

CALIFORNIA VENDORS POLICY COMMITTEE
MOTIONS FROM CVPC MEETING
May 18, 2006
Sacramento, CA
(with Department Responses)

MOTION 2006.017. Moved that the committee accept the minutes of the March 15, 2006 California Vendors Policy Committee meeting and the Responses to the motions for the March 15, 2006 as distributed.

Moved: Delegate Griffith
Seconded: Delegate Martin-Hanlon
Absent: Delegate Culbert
Vote: Passed Unanimously

Response: **No response required.**

MOTION 2006.018. Moved that CVPC request a written response for to the CVPC's recommendations for SB 87 Vendor Loan Program. On March 15, 2006 the BEP Program Manager was given a copy of the Committee's report. In the vein of co-operation and good faith CVPC believes it is necessary for the department to share the proposed loan plan within 30 days of receipt of this motion.

In the event CVPC does not receive a draft or a reasonable written response issuing an appropriate timeframes for; CVPC hereby gives the Executive Committee members the authority for whatever action necessary to promote this completion, including the filing of grievances if necessary.

Re-read with Friendly Amendment:

MOTION 2006.018. Moved that CVPC request a written response for to the CVPC's recommendations for SB 87 Vendor Loan Program. On March 15, 2006 the BEP Program Manager was given a copy of the Committee's report. In the vein of co-operation and good faith CVPC

believes it is necessary for the department to share the proposed loan plan within 45 days of receipt of this motion.

In the event CVPC does not receive a draft or a reasonable written response issuing an appropriate timeframes for; CVPC hereby gives the Executive Committee members the authority for whatever action necessary to promote this completion, including the filing of grievances if necessary.

Moved: Delegate Hanlon
Seconded: Delegate Martin-Hanlon
Absent: Delegate Culbert
Vote: Passed Unanimously

Response: Deputy Director Tony Candela has been working on the SB 87 loan plan and will be submitting a written response prior to the next CVPC meeting.

MOTION 2006.019. Moved that CVPC request a written response for to the CVPC's recommendations for the DOR's Draft "Roles and responsibilities of BEP, Vendors and Contractors in the Operation of Vending Facilities on Military Installations". On March 15, 2006 the BEP Program Manager was given a copy of the Committee's recommendations. In the vein of co-operation and good faith CVPC believes it is necessary for the department to share a preliminary draft of the proposed regulatory language within 30 days of receipt of this motion.

In the event CVPC does not receive a draft or a reasonable written response issuing an appropriate timeframes for DOD regulatory languages; CVPC hereby gives the Executive Committee members the authority for whatever action necessary to promote this completion, including the filing of grievances if necessary.

Moved: Delegate Hanlon
Seconded: Delegate Murphy
Absent: Delegate Culbert
Vote: Passed Unanimously

Response: The Department has a new plan to address the DOD regs section and the entire regulations package. Under the proposed new plan CVPC, BEP staff, and DOR legal staff will all participate in a workshop to complete the Rules and Regs in a timely manner.

MOTION 2006.020. Moved that to ensure active participation of the committee, CVPC is requesting the following information in a report to CVPC before each regularly scheduled meeting. In compliance with the open meeting act, this report needs to be to the committee members no less than 15 working days prior to each meeting. These reports shall show monthly totals for the current fiscal year. BEP will either use facility numbers or give each vendor a designation number by facility. The name of the reports and the content for the reports is as follows:

BEP Workers Compensation Program

- a. Facility premium payment delinquencies by vendors
- b. Loans made to vendors to pay past due premium payments
- c. List of vendors with loans, who have been allowed to apply for new facilities with a wavier given by the BEP Program Manager
- d. If wavier granted, percentage of loan paid off at time of wavier
- e. By facility any claims paid out
- f. List dollar amounts paid out by vendor for plan deductibles per claim

BEP Liability Insurance Plan

- a. Facility premium payment delinquencies by vendors
- b. Loans made to vendors to pay past due premium payments
- c. List of vendors with loans, who have been allowed to apply for new facilities with a wavier given by the BEP Program Manager
- d. If wavier granted, percentage of loan paid off at time of wavier

- e. By facility any claims paid out
- f. List dollar amounts paid out by vendor for plan deductibles per claim

These reports are not to replace any Program Manager's report.

Moved: Delegate Griffith
Seconded: Delegate Hanlon
Absent: Delegate Culbert
Vote: Passed Unanimously

Response: **The Program Manager will attempt to provide as much of this information as possible. Most of the information requested is not provided on management forms and is not readily available.**

MOTION 2006.021. Moved that to ensure active participation of the committee, CVPC is requesting the following information in a report to CVPC before each regularly scheduled meeting. In compliance with the open meeting act, this report needs to be to the committee members 15 working days prior to each meeting.

- a. Current total number of facilities being operated as an interim.
- b. Each interim will be listed by facility number and address.
- c. List the vendors operating those interims.
- d. Date interim began.
- e. Date interim will end.
- f. Designate by number, any extensions of interims planned.

Moved: Delegate Evans
Seconded: Delegate Hanlon
Absent: Delegate Culbert
Vote: Passed Unanimously

Response: **This information is available and will be included in the quarterly report. It will be provided before the next CVPC meeting in July.**

(This motion in accordance with the Bylaws required a 2/3 vote to be heard) (Vote to hear the motion carried unanimously.)

MOTION 2006.022. Moved that the Standards and Procedures Subcommittee assigns 1 person to with all Subcommittee Chairperson in order to set up guidelines for priorities from important issues that must be Reviewed, updated and be reported by each Subcommittee to the full CVPC committee each term. On approved these guidelines will be included in the CVPC Bylaws

Moved: Delegate Begian
Seconded: Delegate Hanlon
Absent: Delegate Culbert
Vote: Passed Unanimously

Response: No response required.

(This motion in accordance with the Bylaws required a 2/3 vote to be heard) (Vote to hear the motion carried unanimously.)

MOTION 2006.023. Moved that CVPC request that a ballot go out to all licensed BEP vendors within 30 days. This will establish the following policy for immediate implementation by the Business Enterprises Program. Licensees shall be given 10 days to return the ballot. When a majority is established by the vendors the department will implement this policy within the next 30 days.

When a vendor is certified to have a physical illness, and it prevents that vendor from participating physically on the premises of their facility; the vendor may request a leave of absence or resignation from their facility for the following benefit:

The vendor and/or their spouse shall be covered by the Business Enterprises Program health insurance plan for a period of 12 months, after their signature of a resignation or leave of absence.

If an absence of longer than 6 months is necessary the vendor's resignation will be tendered allowing the BEP to circulate their facility for permanent selection.

If absence is 6 months or less BEP shall place an interim vendor on site for that period of time.

This coverage shall be paid from the vendor set aside fund to act as the encouragement for their resignation, allowing BEP to circulate the business enterprise.

Moved: Delegate Griffith
Seconded: Delegate Hanlon
Absent: Delegate Culbert
Vote: Motion Passed

District One – No
District Two – Yes
District Three – Absent
District Four – Yes
District Five – Chairperson

District Six – No
District Seven – No
District Eight - No
District Nine – Yes
District Ten - Yes

(Tie voted, Chairperson cast his vote as yes.)

Response: The program has no problem with CVPC sending out a ballot to all licensed vendors, and program staff is willing to assist with the mailing of the ballots. Vendors need to be aware that the costs as paid from the trust fund for this motion would range from approximately \$400 to \$580 per month (depending on their provider and part of the state) per participating vendor (up to \$6960 a vendor per year). The health insurance plan payments are not matched by federal dollars. Health insurance costs continue to climb and the

BEP vendors' health plan went up \$100,000 last year and is expected to go up again some this year.

MOTION 2006.024. Moved to adjourn at 4:55 p.m.

Moved: Delegate Begian
Seconded: Delegate Murphy
Absent: Delegate Culbert
Vote: Passed Unanimously

Response: No response required.