

## TRI-COUNTY SCHOOLS INSURANCE GROUP

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### EXECUTIVE COMMITTEE MEETING AGENDA Friday, August 16, 2019 at 9:30 AM Sutter County Superintendent of Schools Board Room 970 Klamath Lane, Yuba City, CA 95993

#### ATTENDEES

##### Officers

Sutter Union High School Dist.	Ryan Robison	President
Glenn County Office of Ed.	Randy Jones	Vice President

##### Directors

Brittan	Staci Kaelin
Colusa County Office of Ed.	Serena Morrow
Feather River College	David Burris
Franklin Elementary School Dist.	Lisa Shelton
Lake Tahoe Community College	Shelley Hansen- <b>Absent</b>
Maxwell Unified School Dist.	Danielle Wilson
Modoc Joint Unified School Dist.	Tom O'Malley
Nuestro Elementary School Dist.	Lori Tapia Lindblad- <b>Absent</b>
Plumas Lake Elementary School Dist.	Ajit Kang
Sierra Plumas Joint Unified	Laraine Sei- <b>Absent</b>
Sutter County Supt. of Schools	Ron Sherrod
Wheatland Elementary School Dist.	Craig Guensler
Yuba City Unified School District	Robert Shemwell
Yuba Community College Dist.	Mazie Brewington
Yuba County Office of Education	Mary Pa Hang

##### JPA Board Members

Wheatland Union High School	Jesse Castillo
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##### Employee Benefits Advisory Committee

Plumas Lake Elementary School Dist.	Heather Fowles- <b>Absent</b>
Sutter Union High School Dist.	Lori Texeira- <b>Absent</b>

##### Consultants

Acorn Health Solutions	Tom Partlow
Advisor to TCSIG Executive Board	Mathew D. Evans
Delta Health Systems	Patrick McTighe, Veronica Pepper
Lozano Smith	Nick Clair
Parare	Jason Davis, Jason Parker
USI	Steve Freeman
Woodruff Sawyer	Gail Blagg

##### Staff

Chief Financial Officer	Lynn Whitlock
Finance and Operations Manager	Marisa Garramore
Administrative Clerk	Becca McIntosh

### Visitors

Yuba Community College Dist.	Susan Alves
Yuba Community College Dist.	Brian Condrey
	Stella Condrey
Yuba Community College Dist.	Lisa Jensen
Yuba Community College Dist.	Nili Kirschner
Yuba Community College Dist.	Jesse Ortiz
Yuba Community College Dist.	Meredith Seldon
Retired TCSIG Board Member	Cindy Sutfin
	Allen Sutfin
Sutter County Supt. of Schools	Joe Hendrix

#### A. Call to Order

President Ryan Robison called the meeting to order at 9:30AM.

#### B. Flag Salute

#### C. Roll Call

##### I. Establish a Quorum

#### D. Public Comments

This is an opportunity for members of the public to address the Executive Board on any matter within the Executive Board's jurisdiction that is not listed on the Agenda. To ensure fair and equal treatment of all who appear before the Executive Committee, and to expedite Executive Committee business, speakers will be limited to three minutes. The three-minute per speaker time limitation may be extended for good cause by the President, or by the majority vote of the executive committee. Anyone wishing to be placed on the Agenda for a specific topic should contact the TCSIG office and submit correspondence at least 10 days before the desired date of appearance.

Brian Condrey from Yuba Community College stated exclusion #22 is discriminatory and that it should be removed. Brian Condrey stated he is frustrated that it has not been removed to date. Brian Condrey wanted to see an Employee Benefits Advisory Committee (EBAC) meeting and feels they need to be more timely.

Nili Kirschner from Woodland Community College, Yuba Community College District, stated she was disappointed no action had been taken and warned that retaliation may be coming. Ms. Kirschner asked the Board to remove exclusion #22.

Jesse Ortiz from Yuba Community College requested clarification on when Plan Exclusion #22 will be discussed at the meeting today. Nick Clair, Lozano Smith clarified that there will not be discussion on Plan Exclusion #22 but it is an action item for the board to vote on. Mr. Clair informed Mr. Ortiz that public comment is his time to talk on the matter. Mr. Ortiz requested that Mazie Brewington read a comment that was prepared by Yuba Community College Chancellor, Douglas Houston as he is unsure when it will be shared during the meeting. Mr. Ortiz stated that Chancellor Houston wanted it to be a public comment so it cannot be read in closed session.

Meredith Seldon from Yuba Community College spoke regarding Plan Exclusion #22. She stated she supports what Nili Kirschner and Brian Condrey has said.

Jesse Ortiz from Yuba Community College clarified with Mr. Clair that it is okay for Mazie Brewington, Yuba Community College District to read Chancellor Houston's comment for public comment.

**Message read by Mazie Brewington:**

Good morning colleagues on the Tri-County Schools Group JPA Board.

I have ask the YCCD representative, Mazie Brewington, to read this message on my behalf at today's Executive Committee meeting in regards to Agenda item I.4

Let me start by expressing my appreciation and respect for your work representing the TCSIG member institutions. While an administrator at Butte College, I served for many years on the Butte Schools JPA so I understand first hand your responsibilities and the numerous challenges you navigate in designing and providing health care solutions for member institutions and our employees.

That said, let me share my concerns with Exclusion #22; they are twofold. The first is with respect to the exclusion of specific transgender transition services in the TCSIG plans and the second is with respect to excluding services from transgender people; these are two separate and distinct concerns.

My first concern is that the provision expressly excludes certain transition services; the exclusion of these services may, in and of itself, be discriminatory. I say "may" to acknowledge that the state of the law is not fully developed as to whether and which transition services are protected as a civil right. Even that the state of the law is unsettled, the question of which transition services to cover in the TCSIG plans is really only a matter of health care plan design and cost. It is my understanding from meeting with TCSIG Director Matt Evans that an analysis/actuarial study is underway regarding the cost implications of including transition services in the TCSIG plans; I request that this study be completed quickly and a recommendation be provided for member institutions and the TCSIG Board to consider.

My second concern is even more problematic. The language of Exclusion #22, apart from using antiquated terms, is ambiguous and therefore could result in the denial of health care services to transgender people; services that are routinely provided to others. That may not be the intent but that has evidently been the effect in practice. As an example, a person could be refused covered treatment for a condition if a doctor codes that treatment as "in connection with" transgenderism even though another patient would have that treatment covered if not so "connected." This is blatantly discriminatory and I cannot believe that to be the intent of TCSIG; it is certainly not the intent of YCCD. At a minimum Exclusion #22 must be rewritten to correct this.

Thank you for your consideration in this matter.

**Dr. Douglas B. Houston, Chancellor**  
Yuba Community College District

Mr. Ortiz thanked Ms. Brewington for reading Chancellor Houston's comments and stated he was here today to support Yuba Community College's position regarding Plan Exclusion #22. Mr. Ortiz requests that the board remove Plan Exclusion #22 and that it be dealt with in a more inclusionary way. He spoke on AB 711 and stated the TCSIG board is in the position to continue this type of change and he is asking the board to make sure it happens.

E. Consent Agenda

1. Approval of Minutes: June 28, 2019
2. Approval of Payments: June 2019, July 2019  
Motion to approve June 28, 2019 meeting minutes and approve payments for June 2019: Craig Guensler  
Second the motion: Robert Shemwell  
The motion was approved unanimously by the voting members present as listed on page 1.

F. Reports

1. President's Report
2. Administrator Report  
No reports at this time.

G. Information and Discussion Items

1. Amend 2019 Calendar and 2020 Calendar  
TCSIG – Marisa Garramore

Marisa Garramore provided an overview of the proposed amendments to the 2019 TCSIG Meeting Calendar and the 2020 TCSIG Meeting Calendar. Ms. Garramore proposed adding a meeting to October 25, 2019 and to move the 2020 JPA meeting to March 20, 2019.

2. Resolution acknowledging retired Board Member Cindy Sutfin  
Matt Evans

Mr. Evans thanked retired Board Member Cindy Sutfin for her years of service and for the extra volunteer hours she put in as part of the Subcommittee. Mr. Evans stated she brought expertise and vision to the table to help with the reorganization of TCSIG. Mr. Freeman thanked Ms. Sutfin for her work on the Board. Ms. Sutfin then thanked everyone for her time on the Board. Ms. Sutfin also spoke about how through her years on the Board she has gotten to see the growth of TCSIG. Marisa Garramore and Lynn Whitlock also thanked Ms. Sutfin for her service and for always being helpful.

3. Sexual Assault Molestation / Active Shooter Training  
Parare – Jason Parker, Jason Davis

Jason Parker and Jason Davis presented their backgrounds and experiences in law enforcement, active shooter, human trafficking, and medical training. Mr. Parker then explained that their company provides active shooter, human trafficking or sexual assault/molestation trainings for schools or business. Mr. Parker spoke about how the sexual assault/ molestation training is specific to what schools are facing. Mr. Parker then spoke about their active shooter trainings where they work with the schools to coordinate with local law enforcement, fire and medical to have a plan in place if there ever is an active shooter. Mr. Parker also spoke about other trainings they offer like Stop the Bleed or Awareness for Children.

Mr. Davis then spoke on the liability and lawsuits related to active shooters. Mr. Davis stressed how it is important to be proactive instead of reactive when it comes these issues.

4. Self Resolution – Review Amendments to SELF JPA Agreement  
Matt Evans

Matt Evans provided the board with an overview of the amendments SELF has requested in their JPA agreement.

Entered closed session: 10:22AM

#### H. Closed Session

1. Claims (I) pursuant to Subdivision (b) 54956.95 and 6276.26
2. Personnel Pursuant to Section 54957(b) and Section 54957.6
3. Report on status of programs and contracts pursuant to Government Code Section 54950; 6276.02 and 54956.87; 6276.30; 6276.44; 6276.48; 11126; 6254.25(h)(ii)
4. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION (Government Code 54956.9)  
Significant Exposure to Litigation Pursuant to Paragraph (2) of Subdivision (d) of Section 54956.9  
Three potential cases

Returned to open session: 12:36PM

President Ryan Robison reported action was taken during closed session to authorize the Management Subcommittee to finalize negotiations with Mr. Evans and TCSIG Staff.

#### I. Action Items

1. Resolution - Cindy Sutfin Retirement  
Motion to approve Resolution 2019-013: Lisa Shelton  
Second: Craig Guensler  
The motion was approved unanimously by the voting members present as listed on page I.
2. Resolution – Amend Meeting Calendar  
Motion to approve Resolution 2019-015 and 2019-016: Danielle Wilson  
Second: Serena Morrow  
The motion was approved unanimously by the voting members present as listed on page I.
3. Resolution - Approving Amendments to SELF JPA Agreement  
Motion to approved Resolution 2019-014: Tom O'Malley  
Second: Robert Shemwell  
The motion was approved unanimously by the voting members present as listed on page I.

4. Action to modify or eliminate Plan Exclusion #22  
Motion to remove Plan Exclusion #22 from the PPO Plan Document and the CDHP Plan Document: Mazie Brewington  
Motion not seconded; motion failed

Motion to continue discussion on modifying or eliminating Plan Exclusion #22 at the October 25, 2019 meeting: Serena Morrow  
Second: Ryan Robison  
The motion was approved unanimously by the voting members present as listed on page 1.

J. Items for Next Agenda

K. Adjournment

Motion to adjourn meeting: Craig Guensler  
Second: Tom O'Malley  
The motion was approved unanimously by the voting members present as listed on page 1.

Meeting adjourned at 12:40PM