



## SUMMARY OF PROCEEDINGS

### KERN COUNTY HOSPITAL AUTHORITY BOARD OF GOVERNORS

**Kern Medical Center  
1700 Mount Vernon Avenue  
Conference Room 1058  
Bakersfield, California 93306**

Regular Meeting  
Wednesday, February 12, 2020

11:30 A.M.

BOARD RECONVENED

Board Members: Alsop, Berjis, Bigler, Brar, McLaughlin, Pelz, Sistrunk  
ROLL CALL: 6 Present; 1 Absent - Berjis

NOTE: The vote is displayed in bold below each item. For example, Alsop-McLaughlin denotes Director Alsop made the motion and Director McLaughlin seconded the motion.

CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT: ALL ITEMS LISTED WITH A "CA" ARE CONSIDERED TO BE ROUTINE AND APPROVED BY ONE MOTION.

BOARD ACTION SHOWN IN CAPS

#### PUBLIC PRESENTATIONS

- 1) This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board. Board members may respond briefly to statements made or questions posed. They may ask a question for clarification, make a referral to staff for factual information or request staff to report back to the Board at a later meeting. In addition, the Board may take action to direct the staff to place a matter of business on a future agenda. **SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE AND SPELL YOUR NAME BEFORE MAKING YOUR PRESENTATION. THANK YOU!**  
**NO ONE HEARD**

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 2) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Government Code section 54954.2(a)(2))  
**NO ONE HEARD**

RECOGNITION

- 3) Presentation by the Chief Executive Officer recognizing staff for achieving Public Hospital Redesign and Incentives in Medi-Cal (PRIME) quality improvement metrics –  
MADE PRESENTATION; MARINDA DUTOIT, CLINICAL DIRECTOR, MATERNAL CHILD SERVICES AND SHAHZAD CHAUDHRY, DIRECTOR, BEHAVIORAL HEALTH, HEARD

ITEMS FOR CONSIDERATION

CA

- 4) Minutes for Kern County Hospital Authority Board of Governors regular meeting on January 15, 2020 –  
APPROVED  
**Sistrunk-Alsop: 6 Ayes; 1 Absent - Berjis**

CA

- 5) Proposed Amendment No. 4 to Agreement 2016-030 with Valley Neurosurgery and Neurorestoration Center, A Medical Corporation, an independent contractor, for professional medical services in the Department of Surgery for the period July 1, 2016 through June 30, 2021, deleting neurodiagnostic monitoring services and technician support, and reducing the maximum payable by \$300,760, from \$10,968,792 to \$10,668,032 –  
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 005-2020  
**Sistrunk-Alsop: 6 Ayes; 1 Absent - Berjis**

CA

- 6) Proposed Agreement with Neurodiagnostic Workforce LLC, an independent contractor, for neurodiagnostic monitoring services from February 12, 2020 through February 11, 2021, in an amount not to exceed \$376,000 –  
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 006-2020  
**Sistrunk-Alsop: 6 Ayes; 1 Absent - Berjis**

CA

- 7) Proposed increase in the number of Microsoft Volume Licenses and purchase of additional security licenses through Microsoft Enterprising Agreement 11418 with affiliate Dell, Inc., an independent contractor, increasing the maximum payable by \$1,321,643, from \$637,565 to \$1,959,208, to cover the term –  
APPROVED  
**Sistrunk-Alsop: 6 Ayes; 1 Absent - Berjis**

- 8) Kern County Hospital Authority Chief Financial Officer report –  
RECEIVED AND FILED  
**Pelz-McLaughlin: 6 Ayes; 1 Absent - Berjis**



- 9) Kern County Hospital Authority Chief Executive Officer report –  
RECEIVED AND FILED  
**Brar-McLaughlin: 6 Ayes; 1 Absent - Berjis**

CA

- 10) Claims and Lawsuits Filed as of January 31, 2020 –  
RECEIVED AND FILED  
**Sistrunk-Alsop: 6 Ayes; 1 Absent - Berjis**

ADJOURNED TO CLOSED SESSION  
**Pelz-Sistrunk**

CLOSED SESSION

- 11) Request for Closed Session regarding peer review of health practitioners (Health and Safety Code Section 101855(j)(2)) – SEE RESULTS BELOW
- 12) Request for Closed Session regarding peer review of health facilities (Health and Safety Code Section 101855(j)(2)) – SEE RESULTS BELOW
- 13) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
(Government Code Section 54956.9(d)(2), (e)(2).) Number of cases: One (1) Significant exposure to litigation in the opinion of the Board of Governors on the advice of legal counsel, based on: Facts and circumstances, including, but not limited to, an accident, disaster, incident, or transactional occurrence that might result in litigation against the Authority and that are known to a potential plaintiff or plaintiffs – SEE RESULTS BELOW
- 14) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
(Government Code Section 54956.9(d)(2), (e)(3).) Number of cases: One (1) Significant exposure to litigation in the opinion of the Board of Governors on the advice of legal counsel, based on: The receipt of a claim pursuant to the Government Claims Act or some other written communication from a potential plaintiff threatening litigation, which non-exempt claim or communication is available for public inspection – SEE RESULTS BELOW
- 15) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Martin L. Goldman, M.D., an individual v. Kern County Hospital Authority, et al., Kern County Superior Court Case No. BCV-18-100390 SDS – SEE RESULTS BELOW
- 16) PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Title: President, Hospital and Clinic Operations (Government Code Section 54957) – SEE RESULTS BELOW
- 17) Request for Closed Session for the purpose of discussion or taking action on authority trade secrets (Health and Safety Code Section 101855(e)(1)) – SEE RESULTS BELOW

RECONVENED FROM CLOSED SESSION  
**Alsop-McLaughlin**

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

Item No. 11 concerning Request for Closed Session regarding peer review of health practitioners (Health and Safety Code Section 101855(j)(2)) – HEARD; BY A UNANIMOUS VOTE OF THOSE DIRECTORS PRESENT (MOTION BY DIRECTOR BRAR, SECOND BY DIRECTOR SISTRUNK; 1 ABSENT - DIRECTOR BERJIS), THE BOARD APPROVED ALL PROVIDERS RECOMMENDED FOR INITIAL APPOINTMENT, REAPPOINTMENT, REVIEW/RELEASE OF PROCTORING, AND VOLUNTARY RESIGNATION OF PRIVILEGES; NO OTHER REPORTABLE ACTION TAKEN

Item No. 12 concerning Request for Closed Session regarding peer review of health facilities (Health and Safety Code Section 101855(j)(2)) – HEARD; NO REPORTABLE ACTION TAKEN

Item No. 13 concerning CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code Section 54956.9(d)(2), (e)(2).) Number of cases: One (1) Significant exposure to litigation in the opinion of the Board of Governors on the advice of legal counsel, based on: Facts and circumstances, including, but not limited to, an accident, disaster, incident, or transactional occurrence that might result in litigation against the Authority and that are known to a potential plaintiff or plaintiffs – HEARD; NO REPORTABLE ACTION TAKEN

Item No. 14 concerning CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code Section 54956.9(d)(2), (e)(3).) Number of cases: One (1) Significant exposure to litigation in the opinion of the Board of Governors on the advice of legal counsel, based on: The receipt of a claim pursuant to the Government Claims Act or some other written communication from a potential plaintiff threatening litigation, which non-exempt claim or communication is available for public inspection – HEARD; NO REPORTABLE ACTION TAKEN

Item No. 15 concerning CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Martin L. Goldman, M.D., an individual v. Kern County Hospital Authority, et al., Kern County Superior Court Case No. BCV-18-100390 SDS – HEARD; NO REPORTABLE ACTION TAKEN

Item No. 16 concerning PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Title: President, Hospital and Clinic Operations (Government Code Section 54957) – HEARD; NO REPORTABLE ACTION TAKEN

Item No. 17 concerning Request for Closed Session for the purpose of discussion or taking action on authority trade secrets (Health and Safety Code Section 101855(e)(1)) – HEARD; NO REPORTABLE ACTION TAKEN

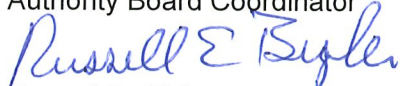
ADJOURNED TO WEDNESDAY, MARCH 18, 2020, AT 11:30 A.M.

**Brar**



/s/ Mona A. Allen

Authority Board Coordinator



/s/ Russell E. Bigler

Chairman, Board of Governors  
Kern County Hospital Authority