RESOLUTION - ACTION REQUESTED 2017-602

MEETING: September 12, 2017

TO: The Board of Supervisors

FROM: Steve Johnson, Human Resources Director - Risk Manager

RE: Approve First Amendment to David Donn Consulting, Inc. Agreement

RECOMMENDATION AND JUSTIFICATION:
Approve an Amendment Extending the Agreement with David Donn Consulting, Inc. for the Period of September 1, 2017 through October 31, 2020; and Authorize the Board of Supervisors Chair to Sign the Amendment.

The County has been utilizing the Bill Review and Medical Management services of David Donn Consulting, Inc. (aka: "Donn & Company," “DDC” and “DonnCo”) since January 1, 2016 for its Workers' Compensation Program. The Human Resources/Risk Management Department has been extremely pleased with the significant financial improvements, which totaled $60,565 from January 2016 through May 2017 as evidenced by the latest program management report from DDC.

To continue with effective evaluation and continuous maximization of program performance, staff highly recommends extending the Agreement through October 31, 2020, with an option to extend DDC Model Enforcement & Audit Services for two additional one-year terms at the sole discretion of the County.

The initial term of the current Agreement is January 1, 2016 and terminating October 1, 2017, which is one year following the implementation of the Workers' Compensation Third Party Administrator and the Managed Care Program. The term of the proposed Amendment is September 1, 2017 through October 31, 2020, with an option to extend for two additional one-year terms.

BACKGROUND AND HISTORY OF BOARD ACTIONS:
The original Agreement was approved by the Board of Supervisors on December 15, 2015.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:
A negative action would result in the expiration of the existing Agreement that would impact the current management of the County’s Workers’ Compensation Program and leave it without these services.

FINANCIAL IMPACT:
Savings realized from reduction in overpayment and bill review is anticipated to continue to offset the cost of extending this Agreement. There is sufficient funding in the Workers' Compensation Fund to pay for these services.

ATTACHMENTS:
David Donn Agreement 1-1-2016  (PDF)
David Donn Agreement Amendment 9-1-2017  (PDF)

CAO RECOMMENDATION
Requested Action Recommended

Dallin Kimble
Dallin Kimble, County Administrative Officer  9/7/2017

RESULT:    ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER:     Kevin Cann, District IV Supervisor
SECONDER:  Rosemarie Smallcombe, District I Supervisor
AYES:      Smallcombe, Jones, Long, Cann, Menetrey
FIRST AMENDMENT TO AGREEMENT FOR VENDOR SELECTION & PROGRAM ENFORCEMENT SERVICES

THIS FIRST AMENDMENT TO AGREEMENT FOR VENDOR SELECTION & PROGRAM ENFORCEMENT SERVICES is made and entered into this 1st day of September, 2017, by and between the County of Mariposa, a political subdivision of the State of California, hereinafter referred to as “County”, and David Donn Consulting, Inc., a California corporation (also known as “Donn & Company,” “DDC” and “DonnCo”), hereinafter referred to as “Contractor”.

WHEREAS, the County and Contractor have heretofore entered into a Contract dated January 1, 2016, wherein Contractor agreed to provide program enforcement/audit services relating to the County’s workers’ compensation managed care program; and

WHEREAS, County and Contractor desire to amend said Contract to change the terms and conditions;

NOW, THEREFORE, the parties hereto in consideration of the mutual covenants herein recited, hereby agree as follows:

1. Section VII.B paragraph four is deleted in its entirety and replaced with the following:

“The initial term of this Agreement will begin on the Effective Date of this contract and continue through October 31, 2020. Thereafter, DDC Model Enforcement & Audit services may be extended for two additional one-year terms at the sole discretion of County, by County’s written notice to DDC provided at least 60 (sixty) days prior to termination of this Agreement.”

2. Except as herein amended, the agreement dated January 1, 2016 shall remain in full force and effect.
IN WITNESS WHEREOF, the parties have caused this Amendment to be executed on
the date first above written.

COUNTY OF MARIPOSA:

[Signature]
MARSHALL LONG, Chairman
Mariposa County Board of Supervisors

DAVID DONN CONSULTING, INC.
(aka: DONN & COMPANY, DDC, AND DONNCO)

[Signature]
COURT ORSBORN
President

ATTEST:

[Signature]
RENE LAROCHE
Clerk of the Board

APPROVED AS TO FORM:

[Signature]
STEVEN W. DAHLEM
County Counsel