



**Contra
Costa
County**

To: Board of Supervisors
From: Anna Roth, Health Services Director
Date: April 12, 2022

Subject: Cancellation Agreement #27-735-10 and Contract #27-735-11 with David D. Gilbert, MD, Inc. (dba Diablo Eye Associates)

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Health Services Director, or designee, to execute on behalf of the County, as follows: (1) Cancellation Agreement #27-735-10 with David Gilbert, M.D., an individual, effective at the end of business on April 30, 2022; and (2) Contract #27-735-11 with David D. Gilbert, MD, Inc. (dba Diablo Eye Associates), a professional corporation, in an amount not to exceed \$300,000, to provide ophthalmology services for Contra Costa Health Plan (CCHP) members, for the period from May 1, 2022 through April 30, 2025.

FISCAL IMPACT:

This contract will result in contractual service expenditures of up to \$300,000 over a three-year period and will be funded 100% by CCHP Enterprise Fund II revenues. (No rate increase)

BACKGROUND:

CCHP has an obligation to provide certain specialized optometry health care services for its

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **04/12/2022** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Diane Burgis, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: April 12, 2022

Monica Nino, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

Contact: Sharron Mackey,
925-313-6104

members under the terms of their Individual and Group Health Plan membership contracts with the County.

BACKGROUND: (CONT'D)

This contractor has been in the CCHP Provider Network providing ophthalmology services as an Individual since February 1, 2008.

On February 2, 2021, the Board of Supervisors approved Contract #27-735-7 with David Gilbert, M.D., in an amount not to exceed \$300,000 for the provision of ophthalmology services for CCHP members, for the period from February 1, 2021 through November 30, 2024.

In consideration of the contractor's change in legal status from an individual to a professional corporation and the agreement to continue providing services, both parties have agreed to 1) cancel the current contract in accordance with General Conditions Paragraph 5 (Termination), of the contract (Cancellation Agreement #27-735-10), and 2) establish a new contract with the same terms and conditions for the next three years.

Approval of Contract #27-735-11 will allow contractor to continue to provide ophthalmology services, as a professional corporation, with the new contract term of May 1, 2022 through April 30, 2025.

CONSEQUENCE OF NEGATIVE ACTION:

If the cancellation is not approved, the contractor's legal status will remain incorrect. If the new contract is not approved, certain specialized ophthalmology services for CCHP members under the terms of their Individual and Group Health Plan membership contracts with the County will not be provided.