



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, May 15, 2019

11:30 A.M.

BOARD RECONVENED

Board Members: Alsop, Berjis, Bigler, Brar, McLaughlin, Pelz, Sistrunk
Roll Call: 4 Present; 3 Absent - Alsop, Brar, Sistrunk

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" 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. 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))

CHAIRMAN BIGLER EXPRESSED HIS APPRECIATION TO ALL THOSE WHO PARTICIPATED IN AND ASSISTED WITH THE RESEARCH FORUM

RECOGNITION

- 3) Presentation by the Chief Executive Officer recognizing the Kern Medical Center residents, fellows, medical students, nurses, pharmacists, research assistants and faculty physicians for their outstanding research studies –
MADE PRESENTATION

ITEMS FOR CONSIDERATION

CA

- 4) Minutes for Kern County Hospital Authority Board of Governors regular meeting on March 20, 2019 –
APPROVED
Berjis-Pelz: 4 Ayes; 3 Absent - Alsop, Brar, Sistrunk

CA

- 5) Proposed Amendment No. 4 to Agreement 14818 with Healthcare Performance Group, Inc., an independent contractor, for consulting services related to the Cerner Millennium project for the period June 11, 2018 through November 29, 2019, extending the term for one month through December 29, 2019, and increasing the maximum payable by \$643,720, from \$953,896 to \$1,597,616, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 023-2019
Berjis-Pelz: 4 Ayes; 3 Absent - Alsop, Brar, Sistrunk

CA

- 6) Proposed Agreement with Central Admixture Pharmacy Services, Inc., an independent contractor, containing nonstandard terms and conditions, for compounded sterile solutions from May 15, 2019 through May 14, 2022, in an amount not to exceed \$500,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 024-2019
Berjis-Pelz: 4 Ayes; 3 Absent - Alsop, Brar, Sistrunk

CA

- 7) Proposed Post Employment Health Plan with Nationwide Retirement Solutions, Inc., an independent contractor, for a tax-exempt post-retirement health plan for non-collectively bargained employees –
APPROVED; ADOPTED RESOLUTION 2019-005; AUTHORIZED CHAIRMAN TO SIGN THE POST EMPLOYMENT HEALTH PLAN FOR PUBLIC EMPLOYEES (AGREEMENT 025-2019), EMPLOYER PARTICIPATION AGREEMENT FOR THE POST EMPLOYMENT HEALTH PLAN FOR NON-COLLECTIVELY BARGAINED PUBLIC EMPLOYEES (AGREEMENT 026-2019), EMPLOYER DATA SHEET (AGREEMENT 027-2019), AND DISCLOSURE AND ACKNOWLEDGMENT FORM (AGREEMENT 028-2019)
Berjis-Pelz: 4 Ayes; 3 Absent - Alsop, Brar, Sistrunk

CA

- 8) Proposed acceptance of donation from Health Care Interpreter Network (HCIN), an independent contractor, for travel and related expenses to cover all costs for two Kern Medical Center employees to attend the HCIN “National Quality Assurance Conference” in Marina del Rey, California, on May 16 and 17, 2019 –
APPROVED; ADOPTED RESOLUTION 2019-006
Berjis-Pelz: 4 Ayes; 3 Absent - Alsop, Brar, Sistrunk

CA

- 9) Proposed Engagement Letter from Moss-Adams, LLP, an independent contractor, regarding the audit Kern Medical Center financial statements for the fiscal year ended June 30, 2019, in an amount not to exceed \$145,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN (AGREEMENT 029-2019)
Berjis-Pelz: 4 Ayes; 3 Absent - Alsop, Brar, Sistrunk

- 10) Kern County Hospital Authority Chief Financial Officer report –
RECEIVED AND FILED
Berjis-McLaughlin: 4 Ayes; 3 Absent - Alsop, Brar, Sistrunk

- 11) Proposed Kern County Hospital Authority operating and capital budget for Fiscal Year 2019-2020 –
APPROVED; REFERED TO KERN COUNTY BOARD OF SUPERVISORS FOR APPROVAL
Pelz-McLaughlin: 4 Ayes; 3 Absent - Alsop, Brar, Sistrunk

- 12) Kern County Hospital Authority Chief Executive Officer report –
RECEIVED AND FILED
McLaughlin-Pelz: 4 Ayes; 3 Absent - Alsop, Brar, Sistrunk

CA

- 13) Claims and Lawsuits Filed as of April 30, 2019 –
RECEIVED AND FILED
Berjis-Pelz: 4 Ayes; 3 Absent - Alsop, Brar, Sistrunk

ADJOURNED TO CLOSED SESSION

Berjis-Pelz

CLOSED SESSION

- 14) Request for Closed Session regarding peer review of health practitioners (Health and Safety Code Section 101855(j)(2)) – 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) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Government Code Section 54956.9(d)(1)) Name of case: Resource Anesthesiology Associates of California, A Medical Corporation, a California corporation v. County of Kern, et al., Kern County Superior Court Case No. BCV-17-101504 DRL – SEE RESULTS BELOW
- 17) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Government Code Section 54956.9(d)(1)) Name of case: Eric vanSonnenberg, M.D. v. County of Kern, et al., Kern County Superior Court Case No. BCV-15-100859 TSC - SEE RESULTS BELOW
- 18) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Government Code Section 54956.9(d)(2), (e)(2).) Number of cases: Three (3) 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
- 19) 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

Pelz-McLaughlin

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

Item No. 14 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 PELZ, SECOND BY DIRECTOR MCLAUGHLIN; 3 ABSENT - DIRECTORS ALSOP, BRAR, SISTRUNK), THE BOARD APPROVED ALL PROVIDERS RECOMMENDED FOR REAPPOINTMENT, RELEASE OF PROCTORING, AND CHANGE IN STAFF STATUS; NO OTHER 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 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Resource Anesthesiology Associates of California, A Medical Corporation, a California corporation v. County of Kern, et al., Kern County Superior Court Case No. BCV-17-101504 DRL – HEARD; NO REPORTABLE ACTION TAKEN

Item No. 17 concerning CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Eric vanSonnenberg, M.D. v. County of Kern, et al., Kern County Superior Court Case No. BCV-15-100859 TSC - HEARD; NO REPORTABLE ACTION TAKEN

Item No. 18 concerning CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code Section 54956.9(d)(2), (e)(2).) Number of cases: Three (3) 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

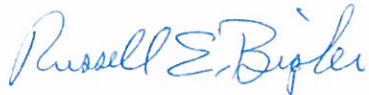
Item No. 19 concerning Request for Closed Session for the purpose of discussion or taking action on authority trade secrets (Health and Safety Code Section 101855(e)(1)) – HEARD; NO REPORTABLE ACTION TAKEN

ADJOURNED TO WEDNESDAY, JUNE 19, 2019, AT 11:30 A.M.

Berjis



/s/ Mona A. Allen
Authority Board Coordinator



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