in the vote but abstained due to not reviewing the documents as he was just voted into the Board of Directors.
15. **M/s/c---** (Esselman/Kennemer) to adjourn the meeting. (13-0-0). Richard Rodriguez included in the vote.