



## 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, July 19, 2017

11:30 A.M.

#### BOARD RECONVENED

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

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!**

**ELIZABETH JACKSON, NP, PEDIATIRCS, HEARD REGARDING STATUS OF THE KERN MEDICAL DISCIPLINE POLICY**

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 RECENT KERN MEDICAL RESIDENT AND FELLOW GRADUATION AND THANKED ALL WHO ATTENDED**

**DIRECTOR MCGAULEY THANKED STAFF FOR THE CARE ONE OF HER COLLEAGUES RECEIVED AT KERN MEDICAL FOLLOWING AN ACCIDENT**

RECOGNITION

- 3) Presentation by the Chief Executive Officer recognizing the Kern Medical Engineering staff on the recent Labor & Delivery unit remodeling project –  
MADE PRESENTATION

ITEMS FOR CONSIDERATION

CA

- 4) Minutes for Kern County Hospital Authority Board of Governors regular meeting on June 21, 2017 –  
APPROVED  
**Lawson-McGauley: 6 Ayes; 1 Absent - Pelz**

CA

- 5) Proposed Amendment No. 1 with United Neuroscience, Inc., an independent contractor, for professional medical services in the Department of Medicine, extending the term for two years from October 1, 2017 through September 30, 2019, adding seizure and epilepsy monitoring coverage, and increasing the maximum payable by \$1,498,000, from \$1,260,000 to \$2,758,000, to cover the term –  
APPROVED; AUTHORIZED THE CHAIRMAN TO SIGN AGREEMENT 2017-047  
**Lawson-McGauley: 6 Ayes; 1 Absent - Pelz**

CA

- 6) Proposed Amendment No. 1 with Valley Neurosurgery and Neurorestoration Center, a Medical Corporation, an independent contractor, for professional medical services in the Department of Surgery, adding neurophysiological monitoring services and mid-level practitioner support, and increasing the maximum payable by \$1,547,607, from \$9,120,425 to \$10,668,425, to cover the term –  
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 2017-048  
**Lawson-McGauley: 6 Ayes; 1 Absent - Pelz**

CA

- 7) Proposed Agreement with M. Brandon Freeman, M.D., a contract employee, for professional medical services in the Department of Surgery from July 17, 2017 through July 16, 2019, in an amount not to exceed \$1,100,000 –  
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 2017-049  
**Lawson-McGauley: 6 Ayes; 1 Absent - Pelz**

CA

- 8) Proposed retroactive Amendment No. 4 to Agreement 319-2012 with Mansoor Gilani, D.D.S, an independent contractor, for the provision of dental services to adult inmates in detention facilities owned and operated by the County of Kern, extending the term for two years from June 1, 2017 through May 31, 2019, and increasing the maximum payable by \$240,000, from \$600,000 to \$840,000, to cover the extended term –  
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 2017-050  
**Lawson-McGauley: 6 Ayes; 1 Absent - Pelz**

CA

- 9) Request to employ retired Kern County Hospital Authority employees Jeffrey Hill, as Per Diem Nurse II, John Caldwell, as Per Diem Pharmacist, and Florence Alacar, as Per Diem Nurse II, for the period ending June 30, 2018, or 960 hours, whichever occurs first, effective July 20, 2017; and request to employ retired Kern County employee Debra Pershadsingh, as Administrative Coordinator, for the period ending October 31, 2018, or 960 hours, whichever occurs first, effective July 20, 2017 –  
APPROVED  
**Lawson-McGauley: 6 Ayes; 1 Absent - Pelz**

- 10) Proposed election of officers to the Kern County Hospital Authority Board of Governors to include Russell Bigler, Chair, Philip McLaughlin, Vice-Chair, and Nancy Lawson, Secretary/Treasurer, terms to expire June 30, 2019 –  
ELECTED OFFICERS  
**Berjis-Sistrunk: 6 Ayes; 1 Absent - Pelz**

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

- 12) Kern County Hospital Authority Chief Executive Officer report –  
RECEIVED AND FILED  
**Lawson-Berjis: 6 Ayes; 1 Absent - Pelz**

CA

- 13) Claims and Lawsuits Filed as of June 30, 2017 –  
RECEIVED AND FILED  
**Lawson-McGauley: 6 Ayes; 1 Absent - Pelz**

ADJOURNED TO CLOSED SESSION

**Sistrunk-McGauley**

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) Request for Closed Session regarding peer review of health facilities (Health and Safety Code Section 101855(j)(2)) – SEE RESULTS BELOW
- 16) CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Chief Executive Officer Russell V. Judd, and designated staff - Employee organization: Service Employees International Union, Local 521 (Government Code Section 54957.6) – SEE RESULTS BELOW
- 17) 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
- 18) 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 SDS – SEE RESULTS BELOW

RECONVENED FROM CLOSED SESSION

**Lawson-McGauley**

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

Item No. 14 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 MCGAULEY, SECONDED BY DIRECTOR LAWSON; 1 ABSENT - PELZ), THE BOARD APPROVED ALL PROVIDERS RECOMMENDED FOR REAPPOINTMENT, RELEASE OF PROCTORING, AND VOLUNTARY RESIGNATION OF PRIVILEGES; NO OTHER REPORTABLE ACTION TAKEN

Item No. 15 concerning REQUES FOR CLOSED SESSION regarding peer review of health facilities (Health and Safety Code Section 101855(j)(2)) – HEARD; NO REPORTABLE ACTION TAKEN

Item No. 16 concerning CONFERENCE WITH LABOR NEGOTIATORS – Agency designated representatives: Chief Executive Officer Russell V. Judd, and designated staff - Employee organization: Service Employees International Union, Local 521 (Government Code Section 54957.6) – HEARD; NO REPORTABLE ACTION TAKEN

Item No. 17 concerning CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code Section 54956.9(d)(2), (e)(3)) Number of cases: Two (2) 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. 18 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 SDS – HEARD; NO REPORTABLE ACTION TAKEN

ADJOURNED TO WEDNESDAY, AUGUST 16, 2017 AT 11:30 A.M.

**Berjis**



/s/ Raquel D. Fore  
Authority Board Coordinator



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