

1 [Participation Agreement - Retroactive - Federal Centers for Medicare & Medicaid Services -
2 Innovative Dementia Care Program - Anticipated Revenue to the City \$3,500,000]

3 **Resolution retroactively authorizing the San Francisco Department of Public Health**
4 **(“DPH”) to enter into a Participation Agreement with the Federal Centers for Medicare &**
5 **Medicaid Services to provide federal funding for an innovative dementia care program,**
6 **for a term of 10 years and 26 days from June 5, 2024, through June 30, 2034, having**
7 **anticipated revenue of \$3,500,000 and authorizing DPH to make necessary, non-**
8 **material changes to the agreement that DPH determines, in consultation with the City**
9 **Attorney, are necessary to correct clerical and/or administrative errors, as long as**
10 **those changes are consistent with this Resolution.**

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12 WHEREAS, The Federal Centers for Medicare & Medicaid Services (“CMS”) sponsors
13 an innovative payment and service delivery program called Guiding an Improved Dementia
14 Experience (“GUIDE”), to test whether providing an alternative payment methodology to
15 deliver a broad package of care management and coordination, caregiver education and
16 support, and GUIDE Respite Services to Medicare beneficiaries with dementia and their
17 caregivers reduces the expenditures while preserving or enhancing quality of care; the San
18 Francisco Department of Public Health (DPH) applied for and CMS accepted DPH to
19 participate in the New Program Track of the GUIDE program; as a participant in the New
20 Program Track, DPH anticipates receipt of \$3,500,000 in revenue over a term of 10 years and
21 26 days; and

22 WHEREAS, Charter, Section 9.118(a) requires Board of Supervisors’ approval by
23 Resolution of any contract which, when entered into, anticipates revenue of one million dollars
24 or more; and
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WHEREAS, Charter, Section 9.118(b) requires Board of Supervisors' approval by Resolution of any contract which, when entered into, extends over 10 years; and

WHEREAS, The GUIDE Participation Agreement (“Agreement”) provides that any dispute resolution process under the agreement shall not be construed to negate, diminish, or otherwise alter the applicability of existing laws, rules, and regulations or determinations made by the City, which would include applicable sections of the San Francisco Charter and/or Administrative Code; and

WHEREAS, The City Attorney's Office reviewed the GUIDE Participation Agreement and notified DPH that it is prepared to approve the agreement as to form on the sole condition that DPH obtains Board approval of the agreement, retroactively, if necessary, in the event CMS created a GUIDE Participant Agreement term in excess of 10 years; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby retroactively approves the GUIDE Participation Agreement contained in File No. 240828; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes DPH to enter into any amendments or modifications to the GUIDE Participation Agreement that DPH determines, in consultation with the City Attorney, are necessary to correct clerical and/or administrative errors, as long as those changes are consistent with this Resolution.

RECOMMENDED:

/s/

Dr. Grant Colfax
Director of Health