

# California Victim Compensation and Government Claims Board

## Open Meeting Minutes

June 19, 2007, Board Meeting

The California Victim Compensation and Government Claims Board (Board) convened its meeting in open session at the call of the Chair, Rosario Marin, Secretary, State and Consumer Services Agency, at 400 R Street, Sacramento, California, on Tuesday, June 19, 2007, at 9:10 a.m. Also present were Board members Les Kleinberg, Deputy Controller, acting for and in the absence of John Chiang, Controller; and Michael Ramos, San Bernardino County District Attorney.

Board staff present included Karen McGagin, Executive Officer; Tom O'Connor, Chief Deputy Executive Officer; and Garry Ness, Chief Counsel. Tisha Heard, Board Liaison, recorded the meeting.

The Board meeting commenced with the Pledge of Allegiance.

### **Item 1. Minutes May 22, 2007, Board Meeting**

The Board voted to adopt the minutes of the May 22, 2007, Board meeting.

### **Item 2. Public Comment**

The Board opened the meeting for public comment. No public comment was offered.

### **Item 3. Executive Officer's Statement**

The Executive Officer reported the following information:

- VCP payments were \$55 million for the first three quarters of the 2006-07 fiscal year. At this pace, VCP payouts for the year are projected to surpass last year's total of \$66 million.
- The VCP recently published a comprehensive brochure with information on benefits available to victims of violent crime and expanded information on restitution and the appeals process. The VCP brochure is available in English and Spanish.
- The VCGCB's goal of "Excellence in Customer Service," as outlined in the 2006 Strategic Plan, is being pursued through new technology and a telephone system which includes call routing when accessing the customer service number. A provider ombudsman is now available to address provider issues and resolve billing issues.
- CaRES three pilot counties, Sacramento, San Joaquin, and San Bernardino Counties, have provided feedback to the VCGCB on enhancements and upgrades that are needed to ensure an efficient system. New features that have been added to CaRES include summary screens; expanded capabilities for creating and managing letters to applicants and providers; enhanced document capture and document management systems; high capacity "super-fax" machines for the county offices; and new server hardware and software to improve system performance.
- The VCGCB is tracking the federal budget to monitor the status of the VOCA fund.

Chairperson Marin recommended a series of radio interviews with the Board to inform the public of the services the VCP provides to victims of violent crime.

### **Government Claims Program**

#### **Item 4. Consent Agenda (Nos. 1- 495)**

Government Claims Program consent agenda totals listed on page 17 of the consent agendas were changed to reflect the correct amount of \$175,844.85.

Betty Armine, Principal, Stead Backflow Prevention Services, Inc., claim number G563701, item number 110 on the consent agenda, appeared. The Board voted to remove claim number G563701, item number 110, from the consent agenda for further review from staff.

The following five items listed below were removed from the consent agenda for the following reasons:

1. Item number 106, G558855, moved to the discuss agenda.
2. Item number 122, G558808, affected department agreed to pay the claimant.
3. Item number 217, G566411, claimant requested staff review additional information.
4. Item number 337, G567331, claimant submitted additional information for Board staff review.
5. Item number 406, G567642, affected department will submit a recommendation.

The Board voted to adopt the staff recommendations for numbers 1-495 with the exception of the numbers noted above.

**Item 5. First Security Shredding** **G558316**

The Board voted to adopt the staff recommendation to allow the claim in the total amount of \$690.00 to be paid pursuant to Government Code section 965 (agency pay).

**Item 6. Northrop Grumman Information Technology** **G558690**

The Board voted to adopt the staff recommendation to allow the claim in the total amount of \$127,673.00 to be paid under authority of Government Code section 965 (agency pay).

**Item 7. San Diego County Probation Department** **G561550**

The Board voted to adopt the staff recommendation to allow the claim in the amount of \$715.58 to be paid pursuant to Government Code section 13928 (legislative pay).

**Item 8. Jackson & Coker Locum Tenens, LLC** **G565174**

Donna Corbin, Government Claims Coordinator, California Department of Corrections and Rehabilitation, appeared.

Joe Schofield, Senior Sales Associate, Jackson & Coker Locum Tenens, LLC, appeared.

The Board voted to adopt the staff recommendation to allow the claim in the total amount of \$114,378.00 to be paid pursuant to Government Code section 965 (agency pay).

**Item 9. Delmarva Foundation for Medical Care, Inc.** **G565932**

The Board voted to adopt the staff recommendation to allow the claim in the total amount of \$101,232.00 to be paid pursuant to Government Code section 965 (agency pay).

**Claim of Ridder Alvarez** **G558855**

Ridder Alvarez, claimant, appeared.

This claim was moved from the consent agenda to discuss.

The Board, on its own motion, voted to allow the claim in the total amount of \$1,395.80, to be paid pursuant to Government Code section 965 (agency pay).

**Item 10. Request for Delegation of Authority Under Government Code section 935.6  
Department of General Services**

The Board voted to adopt the staff recommendation to approve the request for delegation of authority by the Department of General Services to settle and pay or reject timely claims that do not exceed \$1,000 per claim.

**Item 11. Applications for Discharge of Accountability for Collection**

The Board voted to approve the staff recommendation to discharge accountability for uncollectible accounts 64 requests by departments and boards totaling \$268,768,468.31, pursuant to Government Code section 13940, et seq.

**Item 12. Protest of Sacramento Flow Control, Inc.  
Invitation for Bid No. CCI116SF1002-RB**

Samuel Niece attorney, Thelen Reid Brown Raysman & Steiner, LLP appeared.

Danni Lam and Tracy Talamontez, manager of procurement, Department of Corrections and Rehabilitation, appeared.

The Board voted to send the protest back to the hearing officer for further hearing.

**Victim Compensation Program**

The Board commenced the Victim Compensation Program portion of the meeting at 10:12 a.m.

**Contract Report**

The Executive Officer presented the contract report to the Board.

**Legislative Update**

Frances Chacon, Deputy Executive Officer, Legislation and Public Affairs Division, presented the VCGCB Legislative Update to the Board.

**Consent Agenda (Nos. 1- 11)**

The Board voted to adopt the staff recommendations.

**Requests for Reconsideration  
Recommendations: Deny (Nos. 12-23)**

The Board voted to adopt the staff recommendations to deny the reconsiderations.

**Reconsiderations Following Board Action on a Proposed Decision  
Recommendations: Deny (Nos. 24 & 25)**

The Board voted to adopt the staff recommendations to deny the reconsiderations.

**Proposed Decisions Following Failure to Appear  
(Nos. 26- 35)**

The Board voted to adopt the proposed decisions.

**Closed Session**

Pursuant to Government Code sections 11126 (a), 11126(c)(3), and 11126(e), the Board adjourned into Closed Session with the Board's Executive Officer, Chief Deputy Executive Officer, and Chief Counsel at 10:21 a.m. to deliberate on the proposed decisions, numbers 36-74, and to confer with and receive advice from counsel regarding personnel matters and pending litigation.

The Board reconvened into open session at 10:31 a.m.

**Open Session**

The Board voted to adopt the proposed decisions for numbers 36-74.

**Adjournment**

The Board meeting adjourned at 10:32 a.m.

Karen McGagin  
Executive Officer

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I certify that the California Victim Compensation and Government Claims Board adopted these minutes at its meeting of August 23, 2007, at Sacramento, California.

Date: August 23, 2007

By: \_\_\_\_\_

Board Liaison

(Affix Seal here)