



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, April 18, 2018**

11:30 A.M.

BOARD RECONVENED

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

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 REPORTED ON THE WITHDRAWAL OF THE SURGERY RESIDENCY PROGRAM ACCREDITATION BY THE ACGME AND THE PLAN TO REAPPLY IN THE NEAR FUTURE; DIRECTOR BERJIS INVITED BOARD MEMBERS TO ATTEND THE ANNUAL RESEARCH FORUM AT BAKERSFIELD COUNTRY CLUB ON WEDNESDAY, MAY 2 AT 5:00 PM; DIRECTOR BERJIS ANNOUNCED THAT THE RESIDENT GRADUATION WILL BE HELD AT BAKERSFIELD MUSIC HALL OF FAME ON THURSDAY, MAY 31

RECOGNITION

- 3) Presentation of service awards by the Chief Executive Officer to nine Kern Medical employees with 25, 30, and 35 years of service –
MADE PRESENTATION

ITEMS FOR CONSIDERATION

CA

- 4) Minutes for Kern County Hospital Authority Board of Governors regular meeting on March 21, 2017 –
APPROVED
Lawson-Pelz: All Ayes

CA

- 5) Proposed retroactive Amendment No. 1 to Agreement 002-2018 with Desert Hand and Plastic Surgery PC, an independent contractor, for professional medical services in the Department of Surgery for the period April 9, 2018 through April 8, 2021, revising the compensation methodology, and decreasing the maximum payable by \$1,100,000, from \$2,700,000 to \$1,600,000, effective April 9, 2018 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 015-2018
Lawson-Pelz: All Ayes

CA

- 6) Proposed retroactive Amendment No. 1 to Agreement 001-2018 with Matthew M. Malerich, M.D., Incorporated, an independent contractor, for professional medical services in the Department of Surgery for the period April 9, 2018 through April 8, 2021, revising the compensation methodology, and decreasing the maximum payable by \$1,100,000, from \$2,700,000 to \$1,600,000, effective April 9, 2018 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 016-2018
Lawson-Pelz: All Ayes

CA

- 7) Proposed purchase of real property located at 1941 Flower Street, APN 138-032-04, from Rajvir Gill, for a purchase price of \$100,000 plus estimated escrow fees of \$5,000; 1951 Flower Street, APN 138-032-05 and 138-032-06, from Alsufyani Abdul, for a purchase price of \$150,000 plus estimate closing costs of \$15,000; and 1955 Flower Street, APN 138-032-07, from Shaik Saheb, M.D., Inc. Pension Plan, for a purchase price of \$95,000 plus estimated escrow fees of \$5,000 –
MADE FINDING PROJECT IS EXEMPT FROM FURTHER CEQA REVIEW PER SECTIONS 15301, 15302, 15303, 15304, 15305, 15306, AND 15061(b)(3) OF STATE CEQA GUIDELINES; APPROVED; ADOPTED RESOLUTIONS 2018-005, 2018-006, AND 2018-007; AUTHORIZED CHIEF EXECUTIVE OFFICER TO ACCEPT GRANT DEEDS ON BEHALF OF KERN COUNTY HOSPITAL AUTHORITY AND SIGN ALL ESCROW DOCUMENTS INCLUDING AGREEMENTS 017-2018, 018-2018, AND 019-2018; DIRECTED STAFF TO ISSUE THREE SEPARATE WARRANTS PAYABLE TO CHICAGO TITLE COMPANY IN AMOUNTS NOT TO EXCEED \$105,000, \$165,000, AND \$100,000
Lawson-Pelz: All Ayes

CA

- 8) Proposed retroactive Amendment No. 4 to Agreement 09014 with himagine solutions, Inc., an independent contractor, for health information management staffing support for the period November 14, 2014 through October 31, 2017, extending the term from November 1, 2017 through March 31, 2020, and increasing the maximum payable by \$785,000, from \$600,000 to \$1,385,000, to cover the extended term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 020-2018
Lawson-Pelz: All Ayes

CA

- 9) Proposed retroactive Agreement with Nova Biomedical Corporation, an independent contractor, containing nonstandard terms and conditions, for the purchase of glucose meters and test strips from April 11, 2018 through April 10, 2023, in an amount not to exceed \$400,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 021-2018
Lawson-Pelz: All Ayes

CA

- 10) Proposed Agreement with Stericycle, Inc., an independent contractor, containing nonstandard terms and conditions, for regulated medical waste disposal services for a term of 36 months effective April 18, 2018, in an amount not to exceed \$525,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 022-2018
Lawson-Pelz: All Ayes

CA

- 11) Proposed retroactive request of the state Public Works Board of the state of California to sign “Certificate of Kern County Hospital Authority” related to the Kern County Jail Complex, certifying matters associated with usage of the portion of the jail complex, recordkeeping responsibilities, and covenants concerning governance structure, effective April 17, 2018 –
APPROVED; AUTHORIZED CHIEF EXECUTIVE OFFICER TO SIGN AGREEMENT 023-2018
Lawson-Pelz: All Ayes

CA

- 12) Proposed retroactive Agreement with Randolph Fok, M.D., an independent contractor, for professional medical services in the Department of Obstetrics and Gynecology from April 1, 2018 through March 31, 2020, in an amount not to exceed \$670,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 024-2018
Lawson-Pelz: All Ayes

CA

- 13) Proposed Agreement with Charter Communications Operating, LLC on behalf of its operating subsidiary Spectrum, an independent contractor, containing nonstandard terms and conditions, for the purchase of hosted voice and internet services at the Refine Clinic located 1902 B Street, Suite A, from April 18, 2018 through April 17, 2020, in an amount not to exceed \$25,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 025-2018
Lawson-Pelz: All Ayes

CA

- 14) Proposed retroactive Agreement with HR Knowledge, Inc., an independent contractor, containing nonstandard terms and conditions, for the purchase of cloud-based software for position control management from April 2, 2018 through April 1, 2020, in an amount not to exceed \$46,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 026-2018
Lawson-Pelz: All Ayes

- 15) Proposed discussion and recommendation to the Kern County Board of Supervisors to appoint a qualified candidate to the Kern County Hospital Authority Board of Governors to fill the Community Member at Large vacancy created by the resignation of Colleen McGauley, effective July 1, 2018, term to expire June 30, 2021 –
DISCUSSED; MADE RECOMMENDATION TO APPOINT RAJI K. BRAR TO FILL COMMUNITY MEMBER AT LARGE VACANCY, EFFECTIVE JULY 1, 2018, TERM TO EXPIRE JUNE 30, 2021; REFERRED TO KERN COUNTY BOARD OF SUPERVISORS TO MAKE APPOINTMENT
Pelz-Berjis: All Ayes

- 16) Kern County Hospital Authority Chief Financial Officer report –
RECEIVED AND FILED
McGauley-McLaughlin: All Ayes
 - 17) Kern County Hospital Authority Chief Executive Officer report –
RECEIVED AND FILED
Sistrunk-McLaughlin: All Ayes
- CA
- 18) Claims and Lawsuits Filed as of March 31, 2018 –
RECEIVED AND FILED
Lawson-Pelz: All Ayes

ADJOURNED TO CLOSED SESSION
Pelz-Lawson

CLOSED SESSION

- 19) Request for Closed Session regarding peer review of health practitioners (Health and Safety Code Section 101855(j)(2)) – 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
- 21) CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Chief Executive Officer Russell V. Judd, and designated staff - Employee organizations: Service Employees International Union, Local 521 (Government Code Section 54957.6) – SEE RESULTS BELOW
- 22) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Shavonda Mosley, et al. v. County of Kern, et al., Kern County Superior Court Case No. BCV-15-100175 SDS – SEE RESULTS BELOW
- 23) Request for Closed Session regarding peer review of health facilities (Health and Safety Code Section 101855(j)(2)) – SEE RESULTS BELOW

RECONVENED FROM CLOSED SESSION
McGauley-Sistrunk

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

Item No. 19 concerning Request for Closed Session regarding peer review of health practitioners (Health and Safety Code Section 101855(j)(2)) – HEARD; BY A UNANIMOUS VOTE (MOTION BY DIRECTOR LAWSON, SECOND BY DIRECTOR MCGAULEY), THE BOARD APPROVED ALL PRACTITIONERS RECOMMENDED FOR INITIAL APPOINTMENT, REAPPOINTMENT, REVIEW AND RELEASE OF PROCTORING, CHANGE IN STAFF STATUS, AND VOLUNTARY RESIGNATION OF PRIVILEGES; NO OTHER 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

Item No. 21 concerning CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Chief Executive Officer Russell V. Judd, and designated staff - Employee organizations: Service Employees International Union, Local 521 (Government Code Section 54957.6) – HEARD; NO REPORTABLE ACTION TAKEN

Item No. 22 concerning CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Shavonda Mosley, et al. v. County of Kern, et al., Kern County Superior Court Case No. BCV-15-100175 SDS – HEARD; NO REPORTABLE ACTION TAKEN

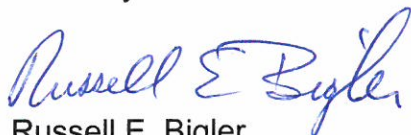
Item No. 23 concerning a Request for Closed Session regarding peer review of health facilities (Health and Safety Code Section 101855(j)(2)) – HEARD; NO REPORTABLE ACTION TAKEN

ADJOURNED TO WEDNESDAY, MAY 16, 2018, AT 11:30 A.M.

Sistrunk



/s/ Mona A. Allen
Authority Board Coordinator



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