



Los Angeles County
Board of Supervisors

June 04, 2014

Gloria Molina
First District

Mark Ridley-Thomas
Second District

Zev Yaroslavsky
Third District

Don Knabe
Fourth District

Michael D. Antonovich
Fifth District

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

Mitchell H. Katz, M.D.
Director

Hal F. Yee, Jr., M.D., Ph.D.
Chief Medical Officer

Christina Ghaly, M.D.
Deputy Director, Strategic Planning

**APPROVAL OF AMENDMENT TO MEMORANDUM OF UNDERSTANDING
WITH CHARLES DREW UNIVERSITY OF MEDICINE AND SCIENCE FOR
HIV/AIDS EARLY INTERVENTION SERVICES
(2ND DISTRICT)
(3 VOTES)**

SUBJECT

Request approval to amend a Memorandum of Understanding with Charles Drew University of Medicine and Science for the continued provision of Early Intervention Services to persons seeking HIV/AIDS services at Martin Luther King, Jr. Multi-Service Ambulatory Care Center's Oasis Clinic.

IT IS RECOMMENDED THAT THE BOARD:

1. Authorize the Director of Health Services (Director), or his designee, to execute an Amendment to the Memorandum of Understanding (MOU) with Charles Drew University of Medicine and Science (CDU) effective upon Board approval to extend the term of the MOU, for the period of July 1, 2014 through June 30, 2015, for the continued provision of Early Intervention Services (EIS) to persons seeking HIV/AIDS services at the Martin Luther King, Jr. Multi-Service Ambulatory Care Center (MLK MACC) Oasis Clinic with no payment due to CDU and with automatic renewals for four additional one year terms through June 30, 2019, provided that, for each renewal year, CDU receives Ryan White Care Act (Ryan White) funding under the same terms and conditions as its current funding.

2. Delegate authority to the Director, or his designee, to execute Amendments

313 N. Figueroa Street, Suite 912
Los Angeles, CA 90012

Tel: (213)240-8101
Fax: (213) 481-0503

www.dhs.lacounty.gov

*To ensure access to high-quality,
patient-centered, cost-effective health
care to Los Angeles County residents
through direct services at DHS facilities
and through collaboration with
community and university partners.*



www.dhs.lacounty.gov

to the MOU with CDU to: 1) make non-material adjustments to CDU's and the Department of Health Services (DHS) obligations described in the MOU; and 2) revise or incorporate provisions consistent with all applicable State and/or federal law and regulations, County Ordinances and Board policy.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

CDU has provided EIS in the MLK MACC Oasis Clinic (Oasis Clinic) for several years using funds awarded to CDU under Ryan White. The services provided at the Oasis Clinic include, but are not limited to, HIV counseling, outreach, screening and initiation of testing related to confirming the presence of HIV.

Approval of the first recommendation will allow the Director to execute an Amendment to the MOU with CDU, substantially similar to Exhibit I, for the continued provision of EIS and related services to County patients at the Oasis Clinic through June 30, 2019, subject to continued Ryan White funding.

Approval of the second recommendation will allow the Director flexibility to amend the MOU should non-material changes, such as revisions in the hours of services, space and space-related support, scheduling and registration services become necessary; and incorporate or revise provisions consistent with all applicable State and/or federal law and regulations, County Ordinances and Board policy.

Implementation of Strategic Plan Goals

The recommended actions support Goal 3, Integrated Services Delivery, of the County's Strategic Plan.

FISCAL IMPACT/FINANCING

CDU will reimburse County on a cost related basis for certain laboratory services, and will bear its own expenses for the EIS.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

In July 2003, the Health Resources and Services Administration (HRSA) awarded a grant to fund EIS through Ryan White Part C to CDU. A subsequent HRSA EIS grant, effective July 1, 2009 through June 30, 2010, offered additional resources to provide needed outreach services at the Oasis Clinic. The Grant Project Period for the HRSA EIS grant was extended and currently ends on June 30, 2014. However, CDU believes that it will be awarded additional grant funding for the period July 1, 2014 to June 30, 2015

CDU has provided EIS at the Oasis Clinic for just over ten years, with Ryan White funds that it receives through grants from HRSA.

The MOU outlines the responsibilities of DHS and CDU to meet the goals of the HRSA funded EIS at the Oasis Clinic. DHS provides the appropriate space and space-related support services, registration and financial screening services, and laboratory services.

In the existing MOU, both parties have agreed to mutual indemnification and that shall continue in full force upon execution of the extension. The MOU contains provisions allowing termination by either party with at least 30 days advance written notice to the other party.

County Counsel has approved Exhibit I as to use and form.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Approval of the recommended actions will ensure that EIS continues to be provided to HIV/AIDS patients at the Oasis Clinic without interruption.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mitchell Katz". The signature is written in a cursive, somewhat stylized font.

Mitchell H. Katz, M.D.
Director

MHK:ls

Enclosures

c: Chief Executive Office
County Counsel
Executive Office, Board of Supervisors

MEMORANDUM OF UNDERSTANDING BETWEEN THE CHARLES DREW UNIVERSITY
OF MEDICINE AND SCIENCE AND THE COUNTY OF LOS ANGELES/DEPARTMENT OF
HEALTH SERVICES

Amendment No. 1

THIS AMENDMENT is made and entered into this _____ day of
_____, 20___,

By and between

COUNTY OF LOS ANGELES
(hereafter "County"),

And

CHARLES DREW UNIVERSITY
OF MEDICINE AND SCIENCE
(hereafter "Contractor")

Business Address:
1731 E. 120th Street
Los Angeles, California 90059

WHEREAS, reference is made to that certain document entitled "Memorandum of Understanding between the Charles Drew University of Medicine and Science and the County of Los Angeles/Department of Health Services (MOU)" dated July 1, 2009 and further identified as Agreement No.: H-704257, and any amendments thereto (all hereafter referred to as "MOU") and,

WHEREAS, it is the intent of the parties hereto to amend MOU to extend its term for the period of July 1, 2014 through June 30, 2015, with four one-year automatic renewals

WHEREAS, it is the intent of the parties hereto to amend the MOU to update certain terms and conditions to the MOU, and to provide for the other changes set forth herein; and

WHEREAS, Contractor warrants that it continues to possess the competence, expertise and personnel necessary to provide services consistent with the requirements of this Agreement and consistent with the professional standard of care for these

NOW, THEREFORE, THE PARTIES HERETO AGREE AS FOLLOWS:

1. This Amendment shall commence and be effective upon Board approval.
2. MOU, Paragraph 1.0, TERM AND TERMINATION, Sub-Paragraph A, is deleted in its entirety and replaced as follows:

"1.0. TERM AND TERMINATION:

- A. The term of this MOU shall commence on July 1, 2009, and shall continue in full force and effect until June 30, 2015 and shall be automatically renewed for four additional terms through June 30, 2019, provided that for each renewal term, CDU receives funding under the same terms and conditions as its current funding. During the initial term and any renewal term, this MOU may be terminated in writing by either party, with or without cause, upon the giving of at least thirty (30) days written notice to the other party in accordance with Paragraph 10, ADMINISTRATION, of the MOU.
3. MOU, Paragraph 21, NOTICES, Sub-Paragraphs A and B shall be deleted in its entirety, and revised as follows:

- A. Notices to County shall be addressed as follows:

Collins U. Nwadiogbu
MLK MACC Administration
12021 S. Wilmington Avenue, Room 1057B
Los Angeles, CA 90059
Phone: 310 668-4611
Fax: 310 638-8193
E-mail: cnwadiogbu@dhs.lacounty.gov

- B. Kathy Hanks, C.P.M., Director
Contracts and Grants Division
313 North Figueroa Street, 6th Floor East
Los Angeles, CA 90012
Phone: (213) 240-7819
Fax: (213) 250-2958
E-mail: khanks@dhs.lacounty.gov

- C. Notices to Charles Drew University shall be addressed as follows:

James Main
Senior Vice President & Chief Operating Office
Administration and Finance
Charles R. Drew University of Medicine & Science
1731 East 120th Street
Los Angeles, CA 90059
Phone: (323) 563-4874
Fax: (323) 563-5987
email address: jamesmain@cdrewu.edu

4. Except for the changes set forth hereinabove, the MOU shall not be changed in any respect by this Amendment.

IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Amendment to be executed by the County's Director of Health Services and Contractor has caused this Amendment to be executed in its behalf by its duly authorized officer, the day, month, and year first above written.

COUNTY OF LOS ANGELES

By: _____
Mitchell H. Katz, M.D.
Director of Health Services

CONTRACTOR

CHARLES DREW UNIVERSITY OF MEDICINE
AND SCIENCE

By: _____
Signature

Printed Name

Title

APPROVED AS TO FORM:
John Krattli, County Counsel

By: _____
Principal Deputy County Counsel