



## **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, May 4, 2016

11:30 A.M.

BOARD RECONVENED

Directors present: Berjis, Bigler, McGauley, McLaughlin, Nilon

Directors absent: Sistrunk

NOTE: The vote is displayed in bold below each item. For example, Nilon-McLaughlin denotes Director Nilon 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 EXTENDED AN INVITATION TO THE BOARD MEMBERS AND PUBLIC TO ATTEND THE KERN MEDICAL RESIDENT RESEARCH FORUM ON THURSDAY, MAY 5, 2016

ITEMS FOR CONSIDERATION

CA

- 3) Minutes for Kern County Hospital Authority Board of Governors regular meeting on March 30, 2016 –  
APPROVED  
**Nilon-McGauley: 5 Ayes; 1 Absent - Sistrunk**

CA

- 4) Proposed Resolution for continued participation of eligible employees in the California State Disability Insurance program –  
APPROVED; ADOPTED RESOLUTION 2016-007  
**Nilon-McGauley: 5 Ayes; 1 Absent - Sistrunk**
- 5) Proposed Master Contract for the Transfer of Health Facilities with County of Kern for the transfer of ownership of Kern Medical Center to Kern County Hospital Authority, effective July 1, 2016, and Resolution providing for the approval of the Master Contract (Fiscal Impact: None) –  
MADE FINDING PROJECT IS EXEMPT FROM FURTHER CEQA REVIEW PER SECTIONS 15320 AND 15061(b)(3) OF STATE CEQA GUIDELINES; APPROVED; ADOPTED RESOLUTION 2016-008; AUTHORIZED CHAIRMAN TO SIGN **AGREEMENT 2016-017 SUBJECT TO APPROVAL AS TO FORM** BY COUNSEL  
**Berjis-McLaughlin: 5 Ayes; 1 Absent - Sistrunk**

***CORRECTION PER SUMMARY OF OCTOBER 19, 2016, ITEM 17***

- 6) Proposed presentation by the Kern Medical Chief Nursing Officer regarding overview of the Nursing and related departments –  
HEARD PRESENTATION; RECEIVED AND FILED  
**Nilon-McGauley: 5 Ayes; 1 Absent - Sistrunk**
- 7) Proposed approval of Nursing and related department policies –  
APPROVED POLICIES  
**McGauley-Nilon: 5 Ayes; 1 Absent - Sistrunk**

- 8) Proposed presentation by the Kern Medical Vice President of Ambulatory Services regarding overview of the clinics and other outpatient services –  
HEARD PRESENTATION; RECEIVED AND FILED  
**McGauley-Nilon: 5 Ayes; 1 Absent - Sistrunk**
- 9) Proposed approval of ambulatory care service policies –  
APPROVED POLICIES  
**Nilon-McGauley: 5 Ayes; 1 Absent - Sistrunk**
- CA  
10) Proposed approval of Kern County Hospital Authority Conflict of Interest policy –  
APPROVED POLICY  
**Nilon-McGauley: 5 Ayes; 1 Absent - Sistrunk**
- CA  
11) Proposed approval of Kern County Hospital Authority Conflict of Interest Code –  
APPROVED; REFERRED TO KERN COUNTY BOARD OF SUPERVISORS FOR APPROVAL  
**Nilon-McGauley: 5 Ayes; 1 Absent - Sistrunk**
- CA  
12) Proposed Agreement with County of Kern for workers' compensation claims administration services –  
APPROVED; AUTHORIZED CHAIRMAN TO SIGN **AGREEMENT 2016-018**  
**Nilon-McGauley: 5 Ayes; 1 Absent - Sistrunk**
- CORRECTION PER SUMMARY OF OCTOBER 19, 2016, ITEM 17***
- CA  
13) Proposed retroactive Business Associate Agreement with County of Kern for Medical Staff data sharing including protected health information, effective May 3, 2016 (Fiscal Impact: None) –  
APPROVED; AUTHORIZED CHAIRMAN TO SIGN **AGREEMENT 2016-019**  
**Nilon-McGauley: 5 Ayes; 1 Absent - Sistrunk**
- CORRECTION PER SUMMARY OF OCTOBER 19, 2016, ITEM 17***
- 14) Appoint a nominating committee to recommend nominees to fill one open Director position –  
APPOINTED DIRECTORS McGAULEY, McLAUGHLIN AND NILON  
**Berjis-Nilon: 5 Ayes; 1 Absent - Sistrunk**

CA

- 15) Request to establish a budget unit in the County of Kern financial management system for capital projects –  
APPROVED; AUTHORIZED CHAIRMAN TO SIGN CORRESPONDENCE REQUESTING ESTABLISHMENT OF BUDGET UNIT  
**Nilon-McGauley: 5 Ayes; 1 Absent – Sistrunk**
- 16) Response to referral to report on key factors that caused the Kern Medical Financial crisis over the past few years and future major risk areas (from April 20, 2016) –  
RECEIVED AND FILED  
**McLaughlin-McGauley: 5 Ayes; 1 Absent - Sistrunk**
- 17) Kern County Hospital Authority Chief Executive Officer report –  
RECEIVED AND FILED  
**McLaughlin-Berjis: 5 Ayes; 1 Absent - Sistrunk**

ADJOURNED TO CLOSED SESSION  
**Nilon-McGauley**

CLOSED SESSION

- 18) CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Chief Executive Officer Russell V. Judd, and designated staff - Employee organization: SEIU Local 521 (Government Code Section 54957.6) –  
SEE RESULTS BELOW
- 19) 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

RECONVENED FROM CLOSED SESSION  
**McGauley-Berjis**

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

Item No. 18 concerning CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Chief Executive Officer Russell V. Judd, and designated staff - Employee organization: SEIU Local 521 (Government Code Section 54957.6) – HEARD; NO REPORTABLE ACTION TAKEN

Item No. 19 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

ADJOURNED TO WEDNESDAY, MAY 18, 2016 AT 11:30 A.M.

**Berjis**

/s/ Raquel D. Fore  
Authority Board Coordinator

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