

# **SUMMARY OF PROCEEDINGS**

## **KERN COUNTY HOSPITAL AUTHORITY TRANSITIONAL GOVERNING BOARD**

KERN MEDICAL CENTER  
1700 Mount Vernon Avenue  
Conference Room 1058  
Bakersfield, California 93306

Regular Meeting  
Wednesday, November 11, 2015

9:00 A.M.

### **BOARD CONVENED**

Board Members: Frapwell, Judd, Leavitt, Nilon  
ROLL CALL: All Present

**SALUTE TO FLAG** – Led by Thomas Brown, Administrative Analyst, County Administrative Office

NOTE: The vote is displayed in bold below each item. For example, Frapwell-Leavitt denotes Director Frapwell made the motion and Director Leavitt seconded the 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 (Gov. Code Sec. 54954.2[a][2])

DIRECTOR JUDD ANNOUNCED THAT THE APPLICATION FOR THE PERMANENT BOARD APPOINTMENT IS IN PROCESS AND WILL BE POSTED AND AVAILABLE TO THE PUBLIC BY FRIDAY, NOVEMBER 13, 2015, AND PERSONS INTERESTED IN SEEKING APPOINTMENT TO THE KERN COUNTY HOSPITAL AUTHORITY BOARD OF GOVERNORS SHOULD CONTACT THE KERN MEDICAL CENTER CHIEF EXECUTIVE OFFICER TO OBTAIN AN APPLICATION

ITEMS FOR CONSIDERATION

- 3) Certificates of Chief Executive Officer of the Kern Medical Center and County Administrative Officer of the County of Kern designating representatives to serve on the Kern County Hospital Authority Transitional Governing Board (Fiscal Impact: None) – RECEIVED AND FILED

**Frapwell-Leavitt: All Ayes**

- 4) Introductions of Transitional Governing Board members and staff (Fiscal Impact: None) – CHIEF DEPUTY COUNTY COUNSEL KAREN BARNES, SERVING AS LEGAL COUNSEL TO THE BOARD, INTRODUCED BOARD MEMBERS JOHN NILON, COUNTY ADMINISTRATIVE OFFICER, SERVING AS CHAIRMAN; JEFF FRAPWELL, ASSISTANT COUNTY ADMINISTRATIVE OFFICER FOR GENERAL SERVICES; RUSSELL JUDD, CHIEF EXECUTIVE OFFICER, KERN MEDICAL CENTER; JARED LEAVITT, CHIEF OPERATING OFFICER, KERN MEDICAL CENTER; AND STAFF MEMBERS PRESENT, THOMAS BROWN, ADMINISTRATIVE ANALYST, COUNTY ADMINISTRATIVE OFFICE; JACEY COOPER, VICE PRESIDENT OF ADMINISTRATIVE SERVICES, KERN MEDICAL CENTER; AND KATHLEEN KRAUSE, CLERK OF THE TRANSITIONAL GOVERNING BOARD; STAFF NOT PRESENT, ELSA MARTINEZ, CHIEF DEPUTY COUNTY ADMINISTRATIVE OFFICER
- 5) Election of Transitional Governing Board Vice Chairman (Fiscal Impact: None) – ELECTED DIRECTOR RUSSELL JUDD AS VICE CHAIRMAN OF THE KERN COUNTY HOSPITAL AUTHORITY TRANSITIONAL GOVERNING BOARD

**Frapwell-Leavitt: All Ayes**

- 6) Proposed Resolution establishing the regular meeting dates of the Kern County Hospital Authority Transitional Governing Board for calendar years 2015 and 2016 (Fiscal Impact: None) – APPROVED; ADOPTED RESOLUTION TGB-2015-01

**Frapwell-Judd: All Ayes**

- 7) Proposed authorization to request employer retirement contribution rates from the Kern County Employees' Retirement Association for the five-year period commencing Fiscal Year 2016-2017 (Fiscal Impact: None) – VICE CHAIRMAN JUDD CLARIFIED USE OF THE TERM "LEGACY EMPLOYEES" SO AS NOT TO BE CONFUSED WITH COUNTY EMPLOYEES ENROLLED IN THE KERN LEGACY HEALTH PLAN; APPROVED; AUTHORIZED KERN MEDICAL CENTER CHIEF EXECUTIVE OFFICER TO SIGN REQUEST

**Judd-Frapwell: All Ayes**

- 8) Proposed authorization to submit request for Private Letter Ruling regarding tax status of the newly formed Kern County Hospital Authority to the Internal Revenue Service (Fiscal Impact: None) – APPROVED; AUTHORIZED KERN MEDICAL CENTER CHIEF EXECUTIVE OFFICER TO SIGN DECLARATION; AUTHORIZED FOLEY & LARDNER LLP TO SUBMIT REQUEST

**Frapwell-Leavitt: All Ayes**

- 9) Proposed authorization for the Kern Medical Center Chief Executive Officer to initiate change of ownership procedures, transfer or establish licenses needed to operate Kern Medical Center, adopt policies and procedures needed for applications to regulatory agencies for purposes of licensure, accreditation, and/or Medi-Cal and Medicare enrollment, file legal notices, and commence other administrative matters necessary for the Kern County Hospital Authority to assume ownership and operation of the Kern Medical Center (Fiscal Impact: None) – CHIEF DEPUTY COUNTY COUNSEL BARNES EXPLAINED THAT THE TRANSITIONAL GOVERNING BOARD DOES NOT HAVE THE AUTHORITY TO ENTER INTO CONTRACTS, TO SPEND FUNDS, OR TO INITIATE TRANSFER OF THE OWNERSHIP OTHER THAN THE NECESSARY CHANGE OF OWNERSHIP PAPERWORK; APPROVED; AUTHORIZED KERN MEDICAL CENTER CHIEF EXECUTIVE OFFICER TO SIGN DOCUMENTS SUBJECT TO APPROVAL AS TO FORM BY THE OFFICE OF COUNTY COUNSEL

**Frapwell-Leavitt: All Ayes**

NOTE: Chief Deputy County Counsel Barnes reminded the Board that all actions taken by the Board must be unanimous, and if they are not unanimous the item must be presented to the Kern County Board of Supervisors for consideration.

ADJOURNED TO MONDAY, NOVEMBER 23, 2015 AT 9:00 A.M.

**Frapwell**

  
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Kathleen Krause  
Clerk of the Transitional Governing Board

  
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John Nilon  
Chairman, Transitional Governing Board