



Orden del día de la reunión de la Mesa Directiva
Martes, 28 de febrero del 2023
6:00 – 7:40 p.m.

General Business			
1. Declaración apertura y presentaciones		Kevin Gosselin	6:00 – 6:05 p.m.
2. Aprobación/adiciones al orden del día	Acción	Kevin Gosselin	6:05 – 6:07 p.m.
3. Reviso y aprobación del acta de la reunión celebrada el 24 de enero de 2023 (Anexo 1 - en inglés)	Acción	Kevin Gosselin	6:07 – 6:10 p.m.
4. Presentación – Iniciativas de Empleo Primero y Progreso en los Servicios de Empleo para Individuos	Info.	Samuel Herrera Jamie Patino, KRC Employment Specialist	6:10 – 6:40 p.m.
5. Input Aportes del público	Info.		6:40 – 6:45 p.m.
New Business			
6. Contrato de Routing Logistics (Anexo 2 – en inglés)	Acción	Enrique Roman	6:45 – 6:55 p.m.
7. Enmienda: Contribución definida del KRC 3105-001 (Anexo 3 – en inglés)	Acción	Tom Wolfgram	6:55 – 7:10 p.m.
8. Plan Estratégico de ARCA (Anexo 4 - en inglés)	Info	Tracey Mensch	7:10 – 7:15 p.m.
Reports			
9. Informe del Presidente de la Mesa Directiva	Info.	Kevin Gosselin	7:15 – 7:20 p.m.
10. Informe de la Directora Ejecutiva	Info.	Dra. Michi Gates	7:20 – 7:30 p.m.
11. Informe financiero a. Informe de POS de diciembre de 2022 (Anexo 5 – en inglés) b. Informe de Operaciones de diciembre de 2022 (Anexo 4 – en inglés)	Info	Tom Wolfgram	7:30 – 7:35 p.m.
12. Informe del Comité Asesor de Proveedores	Info.	Tamerla Prince	7:35 – 7:40 p.m.

Haga clic en el siguiente enlace para unirse al seminario web:

<https://us02web.zoom.us/j/81891289067?pwd=Tnd4M2YxZlA4aTJrdkdjSDZvdE9pdz09>

ID del seminario web: 818 9128 9067 Código de acceso: 584459

Dial-In Number: (206) 337-9723

Próxima reunión de la Mesa Directiva:

28 de marzo, 2023, 6:00 – 7:30 PM

Anexo 1



**Centro Regional Kern
Reunión de la Mesa Directiva
24 de enero del 2023
6:00 – 7:30 p.m.
Seminario web de Zoom**

3200 N. Sillect Avenue ∞ Bakersfield, CA 93308 ∞ 661-327-8531

ACTA

MIEMBROS DE LA MESA DIRECTIVA DE KRC PRESENTES:

Oscar Axume, Tesorero
Kevin Gosselin, Vicepresidente
Carlos Isidoro, Miembro de la Mesa Directiva
Ryan Jones, Miembro de la Mesa Directiva
Tracey Mensch, Delegada de ARCA
Tamerla Prince, Representante del VAC
Donald Tobias, Miembro de la Mesa Directiva
Mark Tolentino, Miembro de la Mesa Directiva
Martin Vasquez, Secretario
Simon Verdugo, Miembro de la Mesa Directiva

PERSONAL DE KRC PRESENTE:

Michi Gates, PhD, Directora Ejecutiva, KRC
Kristine Khuu, Subdirectora de Servicios al Cliente
Celia Pinal, Directora de Servicios al Cliente
Leslie Reynaga, Especialista en Servicios Comunitarios
Enrique Román, Director de Servicios Comunitarios
Tom Wolfgram, director financiero

INTÉRPRETE: Nidya Madrigal Navia

**MIEMBROS DE LA MESA DIRECTIVA DE KRC
AUSENTES:**

Ruth Watterson

INVITADOS PRESENTES:

Cindy Cox, Defensora de Donald Tobias
Adeyinka Glover, OCRA
John Noriega, Defensor de Simon Verdugo
Edwin Pineda, DDS
Jill Smith, Golden Empire Transit
Sandra Van Scotter
Mitzi Villalón
Shawn White

LLAMADA AL ORDEN LA REUNION

El Sr. Kevin Gosselin presidió la reunión de la Mesa Directiva del KRC (Kern Regional Center) y llamó a la reunión al orden a las 6:03 p.m.

APROBACIÓN DE LA AGENDA

La Junta Directiva recibió previamente la agenda de esta noche para su revisión. No se solicitaron cambios ni adiciones.

El Sr. Gosselin solicitó una moción para aprobar la agenda del 24 de enero de 2023, tal como se presentó.

M/S/C: (Mensch, Príncipe)

Sí: 10

Moción aprobada

REVISIÓN DEL ACTA

La Junta Directiva recibió previamente las actas de la reunión de la Junta del 29 de noviembre de 2022 para su revisión. No se solicitaron adiciones ni ediciones. El Sr. Gosselin solicitó una moción para aprobar el acta del 2 al 9 de noviembre de 2022.

M/S/C: (Mensch, Axume)

Sí: 10

Moción aprobada

PRESENTACIÓN DE ADEYINKA GLOVER, DEFENSORA DE LOS DERECHOS DE LOS CLIENTES DE LA OFICINA DE DEFENSA DE LOS DERECHOS DE LOS CLIENTES (OCRA)

Dra. Michi Gates, Directora Ejecutiva

La Dra. Gates presentó a nuestra invitada, Adeyinka Glover, la nueva Defensora de los Derechos de los Clientes y miembro de la Oficina de Defensa de los Derechos de los Clientes (OCRA). La Sra. Glover se presentó a la Junta y dio una breve sinopsis de su historia y experiencia. Ella espera trabajar con todos y familiarizarse con el área de Kern y el personal y los clientes del Centro Regional. Explicó que OCRA es un concesionario de DDS, y a través de la subvención, OCRA está disponible para ayudar a los clientes del Centro Regional mediante la obtención de servicios, educación especial, servicios de apoyo en el hogar, seguridad social y cualquier otro problema relacionado con la discapacidad de una persona. Yinka puso su información de contacto en el mensaje de chat y el Asistente Ejecutivo también enviará la información de contacto a los miembros de la Junta por correo electrónico.

NOMINACIONES Y VOTACIÓN PARA PRESIDENTE Y OTRAS VACANTES DE LA JUNTA

Dos miembros de la Mesa Directiva, Kevin Gosselin y Oscar Axume, tienen términos que expiran en enero de 2023.

Se solicitó una moción para aprobar a Kevin Gosselin como miembro de la Junta hasta el 25 de enero de 2024.

M/S/C: (Mensch, Isidoro)

Sí: 9

Abstenciones: 1 (Gosselin)

Moción aprobada

Se solicitó una moción para aprobar a Oscar Axume como miembro de la Junta hasta el 25 de enero de 2024.

M/S/C: (Príncipe, Mensch)

Sí: 9

Abstenciones: 1 (Axume)

Moción aprobada

Felicitaciones a nuestra Presidenta de la Mesa Directiva, la Dra. Jasmeet Bains, por su reciente victoria a la Asamblea Estatal de California para el Distrito 35. ¡Sabemos que hará grandes cosas! Esto significa que ahora necesitamos nominar y elegir a un nuevo Presidente para la Mesa Directiva de KRC. Kevin Gosselin y Tracey Mensch están interesados en asumir este papel. Oscar Axume nominó a Kevin Gosselin para servir como presidente durante su último año, y luego nominó a Tracey Mensch para servir en el papel de vicepresidente.



Mensch estuvo de acuerdo con esto y aceptó la nominación para Vicepresidente. Todos los miembros estuvieron de acuerdo.

Se solicitó una moción para elegir a Kevin Gosselin como Presidente de la Junta Directiva de KRC hasta el final de su mandato el 25 de enero de 2024.

M/S/C: (Axume, Verdugo)
Sí: 9
Abstenciones: 1 (Gosselin)
Moción aprobada

Se solicitó una moción para elegir a Tracey Mensch como vicepresidenta entrante de la Junta Directiva de KRC.

M/S/C: (Axume, Vásquez)
Sí: 9
Abstenciones: 1 (Mensch)
Moción aprobada

En este punto, el Sr. Gosselin se refirió al punto 1 de la agenda de hoy, dándose cuenta de que no se habían hecho presentaciones, pidió los miembros de la Mesa Directiva y al personal de KRC que se presentaran.

PRESENTACIÓN – HCBS

Leslie Reynaga, Especialista en Servicios Comunitarios, KRC

Leslie Reynaga dio una presentación del programa HCBS. Actualmente hay mucho énfasis en este programa, ya que nos esforzamos por cumplir con la fecha límite de cumplimiento de la Regla de configuración de HCBS en marzo de 2024. La presentación de PowerPoint se adjunta a estas actas.

PRESENTACIÓN – GOLDEN EMPIRE TRANSIT (OBTENER)

Jill Smith, Servicio al Cliente en Golden Empire Transit

Tracey Mensch presentó a Jill Smith, Gerente de Servicio al Cliente de Golden Empire Transit, quien hizo una presentación del sistema de tránsito GET. Jill compartió los servicios disponibles para nuestra comunidad ADA. La presentación de PowerPoint se adjunta a estas actas.

OPINIÓN PÚBLICA

En esta reunión no se presentaron preguntas ni comentarios públicos.

UNAAPROBACIÓN DEL CONTRATO FINAL DE RENDIMIENTO 2023-2024

Enrique Román, Director, Servicios Comunitarios

El contrato de desempeño de KRC 2023-2024 fue aprobado en la reunión de la Mesa Directiva en noviembre. La semana pasada, el contrato de rendimiento KRC 2023-2024 se distribuyó a los miembros de la Mesa Directiva para su revisión y el Sr. Roman ahora se presenta ante el miembro de los directores para presentar el contrato financiero para su aprobación.

M/S/C: (Mensch, Prince)
Sí: 10
Moción aprobada

El contrato de desempeño KRC 2023-2024 ahora se enviará a DDS.

INFORME DEL PRESIDENTE DE LA MESA DIRECTIVA

Kevin Gosselin, Presidente

El Sr. Gosselin expresó su agradecimiento por su elección como presidente y les deseó a todos un Feliz Año Nuevo. En este momento, nos beneficiaría agregar miembros a la Mesa Directiva de KRC. Alentó a todos los miembros de la junta a pensar en personas a las que podrían invitar a postularse a la Junta de KRC y ayudarnos a lo largo de este viaje. Un área de importancia que buscaremos son los antecedentes financieros, ya que el Sr. Axume tomará un receso en 12 meses. La Dra. Gates agrega que la etnia hispana/latina es específicamente necesaria en la Junta para representar a la comunidad KRC de manera apropiada.

INFORME DEL DIRECTOR EJECUTIVO

Dra. Michi Gates, Directora Ejecutiva

La Dra. Gates y Tracey Mensch estuvieron en la reunión de la Mesa Directiva de ARCA celebrada del 18 al 20 de enero de 2023. El presupuesto del Gobernador fue una gran parte de la discusión. El Estado está proyectando un déficit de \$22 mil millones de dólares. A pesar del déficit, los sistemas de centros regionales recibieron mucha atención y varias solicitudes de fondos permanecieron en su lugar. ARCA ha hecho grandes avances en los centros regionales haciéndose más visibles para la legislatura.

1. El aumento de tarifas para los proveedores de servicios por Burns & Associates seguirán adelante.
2. Dado que se utilizó la fórmula básica de dotación de personal para calcular los fondos, hubo un déficit de cuánto dinero se necesitaba para reducir las proporciones de casos para niños de 0 a 5 años a 1:40. El presupuesto propuesto incluye 102 millones de dólares para corregir ese déficit.

ARCA está, y continuará, trabajando en:

1. Abogar por actualizaciones de la Fórmula de Dotación de Personal Básico, junto con la Coalición Lanterman.
2. Crear un sistema donde las tarifas de los proveedores se actualizarán a medida que aumenten los costos.
3. Eliminación permanente de la Cuota Anual del Programa Familiar y del Programa de Participación en los Costos Familiares.

KRC está involucrado en varios proyectos.

1. **Coalición de Familias Tribales de California** - Uno de los entregables de la Coalición de Familias Tribales de California fue proporcionar una capacitación a cada uno de los tres centros, SDRC, FNRC y KRC y, si la capacitación va bien, expandirse a otros centros regionales. La mayoría del personal de KRC asistió a la capacitación el 12 de enero. Fue una sesión increíble, presentando los antecedentes tribales y la historia, y enseñando al personal a ser más sensible culturalmente a nuestras comunidades tribales. No hemos tenido más que experiencias positivas con CTFC.
2. **Fuerza laboral de Early Start** – Esta es una subvención de \$7 millones de la Ley de Rescate Estadounidense con el objetivo de desarrollar una fuerza laboral, específicamente clínica, que sea más diversa culturalmente. El enfoque sería reclutar estudiantes o graduados y, a cambio de su compromiso,

proporcionar reembolso de matrícula o fondos para préstamos estudiantiles. Hemos aceptado participar en este proyecto en colaboración con el Centro Regional Frank D. Lanterman.

3. **Servicios familiares coordinados** - KRC se está asociando con Frank D. Lanterman para este servicio, aprobado el año pasado, como servicios de vida de apoyo para personas (18 años o más) para continuar viviendo en el hogar familiar. Esto se mantiene en línea con la cultura de una familia para tener varias generaciones viviendo en el mismo hogar. Pronto se llevará a cabo una conferencia de licitadores para invitar a los interesados, darles información y luego pedirles que soliciten ser proveedores para este importante servicio. Es un servicio amplio que también sería útil para las personas que tienen padres cuidadores o abuelos ancianos, dándoles un medio para cuidarse a sí mismos cuando los padres / abuelos ya no pueden hacerlo.

La Dra. Gates habló sobre los resultados recibidos de DDS con respecto a las proporciones de casos completadas en octubre. Se midieron ocho categorías de proporciones de casos y, aunque no cumplimos con el requisito de proporción para tres de esas categorías, KRC estaba en o ligeramente por debajo del promedio estatal en esas categorías. Todos los participantes regionales están luchando por encontrar los fondos necesarios para cumplir con los índices de carga de casos y la situación ha sido desafiante. KRC continúa contratando coordinadores de servicios cada mes. Hemos desarrollado un nuevo puesto de Coordinador de Servicios Principal para ayudar a incorporar y capacitar a los muchos coordinadores de servicios entrantes para garantizar su éxito.

La fecha límite de marzo para el cumplimiento de HCBS se acerca rápidamente. Hay un gran porcentaje de proveedores, en todo el estado, que todavía están en proceso de cumplir o que no han presentado nada en absoluto. A DDS le gustaría ver que cada centro regional tenga un noventa por ciento o más con cumplimiento; Actualmente, la mayoría están en el percentil cuarenta a cincuenta. Esto es preocupante. Los proveedores que no cumplan después de la fecha límite serán puestos en un estado de no referencia. Se requerirá que KRC se comunique con las personas que asisten o viven en estos entornos para asegurarse de que entiendan que están siendo atendidos por un proveedor que no cumple con HCBS y proporcionarles otras opciones. Dado que los proveedores que no cumplen con la Regla Final de HCBS no calificarán para la financiación financiera, y el 50% de los pagos se pagan a través de fondos federales, parte de su pago por servicios podría ser retenido. También podría resultar en la terminación de su vendorización. KRC necesita que los proveedores tengan éxito y estamos aquí para apoyarlos y hacer todo lo posible para que cumplan con los requisitos.

El Sr. Tolentino preguntó el número aproximado de clientes que se verían afectados por "no referir" o terminación de proveedores. Enrique Román reporta un número aproximado de 200 o menos. Sin embargo, el progreso actual apunta a cumplir con éxito el requisito antes de la fecha límite.

Daniel Savino de ARCA facilitará un entrenamiento abogacía legislativa en febrero para nuestro grupo Padres Unidos. El propósito de la capacitación es enseñarles cómo abogar ante los legisladores para dar a conocer sus necesidades. Este es un evento positivo y emocionante.

INFORME FINANCIERO

Tom Wolfgram, director financiero

Informe de compra de servicios desde el 30 de noviembre de 2022

Total gastado para el mes que finalizó en el de 30 de noviembre de 2022: \$ 16,529,723

YTD: \$89,825,358

Hasta ahora, KRC ha gastado aproximadamente \$7 millones más en servicios que en esta época del año pasado. Con un estimado de \$2 millones en servicios no facturados, esto nos llevará a \$ 9 millones más de servicios comprados que en esta época del año pasado.



Informe de Operaciones desde el 30 de noviembre de 2022

Gastos totales para el mes que finalizo el 30 de noviembre de 2022: \$ 1,882,953

YTD: \$10,176,883

El Informe de Compra de Servicios y el Informe de Operaciones que finalizan el 30 de noviembre de 2022 se archivan con estas actas.

Informe del Comité Consultivo del V Endor

Tamerla Prince, Representante del VAC

El Comité Asesor de Proveedores celebró una reunión el 24 de enero de 2023 a las 10:00 a.m.

El Comité del VAC y el KRC están trabajando arduamente para ayudar a los proveedores a cumplir con HCBS. Un nuevo grupo llamado *Community of Practice Boot Camp* comenzará el 8 de febrero. Esto ha sido publicado en Constant Contact. Si alguien está interesado, póngase en contacto con Jeff Poplin o Irene.

El Proyecto de Ley de la Asamblea 2188, una nueva Ley Laboral de Cannabis, se discutió en la reunión del VAC. Este bill clasifica a los usuarios como una clase protegida de empleado. Se ha contactado a Bakersfield Drug Testing para obtener información y se están realizando más investigaciones para ver cómo esto podría afectar a los proveedores y al personal.

John Noriega dio una presentación de refuerzo para educar a las fuerzas del orden público sobre el reconocimiento del autismo. El personal de BCBA de KRC ayudará a John en el futuro con este esfuerzo.

El orden del día del Comité Asesor de Proveedores se adjunta a estas actas.

APLAZAMIENTO

Sin nada más que discutir, el Sr. Gosselin levantó la sesión a las 8.18 p.m.

La próxima reunión pública tendrá lugar el martes 28 de febrero de 2023 a las 6:00pm.

Presentado respetuosamente,

*Darlene Pankey
Asistente Ejecutivo*

Anexo 2

MEMORANDUM

TO: BOARD OF DIRECTORS, KERN REGIONAL CENTER

FROM: ENRIQUE ROMAN, DIRECTOR OF COMMUNITY SERVICES

SUBJECT: CONTRACT APPROVAL FOR CONTRACT IN EXCESS OF \$250,000

DATE: FEBRUARY 14, 2023

Board of Directors,

I come before you this evening to request approval of a Contract Addendum for Routing Logistics, Kern Regional Center's (KRC) transportation brokerage services.

KRC finds itself in a position to have to replace its transportation broker. After many years of service to our KRC community, Routing Logistics, considering the untimely passing of Mr. Tom Devlin, Co-owner, has issued notice to KRC that it will cease to provide transportation brokerage services. Mrs. Jeanette Devlin's commitment to KRC, amidst her loss, has not waived and has agreed to provide transportation brokerage services until KRC secures the services of a new transportation broker.

KRC anticipates that the new transportation broker will be vendored and ready to provide KRC with its brokerage services by July 1, 2023, if not sooner.

At this time, KRC seeks Board approval for KRC to enter into an amendment to a transportation brokerage services contract with Routing Logistics and thus requests for the Board to ratify past payments KRC has made to the vendor.

Attached is the draft Contract Amendment for Routing Logistics for your review and consideration.

Respectfully,

Enrique Roman

Enrique Roman
Director of Community Services

**AMENDMENT TO
Agreement for Transportation Broker Services
Routing Logistics
Vendor Number PK3597, Service Code 883**

This Amendment to Agreement for Transportation Broker Services (this “**Amendment**”), dated for reference purposes as of March 1, 2023, is entered into by and between Kern Regional Center, a California nonprofit corporation (“**KRC**”), and Routing Logistics, LLC, a California limited liability company (“**Contractor**”), in accordance with the following facts:

A. KRC and Contractor executed an Agreement for Transportation Broker Services dated 1/1/2015 (the “**Agreement**”) by which Contractor provides transportation broker services to certain individuals receiving KRC’s services (“**Consumers**”).

B. The term of the Agreement expired on December 31, 2019. However, Contractor has been providing services on a month-to-month basis to KRC since that date.

C. The parties intend to amend the Agreement to extend its term. All terms that are defined in the Agreement shall have the same meaning when used herein.

NOW, THEREFORE, in consideration of the following mutual covenants, the parties agree as follows:

1. Extension of Term. The term of the Agreement is hereby extended until June 30, 2023. With prior approval from KRC, Contractor may provide services beyond such date on a month-to-month basis, which services may be terminated at any time by KRC on 30 days' advance written notice to Contractor.

2. Rate of Reimbursement. The current Payment Agreement Addendum, dated September 1, 2021, shall continue to remain in effect until the Agreement terminates. The rate specified on the Addendum is \$22,119.36 per month. A copy of the Payment Agreement Addendum is attached hereto as Exhibit "A".

3. Prior Approval; No Guaranteed Minimums. All services provided or purchases made under the Agreement require KRC’s prior express written authorization. KRC does not guarantee a minimum number of referrals or authorizations.

4. No Other Changes. The Agreement, as modified by this Amendment, remains in full force and effect. All other terms and conditions of the Agreement remain the same.

5. Counterparts; Delivery. This Amendment may be executed in counterparts, each of which shall be deemed an original and both of which shall constitute a single instrument. Signed copies of this Amendment delivered by facsimile or electronically in PDF (or similar format) shall be deemed the same as originals.

Executed in Bakersfield, California as of the date first set forth above.

“**Contractor**”:

Routing Logistics, LLC, a California limited liability company

By: _____
Jeannette Devlin, Owner

2092145.2

“**KRC**”:

Kern Regional Center, a California nonprofit corporation

By: _____
Enrique Roman, CSD Director

Routing Logistics Contract Amendment
KRC Board Review: February 28, 2023
KRC Board Approval: TBD

Draft Strategic Plan

BACKGROUND:

Since Fiscal Year 2013/14, ARCA has operated under a strategic plan to help ensure the work of the staff and the organization as a whole are consistent with its overall goals. As each strategic plan generally covers a three-year period, specific priorities consistent with the plan are identified each year. In October 2022, ARCA Board members and staff participated in a strategic planning retreat to identify the major priorities for the organization for Fiscal Years 2023/24 – 2025/26, which are:

- Funding for Current and Future Needs;
- Flexible and Sustainable Services;
- Preservation of the Lanterman Act and Efficacy of the Developmental Services System; and,
- Inclusive and Equitable Communities and Decision-Making.

The Board of Directors also spent time at the retreat identifying key strategies for approaching the work in the above areas. Since that time, ARCA staff drafted a strategic plan document that incorporates work from the retreat.

ANALYSIS/DISCUSSION:

ARCA's Strategic Plan for Fiscal Years 2023/24 – 2025/26 is now in draft form and ready to share with individual regional center boards as well as various ARCA discipline groups and committees for their comments and feedback. Please keep in mind through the feedback process:


- ARCA's mission is to support regional centers to do their work on behalf of individuals with developmental disabilities in the community.
- This plan is intended to help prioritize work for a three-year period, so it is by design very high level.
- As the group spent a significant amount of time in the pre-retreat survey and at the retreat itself establishing the overall goals (beginning with "ARCA envisions"), ARCA needs feedback that helps to clarify and strengthen those.
- Given the specific strategies (beginning with "ARCA will work to implement this change by") are less refined, comments designed to identify and shape those are welcome.
- After review and discussion, please email feedback to Amy Westling (awestling@arcenet.org) no later than March 31, 2023. This will enable staff and the Strategic Planning Committee to make needed revisions for final approval at the June ARCA Board of Directors meeting.

ATTACHMENT(S): Draft Strategic Plan for Fiscal Years 2023/24 – 2025/26

Anexo 3

MEMORANDUM

TO: BOARD OF DIRECTORS, KERN REGIONAL CENTER

FROM: TOM WOLFGRM, CFO 

SUBJECT: ADMENDMENT TO THE DEFINED CONTRIBUTION RETIREMENT PLAN

DATE: FEBRUARY 21, 2023

Board of Directors,

The Kern Regional Center Defined Contribution Plan 401a (social security replacement plan) currently restricts participants who are age 59 1/2 and older to withdraw funds from the plan in the after-tax money source (employee mandatory contribution) while they are still employed with Kern Regional Center.

We would like to amend the plan to allow the participant to withdraw funds, if desired, once they have obtained the age of 59 1/2 and are still employed with Kern Regional Center.

The amendment has been provided and I come before the Board for approval to amend the plan for this provision.

**ACTION BY THE BOARD OF DIRECTORS
AMENDMENT OF QUALIFIED RETIREMENT PLAN**

The undersigned, on behalf of the Board of Directors, hereby certifies that at a meeting of the Board of Directors of Kern Regional Center ("Employer"), the following resolutions were approved:

WHEREAS, the Employer has maintained the Kern Regional Center Defined Contribution Retirement Plan ("Plan") since 7-1-2018 for the benefit of eligible employees;

WHEREAS, the Employer has decided to amend the above-referenced Plan;

WHEREAS, the Board of Directors has reviewed and evaluated the proposed amendment(s) to the Plan; and

WHEREAS, the Plan document authorizes the Employer to amend the selections under the Adoption Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors has hereby approved the proposed amendment(s) to the Kern Regional Center Defined Contribution Retirement Plan and authorizes the Employer to adopt the amendment, to be effective on 1-1-2023;

RESOLVED FURTHER that the undersigned members of the Board of Directors authorize the execution of the Plan amendment and authorize the performance of any other actions necessary to implement the adoption of the Plan amendment. The members of the Board of Directors may designate any members of the Board of Directors (or other authorized person) to execute the Plan amendment and perform the necessary actions to adopt the amendment. The Employer will maintain a copy of the amendment to the Plan, as approved by the members of the Board of Directors, in its files; and

RESOLVED FURTHER, if the Plan amendment modified the provisions of the Summary Plan Description, Plan participants will receive a Summary of Material Modifications summarizing the changes under the Plan amendment.

The undersigned hereby certifies that he/she is an Authorized Representative of the Employer and that the foregoing is a true record of a resolution duly adopted at a meeting of the Board of Directors, and that said meeting was held in accordance with state law and the Bylaws of the above-named Employer.

IN WITNESS WHEREOF, I have executed my name below as an Authorized Representative of the Employer.

Authorized Representative / Date

**AMENDMENT TO THE KERN REGIONAL CENTER DEFINED CONTRIBUTION
RETIREMENT PLAN (“the Plan”)**

WHEREAS, Kern Regional Center (the “Employer”) maintains the Kern Regional Center Defined Contribution Retirement Plan (the “Plan”) for its employees;

WHEREAS, Kern Regional Center has decided that it is in its best interest to amend the Plan;

WHEREAS, Section 14.01(b) of the Plan authorizes the Employer to amend the selections under the Kern Regional Center Defined Contribution Retirement Plan Adoption Agreement.

NOW THEREFORE BE IT RESOLVED, that the Kern Regional Center Defined Contribution Retirement Plan Adoption Agreement is amended as follows. The amendment of the Plan is effective as of 1-1-2023.

1. The Adoption Agreement is amended to read:

10-2 **APPLICATION TO OTHER CONTRIBUTION SOURCES.** If the Plan allows for Rollover Contributions under AA §C-2 or After-Tax Employee Contributions under AA §6-6, unless elected otherwise under this AA §10-2, a Participant may take an in-service distribution from his/her Rollover Account and After-Tax Employee Contribution Account at any time.

Alternatively, if this AA §10-2 is completed, the following in-service distribution provisions apply for Rollover Contributions and/or After-Tax Employee Contributions:

Rollover	After-Tax	
<input type="checkbox"/>	<input type="checkbox"/>	(a) No in-service distributions are permitted.
<input type="checkbox"/>	<input checked="" type="checkbox"/>	(b) Attainment of age <u>59-1/2</u> [<i>Insert age no later than Normal Retirement Age</i>].
<input type="checkbox"/>	<input type="checkbox"/>	(c) Attainment of Normal Retirement Age.

EMPLOYER SIGNATURE PAGE

PURPOSE OF EXECUTION. This Signature Page is being executed for Kern Regional Center Defined Contribution Retirement Plan to effect:

- (a) The adoption of a **new plan**, effective . *[Note: Date can be no earlier than the first day of the Plan Year in which the Plan is adopted.]*
- (b) The **restatement** of an existing plan in order to comply with the requirements for Cycle 3 Pre-Approved Plans under Rev. Proc. 2017-41.
 - (1) Effective date of restatement: _____ . *[Note: Date can be no earlier than the first day of the Plan Year in which the restatement is adopted.]*
 - (2) Name of plan(s) being restated: _____
 - (3) The original effective date of the plan(s) being restated: _____
- (c) An **amendment or restatement** of the Plan (other than to comply with the requirements for Cycle 3 Pre-Approved Plans under Rev. Proc. 2017-41-49). If this Plan is being amended, a snap-on amendment may be used to designate the modifications to the Plan or the updated pages of the Adoption Agreement may be substituted for the original pages in the Adoption Agreement. All prior Employer Signature Pages should be retained as part of this Adoption Agreement.
 - (1) Effective Date(s) of amendment/restatement: 1-1-2023
 - (2) Name of plan being amended/restated: Kern Regional Center Defined Contribution Retirement Plan
 - (3) The original effective date of the plan being amended/restated: 7-1-2018
 - (4) If Plan is being amended, identify the Adoption Agreement section(s) being amended: §10-2

PRE-APPROVED PLAN PROVIDER INFORMATION. The Pre-Approved Plan Provider (or authorized representative) will inform the Employer of any amendments made to the Plan and will notify the Employer if it discontinues or abandons the Plan. To be eligible to receive such notification, the Employer agrees to notify the Pre-Approved Plan Provider (or authorized representative) of any change in address. The Employer may direct inquiries regarding the Plan or the effect of the IRS Opinion Letter to the Pre-Approved Plan Provider (or authorized representative) at the following location:

Name of Pre-Approved Plan Provider (or authorized representative): The Ryding Company
Address: 2659 Townsgate Road Suite 101 Westlake Village, CA 91361
Telephone number: 805-371-9222

IMPORTANT INFORMATION ABOUT THIS PRE-APPROVED PLAN. A failure to properly complete the elections in this Adoption Agreement or to operate the Plan in accordance with applicable law may result in disqualification of the Plan. The Employer may rely on the Favorable IRS Letter issued by the Internal Revenue Service to the Pre-Approved Plan Provider as evidence that the Plan is qualified under Code §401(a), to the extent provided in Rev. Proc. 2017-41. The Employer may not rely on the Favorable IRS Letter in certain circumstances or with respect to certain qualification requirements, which are specified in the Favorable IRS Letter issued with respect to the Plan and in Rev. Proc. 2017-41. In order to obtain reliance in such circumstances or with respect to such qualification requirements, the Employer may need to apply to the Internal Revenue Service for a determination letter.

By executing this Adoption Agreement, the Employer intends to adopt the provisions as set forth in this Adoption Agreement and the related Plan document. By signing this Adoption Agreement, the individual below represents that he/she has the authority to execute this Plan document on behalf of the Employer. This Adoption Agreement may only be used in conjunction with Basic Plan Document #01. The Employer understands that the Pre-Approved Plan Provider has no responsibility or liability regarding the suitability of the Plan for the Employer's needs or the options elected under this Adoption Agreement. It is recommended that the Employer consult with legal counsel before executing this Adoption Agreement.

Kern Regional Center
(Name of Employer)

(Name of authorized representative) *(Title)*

(Signature) *(Date)*

Anexo 4



**Association of Regional Center Agencies
Strategic Plan
Fiscal Years 2023/24-2025/26**

DRAFT

The Strategic Planning Process

The Intent and Objective: Why a Strategic Plan?

Strategic planning determines where an organization is going, how it's going to get there, and how it'll know if it got there or not. The fundamental purpose of strategic planning is to align the mission and vision with appropriate strategies and initiatives. Without them, the plan exists in a vacuum. And organizations that develop plans without considering mission and vision usually fail in their execution. The value statements are also important to the strategic planning process, as they provide a touchstone for the organization for how business decisions are made, and what are acceptable strategies and tactics. Goals, strategies, and tasks are the cornerstone of every strategic plan. They are the roadmap for where the organization is going. They define what will be accomplished, by whom, and when. By having focused goals, strategies, and tasks — coupled with a strong accountability system — an organization's likelihood of success is enhanced.

The Next Step: Conducting a Strategic Planning Process

In 2012, ARCA began work on the strategic plan that guided its efforts during the 2013-14 through 2015-16 Fiscal Years. The plan was later revised to guide the organization's work during both the 2016-17 through 2018-19 Fiscal Years and the 2019-20 through 2022-23 Fiscal Years. Most recently, ARCA convened a strategic planning retreat in October 2022 to begin work on its updated strategic plan, intended to guide its work in the coming three Fiscal Years. This document is the result of that concentrated discussion, as well as further consultation with ARCA's various discipline groups and committees.

Given the extensive review of the Vision, Mission, and Values of the organization that was undertaken in 2012, it was agreed that they continue to be current and applicable. It was felt that it was essential all regional centers have an opportunity to participate in the strategic planning process. As such, each regional center Executive Director and Board Delegate was asked to jointly complete a survey regarding the current strengths, challenges, and priorities that should be considered as the strategic planning process unfolded.

Vision, Mission, Values

Vision

The Association of Regional Center Agencies effectively represents a strong regional center system that supports Californians with developmental disabilities and the developmental services system.

Mission

The mission of the Association of Regional Center Agencies (ARCA) is to promote, support, and advance regional centers in achieving the intent and mandate of the Lanterman Developmental Disabilities Services Act in providing community-based services that enable individuals with developmental disabilities to achieve their full potential and highest level of self-sufficiency.

Values

The Association of Regional Center Agencies values:

- Respectful interactions with all stakeholders;
- Democratic decision-making among its members;
- Honesty and integrity in communicating with all stakeholders;
- Analysis of relevant information and crafting of policy;
- Assertive leadership and advocacy; and,
- Effective negotiation of agreements with DDS and partner organizations.

Funding for Current and Future Needs

ARCA will pursue funding to enhance stability and supporting greater individual choice while achieving the intent and mandate of the Lanterman Developmental Disabilities Services Act.

ARCA envisions sustainable funding that is adequate to meet mandates and allows California to keep its commitments to people with developmental disabilities through individually-chosen services and lifelong service coordination supported by manageable caseload ratios.

The developmental disabilities service system has seen...

The State has made recent investments to reduce caseload ratios, particularly for targeted populations, and update service provider rates to link them to the actual cost of service delivery, but neither reform is accompanied by a long-term commitment to keep funding levels updated. Steps are being taken to tie reimbursements to individual outcomes, with priority being given to more robust data collection, choice, person-centered planning, and cultural competence. The lack of guaranteed funding leads to annual budgetary vulnerability. In the long term, this uncertainty, coupled with a lack of automatic adjustments in response to inflationary pressures, has resulted in inadequate staffing and high turnover in both regional center and service provider workforces, which compromises quality outcomes for individuals, particularly in the areas of choice of service providers and lifelong person-centered planning.

ARCA will work to implement change by:

1. Directly advocating for rates that are based on the actual cost of service provision and automatically adjust with time, leveraging ARCA's resources to calculate fiscal impacts, connecting advocates to legislative champions and decisionmakers in the Administration, and demonstrating the importance of this due to its impact on individuals served and their families as they seek greater person-centered choice and community participation.
2. Leading efforts to modernize and automatically update regional centers' Core Staffing Formula through a legislative and public relations campaign that includes rich data, cultivation of legislative champions, and advocacy coalition building with active participation from people served, their families, and local and statewide service provider organizations to highlight the importance of supporting robust service coordination.
3. Exploring and pursuing, with the support of stakeholders and governmental champions, reliable funding sources for the developmental services system outside the state's General Fund, beginning with an in-depth analysis of the funding streams for education and behavioral health systems.
4. XXX
5. XXX

Flexible and Sustainable Services

ARCA will pursue reforms to enhance resources to meet individual needs as envisioned in the Lanterman Developmental Disabilities Services Act.

ARCA envisions a developmental services system that efficiently offers a greater variety of services and enhanced choice to people with developmental disabilities in order to empower them to meet their individualized person-centered goals.

The developmental disabilities service system has seen...

A foundational tenet of California's developmental services system is that services and supports should be uniquely tailored to enable each person served to meet his or her individualized goals, which requires the expansion of flexible service models as the people served become increasingly diverse racially, ethnically, and linguistically, as well as in their needs and preferences. The system has seen fiscal constraints and limitations on flexibility in the services it can offer to meet identified needs. Individuals with developmental disabilities and their families are increasingly expressing a desire to access more flexible, innovative, individualized services. The pandemic demonstrated the benefit of flexible service options and control for those served by regional centers and their families, particularly as a tool for increasing service equity and satisfaction.

ARCA will work to implement change by:

1. Building momentum for needed regulatory changes, including through public relations efforts, to enhance service flexibility informed by ideas provided by individuals served and their families through focus groups, surveys, and other means.
2. Promoting the value and importance of regional center flexibility to operationalize DDS directives and statutory and regulatory changes, with input from their local communities.
3. Embedding the philosophy of person-centeredness in formal decision-making processes and community communications and advocating for dedicated funding for person-centered education and training for regional centers and the broader community to empower and support individualized planning and resource matching.
4. XXX
5. XXX

Preservation of the Lanterman Act and Efficacy of the Developmental Services System

ARCA will pursue greater stakeholder and decision-maker understanding and support for the structure of California's developmental services system as outlined in the Lanterman Developmental Disabilities Services Act and Early Intervention Services Act.

ARCA envisions a developmental services system that visibly and effectively supports people with developmental disabilities through regional centers, which maintain their independence, are accountable to, representative of, and embedded in their communities, and earn the support of those served, legislators, and stakeholders.

The developmental disabilities service system has seen...

Regional centers were intentionally designed to meet the needs of their communities by making them responsive to both their state funding source and, through volunteer boards of directors, local communities. Uniform statutes, regulations, and contracts establish a consistent framework for services across regional center catchment areas. Rapid growth in both population served and state fiscal investment have led to increased scrutiny of individual regional centers and the whole service system, as well as questions about the balance between statewide consistency and local flexibility. With the support of various advocacy groups, the Legislature and Administration have increasingly constrained local control in recent years. Since its inception, the developmental services system has enjoyed bipartisan legislative support, but given legislative turnover, it lacks consistent legislative champions.

ARCA will work to implement change by:

1. Educating legislators and staff about the regional center system and the value of its independence through a coordinated media strategy that will include clear, customizable materials, multilingual outreach, and refined talking points augmented by Grassroots Day and ongoing networking.
2. Improving collaboration with stakeholders and decision-makers to champion preservation of the regional center system through regular engagement and educational opportunities, including for those without ready digital access.
3. Enhancing ARCA's role as a recognized authority for quality information and perspectives on the developmental services system through reporting on strengths and challenges, and highlighting the strategies regional centers use to meet the needs of their communities.
4. Developing meaningful metrics supported by clean, actionable information that demonstrate regional center effectiveness through the establishment of standard and consistent definitions, data collection on meaningful outcomes, and periodic evaluation with an eye towards continuous improvement.
5. Supporting greater consistency in performance across all 21 regional centers through the sharing of quality data, the establishment of a peer review and support structure, creation of a cross-regional center intervention and escalation strategy, and formalization of a mentorship process for incoming regional center Executive Directors.

Inclusive and Equitable Communities and Decision-Making

ARCA will pursue reforms to support greater visible and authentic participation of those served by regional centers in all of California's geographic, ethnic, and linguistic communities.

ARCA envisions a developmental services system led by the people it serves that supports their meaningful integration, better aligns with their wants, needs, and aspirations, and enhances their quality of life as measured by data and their satisfaction.

The developmental disabilities service system has seen...

While its origins were in a professional-led medical model, the developmental services system continues to evolve to improve its person-centeredness and its systemic and individually-defined outcomes. Building on an understanding that people are the experts in their own lives, federal guidance now requires the balancing of what is important for the individual with what is important to them. Increasingly, communities are moving from acceptance to integration to inclusion of individuals with disabilities, but there is still a lack of broad understanding of the value their participation brings to community life. Increasingly, there is greater understanding of the importance of hearing from people served directly when possible and following their lead in the development of policy and practices, although much work remains to be done in this area to ensure its more consistent application. Much of the future work in this area can be supported through partnerships with community-based organizations to leverage available funding sources (e.g., Service Access and Equity, Community Grants, Placement Plan/Community Development Plan).

ARCA will work to implement change by:

1. Identifying, supporting, and advancing people served to participate in statewide and local committees, commissions, and initiatives, including those internal to ARCA, through highlighting their strengths, contributions, and expertise.
2. Developing two-way communication and education strategies with diverse communities to support advocacy for improving information and services available to local communities.
3. Increasing the recognition by the general public and other agencies of the presence and contributions of people served by regional centers through public relations and networking efforts.
4. Supporting the work of regional centers and their partners to increase inclusion in community life (e.g., employment and housing) among individuals with developmental disabilities through better outreach tools and advocacy for needed service capacity.
5. Enhancing the capacity of regional centers to develop more culturally sensitive and responsive services and supports through the building of provider capacity that reflects the diversity of various cultural and ethnic communities.
6. Advocating for the flexible development of a greater array of services and supports to meet the needs of people requiring differing levels of support intensity and seeking funding to address identified shortfalls in this area.

Operational Focus Area: Regional Center System Efficacy

ARCA will pursue an effective, efficient organization that promotes the goals and objectives of the ARCA Board of Directors and encourages and supports regional center efforts in California.

ARCA envisions an effective, efficient organization that promotes the goals and objectives of the Board of Directors, and encourages and supports regional center efforts in California.

ARCA will work to implement change by:

1. Fostering relationships with state-level partners and stakeholders, including DDS, the Legislature, the State Council on Developmental Disabilities, The Arc and United Cerebral Palsy California Collaboration, and others.
2. Representing ARCA, the regional centers, and the developmental disabilities service system in legislative and Budget hearings, promoting the developmental disabilities service system at Grassroots Day and other venues, and by being responsive to requests for information, testimony, and formal and informal meetings with state representatives, including members of the Legislature, DDS, and others.
3. Promoting education and information sharing within the ARCA office, with the Board of Directors, its committees and sub-committees, task forces, key stakeholders, and our community.
4. Providing relevant and vital information to internal and external partners in a respectful, clear, and concise manner.
5. Maintaining fiscal responsibility to its regional center members with an unqualified independent audit with no material findings, and operating within budget.

Implementation and Accountability

The Strategic Plan establishes a prioritization of activities for the next three years.

Annual budget and work plan development in each fiscal year should be organized around the focus areas of the Strategic Plan.

Annual focus areas will be developed at the beginning of each fiscal year.

Periodic reporting on progress will ensure there is ongoing awareness of, and engagement with, the plan.

DRAFT

Anexo 5

KERN REGIONAL CENTER
PURCHASE OF SERVICE
FY 2022-2023
AS OF DECEMBER 31, 2022

PURCHASE OF SERVICES	July 2022	August 2022	September 2022	October 2022	November 2022	December 2022	January 2023	February 2023	March 2023	April 2023	May 2023	June 2023	2022-2023 Total
OUT-OF-HOME													
Community Care Facility	5,165,215	5,246,652	5,219,489	5,241,604	5,219,090	5,185,975							31,276,225
ICF/SNF Facility	128,920	159,859	203,682	197,941	182,073	177,897							1,050,372
TOTAL OUT OF HOME	5,294,135	5,406,711	5,423,171	5,439,545	5,401,163	5,363,872							32,328,597
DAY PROGRAMS													
Day Care	51,627	53,088	47,191	46,762	45,475	43,840							286,003
Day Training	2,749,972	3,188,730	3,030,098	2,995,569	2,979,598	2,579,339							17,523,306
Supported Employment	416,697	472,591	453,131	408,011	417,318	334,554							2,502,302
Work Activity Program	8,562	9,740	10,097	8,755	7,685	7,655							52,494
SUBTOTAL DAY PROGRAMS	3,226,858	3,724,149	3,540,517	3,459,117	3,450,076	2,965,388							20,366,105
OTHER SERVICES													
Non Medical Services Prof	362,817	376,202	368,995	356,971	351,782	271,563							2,090,350
Non Medical Services Prog	1,281,111	1,495,947	1,471,483	1,575,042	1,510,808	1,431,661							8,766,052
Home Care Services Prog	13,804	18,410	20,175	17,768	12,962	7,212							90,331
Transportation	466,607	480,714	478,601	433,899	464,434	438,904							2,763,159
Transportation Contracts	511,214	528,076	648,888	461,481	516,030	494,551							3,160,240
Prevention Services	536,953	633,669	612,060	655,043	644,416	220,110							3,302,651
Other Authorized Services	3,523,857	3,676,424	3,593,106	3,646,331	3,530,617	3,103,771							21,074,106
P & I Expense	16,418	10,140	11,372	11,064	19,218	10,910							79,122
Hospital Care	7,500					7,500							7,500
Medical Equipment	1,965	9,562	6,912	7,193	1,557	9,790							36,979
Medical Services Prof	200,089	206,572	198,418	197,558	191,001	156,176							1,150,814
Medical Services Prog	33,516	37,687	35,726	29,440	25,514	24,903							186,786
Respite Care - In Home	2,087,834	2,132,659	2,104,808	2,122,991	2,090,559	731,618							11,270,469
Respite Care - Out of Home	18,656	9,600	9,017	15,768	9,131	21,389							83,561
TOTAL OTHER SERVICES	9,062,341	9,615,662	9,560,561	9,532,549	9,368,429	6,922,578							54,062,120
TOTAL PURCHASE OF SERVICES	17,563,334	18,746,522	18,524,249	18,431,211	18,219,668	15,251,838							106,756,822
COMMUNITY PLACEMENT PLAN													
Community Care Facility	242,832	243,316	299,253	348,344	338,485	338,485							1,810,715
ICF/SNF Facility													-
Day Training													-
Non-Medical Services													-
Non-Medical Services-Programs		1,550		2,115	5,023	5,640							14,328
Transportation													-
Other Authorized Services	951	1,313	3,677	963									6,904
Other Services													-
Medical Care - Prof													-
Community Care Facility													-
TOTAL COMMUNITY PLACEMENT PL	243,783	246,179	302,930	351,422	343,508	344,125							1,831,947
TOTAL PURCHASE OF SERVICE	17,827,117	18,992,701	18,827,179	18,782,633	18,563,176	15,595,963							108,588,769

Anexo 6

KERN REGIONAL CENTER
 OPERATIONS
 FY 2022/2023
 AS OF DECEMBER 31, 2022

	PROPOSED EXPENDITURE	YEAR TO DATE	07/31/22	08/31/22	09/30/22	10/31/22	11/30/22	12/31/22	01/31/23	02/28/23	03/31/23	04/30/23	05/31/23	06/30/23	TOTAL	OVER/UNDER
OPERATIONS																
Salaries & Benefits	20,378,826	10,189,413	1,427,790	1,567,602	2,011,650	1,261,290	1,115,049	1,915,921							9,300,302	889,111
Operating Expenses	5,268,000	2,634,000	306,691	363,842	403,645	530,362	629,596	537,121							2,771,257	(137,257)
SUBTOTAL OPS	25,646,826	12,823,413	1,734,481	1,931,444	2,415,295	1,791,651	1,745,645	2,453,042							12,071,559	751,854
COMMUNITY PLACEMENT PLAN																
Salaries & Benefits	870,375	435,188			30,170	266,852	63,808	48,818							379,477	55,710
Operating Expenses	253,082	126,541			30,170	56,416	47,670	17,708							151,964	(29,423)
SUBTOTAL CPP	1,123,457	561,729			30,170	323,268	111,478	66,526							531,442	30,287
FOSTER GRANDPARENT PROGRAM																
Salaries & Benefits	98,040	49,020	3,823	4,467	6,206	4,467	4,467	4,467							27,897	21,123
Operating Expenses	151,503	75,752	3,444	153	4,221	14,490	11,476	9,633							43,418	32,334
SUBTOTAL FGP	249,543	124,772	7,267	4,620	10,427	18,957	15,943	14,100							71,314	53,457
SENIOR COMPANION PROGRAM																
Salaries & Benefits	65,360	32,680	2,557	2,978	4,137	2,978	2,978	2,978							18,606	14,074
Operating Expenses	101,002	50,501	2,565	194	2,921	8,019	6,910	5,947							28,555	23,946
SUBTOTAL SCP	166,362	83,181	5,122	3,172	7,058	10,997	9,888	8,925							45,161	38,020
TOTAL OPERATIONS	27,186,188	13,593,094	1,746,869	1,939,236	2,462,951	2,144,873	1,882,953	2,542,593							12,719,476	873,618