



SUMMARY OF PROCEEDINGS

KERN COUNTY HOSPITAL AUTHORITY BOARD OF GOVERNORS

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

Regular Meeting
Wednesday, March 15, 2017

11:30 A.M.

BOARD RECONVENED

Directors present: Berjis, Bigler, Lawson, Pelz, Sistrunk
Directors absent: McGauley, McLaughlin

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

CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT: ALL ITEMS LISTED WITH A "CA" WERE 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. Also, 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))

DIRECTOR BERJIS INVITED THE BOARD TO ATTEND THE ROSS UNIVERSITY SCHOOL OF MEDICINE STUDENT UNION RIBBON CUTTING CEREMONY IN APRIL

DIRECTOR SISTRUNK REPORTED ON HER GREATER APPRECIATION FOR THE ORGANIZATION AND KERN MEDICAL STAFF FOLLOWING HER “DOC-FOR-A-DAY” EXPERIENCE IN FEBRUARY

CHAIRMAN BIGLER THANKED CHIEF EXECUTIVE OFFICER RUSSELL V. JUDD FOR HIS PRESENTATION ON KERN MEDICAL TO THE CLIPPER CLUB

RECOGNITION

- 3) Presentation by the Chief Executive Officer recognizing the Kern County Hospital Authority Board of Governors on its first anniversary –
MADE PRESENTATION

ITEMS FOR CONSIDERATION

CA

- 4) Minutes for Kern County Hospital Authority Board of Governors regular meeting on February 18, 2017 –
APPROVED
Lawson-Sistrunk: 5 Ayes; 2 Absent - McGauley, McLaughlin

CA

- 5) Proposed retroactive Amendment No. 2 to Agreement 051-2012 with Owens & Minor Distribution, Inc., an independent contractor, for clinical supply technology and centralized inventory management services, extending the term for two years from October 28, 2016 through October 27, 2018, and increasing the maximum payable by \$292,000, from \$725,000 to \$1,017,000, to cover the extended term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 2017-022
Lawson-Sistrunk: 5 Ayes; 2 Absent - McGauley, McLaughlin

CA

- 6) Proposed retroactive Agreement with AMN Healthcare, Inc., an independent contractor, for temporary nurse staffing from August 11, 2016 through August 10, 2017, in an amount not to exceed \$3,000,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 2017-023
Lawson-Sistrunk: 5 Ayes; 2 Absent - McGauley, McLaughlin

CA

- 7) Proposed retroactive Amendment No. 1 to 717-2016 with the County of Kern, as represented by Behavioral Health and Recovery Services (f/k/a Kern County Mental Health), for the provision of reciprocal mental health services, revising the fee schedule, effective January 1, 2017, at no additional cost –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 2017-024
Lawson-Sistrunk: 5 Ayes; 2 Absent - McGauley, McLaughlin

CA

- 8) Proposed Software Use Agreement with Strata Decision Technology LLC, an independent contractor, for management reporting software and fees from March 16, 2017 through March 15, 2022, in an amount not to exceed \$2,056,164 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 2017-025
Lawson-Sistrunk: 5 Ayes; 2 Absent - McGauley, McLaughlin

CA

- 9) Proposed retroactive Amendment No. 1 to Kern County Hospital Authority Defined Contribution Plan for Physician Employees (As Amended and Restated Effective July 1, 2016), revising the definitions of full-time physician and part-time physician, effective January 1, 2017 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 2017-026
Lawson-Sistrunk: 5 Ayes; 2 Absent - McGauley, McLaughlin

CA

- 10) Proposed liquidation of the Kern County Hospital Authority Defined Contribution Plan for Physician Employees Trust (a/k/a "Fund A") established pursuant to the Trust Agreement with Wells Fargo Bank to hold, administer and distribute Trust assets, and termination of the Trust Agreement with Wells Fargo Bank –
APPROVED; ADOPTED RESOLUTION 2017-004
Lawson-Sistrunk: 5 Ayes; 2 Absent - McGauley, McLaughlin

CA

- 11) Proposed reappointments of Members Amir Berjis, M.D. and Stephen Pelz to the Kern County Hospital Authority Board of Governors, terms to expire June 30, 2020 –
REFERRED TO KERN COUNTY BOARD OF SUPERVISORS TO MAKE REAPPOINTMENTS
Lawson-Sistrunk: 5 Ayes; 2 Absent - McGauley, McLaughlin

- 12) Presentation by the Chief Operating Officer regarding Kern Medical facilities –
RECEIVED AND FILED
Pelz-Lawson; 5 Ayes; 2 Absent - McGauley, McLaughlin
 - 13) Kern County Hospital Authority Chief Financial Officer report –
RECEIVED AND FILED
Berjis-Pelz; 5 Ayes, 2 Absent - McGauley, McLaughlin
 - 14) Kern County Hospital Authority Chief Executive Officer report -
RECEIVED AND FILED
Pelz-Sistrunk; 5 Ayes, 2 Absent - McGauley, McLaughlin
- CA
- 15) Claims and Lawsuits Filed as of February 28, 2016 –
RECEIVED AND FILED
Lawson-Sistrunk: 5 Ayes; 2 Absent - McGauley, McLaughlin

ADJOURNED TO CLOSED SESSION
Sistrunk-Pelz

CLOSED SESSION

- 16) Request for Closed Session regarding peer review of health practitioners (Health and Safety Code Section 101855(j)(2)) – SEE RESULTS BELOW
- 17) Request for Closed Session regarding peer review of health facilities (Health and Safety Code Section 101855(j)(2)) – WITHDRAWN
- 18) PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Title: Chief Executive Officer (Government Code Section 54957) – SEE RESULTS BELOW
- 19) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Government Code Section 54956.9(d)(2), (e)(2).) Number of Cases: Three hundred sixty-seven (367) 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
- 20) 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
Lawson-Berjis

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

Item No. 16 concerning a 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 LAWSON, SECONDED BY DIRECTOR PELZ; 2 ABSENT - MCGAULEY, MCLAUGHLIN), THE BOARD APPROVED ALL PROVIDERS RECOMMENDED FOR INITIAL APPOINTMENT, REAPPOINTMENT, RELEASE OF PROCTORING, ADVANCE IN STAFF STATUS, FOCUSED PROFESSIONAL PRACTICE EVALUATION, AND AUTOMATIC TERMINATION OF PRIVILEGES; NO OTHER REPORTABLE ACTION TAKEN

Item No. 17 concerning a Request for Closed Session regarding peer review of health facilities (Health and Safety Code Section 101855(j)(2)) – WITHDRAWN

Item No. 18 concerning PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Title: Chief Executive Officer (Government Code Section 54957) – HEARD; NO REPORTABLE ACTION TAKEN

Item No. 19 concerning CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code Section 54956.9(d)(2), (e)(2).) Number of cases: Three hundred sixty-seven (367) 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. 20 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, APRIL 19, 2017 AT 11:30 A.M.

Pelz



/s/ Raquel D. Fore
Authority Board Coordinator



/s/ Russell E. Bigler
Chairman, Board of Governors
Kern County Hospital Authority