

RESOLUTION NO. 071358

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

*** * * * ***

RESOLUTION AUTHORIZING: A) THE PRESIDENT OF THE BOARD TO EXECUTE AN AGREEMENT WITH HEALTH ADVOCATES, LLC FOR COST RECOVERY SERVICES AT SAN MATEO MEDICAL CENTER FOR THE TERM MAY 1, 2011 THROUGH APRIL 30, 2014, IN AN AMOUNT NOT TO EXCEED \$2,952,000, WHICH SHALL BE PAID SOLELY ON A CONTINGENCY BASIS FROM AMOUNTS RECOVERED UNDER THE AGREEMENT; AND B) HEALTH ADVOCATES, LLC—ON BEHALF OF SAN MATEO COUNTY AND SAN MATEO MEDICAL CENTER PATIENTS—TO UNDERTAKE CERTAIN LEGAL ACTIONS IN SUPPORT OF THE COST RECOVERY SERVICES OUTLINED IN THE AGREEMENT; AND C) THE CHIEF OF THE HEALTH SYSTEM OR DESIGNEE TO EXECUTE CONTRACT AMENDMENTS WHICH MODIFY THE COUNTY'S MAXIMUM FISCAL OBLIGATION BY NO MORE THAN \$25,000 (IN AGGREGATE), AND/OR MODIFY THE CONTRACT TERM AND/OR SERVICES SO LONG AS THE MODIFIED TERM OR SERVICES IS/ARE WITHIN THE CURRENT OR REVISED FISCAL PROVISIONS.

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, San Mateo Medical Center (SMMC) conducted a Request for Proposal (RFP) process for Cost Recovery Services; and

WHEREAS, Health Advocates, LLC (Health Advocates) was selected by the RFP evaluation based on firm qualification and experience along with their proposed approach methodology; and

WHEREAS, both parties now wish to enter into an Agreement for Cost Recovery Services for the period of May 1, 2011 through April 30, 2014, in the amount of \$2,952,000, which shall be paid solely on a contingency basis from amounts recovered by Health Advocates under the Agreement; and

071358

WHEREAS, in order to perform these services, Health Advocates needs the ability to undertake certain legal actions outlined in the Agreement on behalf of San Mateo County and SMMC patients, including: filing liens when authorized by law; reviewing provider contracts to ensure contract compliance; processing, negotiating, and intervening in legal actions relating to recovery; participating and representing San Mateo County and/or patients in relation to administrative hearings addressing eligibility and other matters; litigating Treatment Authorization Request and insurance denial appeals; processing and responding to civil attorney correspondence and discovery (subpoenas) in relation to such insurance and third-party recovery actions; and performing other actions outlined in the Agreement; and

WHEREAS, this Board has been presented with a form of such Agreement, has examined and approved it as to both form and content, and desires to enter into it.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the President of this Board of Supervisors be and is hereby authorized and directed to execute said Agreement for and on behalf of the County of San Mateo, and the Clerk of the Board shall attest the President's signature thereto.

BE IT FURTHER RESOLVED that Health Advocates is hereby authorized to undertake certain legal actions outlined in the Agreement on behalf of San Mateo County and SMMC patients.

BE IT FURTHER RESOLVED that the Chief of the Health System or designee

is authorized to execute contract amendments which modify the County's maximum fiscal obligation by no more than \$25,000 (in aggregate), and/or modify the contract term and/or services so long as the modified term or services is/are within the current or revised fiscal provisions.

* * * * *

Regularly passed and adopted this 26th day of April, 2011.

AYES and in favor of said resolution:

Supervisors:

CAROLE GROOM

DON HORSLEY

ROSE JACOBS GIBSON

ADRIENNE J. TISSIER

NOES and against said resolution:

Supervisors:

NONE

Absent Supervisors:

NONE

Carole Groom

President, Board of Supervisors
County of San Mateo
State of California

Certificate of Delivery

I certify that a copy of the original resolution filed in the Office of the Clerk of the Board of Supervisors of San Mateo County has been delivered to the President of the Board of Supervisors.

R. Romero

Rebecca Romero, Deputy
Clerk of the Board of Supervisors

071358