



## **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 19, 2017

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 INVITED THE BOARD TO ATTEND THE ROSS UNIVERSITY SCHOOL OF MEDICINE STUDENT UNION RIBBON CUTTING CEREMONY ON APRIL 26, 2017, AT 11:00 A.M.**

**DIRECTOR MCGAULEY THANKED CHIEF NURSING OFFICER TONI SMITH AND HER STAFF FOR THEIR MEDICAL ASSISTANCE DURING THE CASA SUPER HERO WALK ON APRIL 1, 2017**

RECOGNITION

- 3) Presentation recognizing the Kern Medical Human Resources Department –  
MADE PRESENTATION

ITEMS FOR CONSIDERATION

CA

- 4) Minutes for Kern County Hospital Authority Board of Governors regular meeting on March 15, 2017 –  
APPROVED  
**Pelz-Lawson: All Ayes**

CA

- 5) Proposed retroactive request to employ retired Kern County Hospital Authority employees Florencia Alacar, as Per Diem Nurse II; Novella Gamboa, as Per Diem Nurse II; Linda Markham, as Per Diem Medical Social Worker; Anna Rippy, as Per Diem Nurse II; John Caldwell, as Per Diem Pharmacist; Cheri Mudryk, as Per Diem Nurse II; Sheryl Soule, as Patient Account Services Representative II; Louanne Bentgen, as Per Diem Nurse II; Denise Blake-Lobb, as Per Diem Nurse II; Janet Sporer, as Per Diem Nurse II; Lisa Neri, as Per Diem Nurse II; Susan Price, as Per Diem Nurse II; Jeffrey Hill, as Per Diem Nurse II; and Anabel Moreno, as Office Services Specialist, for the period ending June 30, 2017, or 960 hours, whichever occurs first, effective July 1, 2016 –  
APPROVED  
**Pelz-Lawson: All Ayes**



CA

- 6) Proposed retroactive Amendment No. 2 to Agreement 485-2015 with Mohammed A.S. Molla, M.D., a contract employee, for professional medical services in the Department of Psychiatry, increasing the payment for weekend call coverage from \$1,800 to \$2,550, effective March 18, 2017, and increasing the maximum payable by \$10,000, to cover the term –  
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 2017-027  
**Pelz-Lawson: All Ayes**

CA

- 7) Proposed Agreements with ScriptPro USA Inc., an independent contractor, for purchase of robotic prescription dispensing systems for the Campus and Sagebrush pharmacies, in an amount not to exceed \$319,784, with annual maintenance fee of \$16,896 –  
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENTS 2017-028, 2017-029, 2017-030, AND 2017-031 SUBJECT TO APPROVAL AS TO FORM BY COUNSEL  
**Pelz-Lawson: All Ayes**

CA

- 8) Proposed retroactive Amendment No. 9 to Agreement 185-2011 with Weatherby Locums, Inc., an independent contractor, for temporary physician staffing services, extending the term for two years from March 28, 2017 through March 27, 2019, and increasing the maximum payable by \$900,000, from \$3,700,000 to \$4,600,000, to cover the term –  
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 2017-032 SUBJECT TO APPROVAL AS TO FORM BY COUNSEL  
**Pelz-Lawson: All Ayes**

CA

- 9) Proposed Change Order No. 1 to Agreement 2016-075 with Black/Hall Construction, Inc., an independent contractor, for construction management services related to the installation of IT data closets, increasing of the maximum payable by \$197,276, from \$252,313 to \$449,589, to cover the cost of additional services –  
MADE FINDING PROJECT IS EXEMPT FROM FURTHER CEQA REVIEW PER SECTIONS 15301 AND 15061(b)(3) OF STATE CEQA GUIDELINES; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 2017-033; AUTHORIZED CHIEF EXECUTIVE OFFICER TO APPROVE ANY FUTURE CHANGE ORDERS IN AN AMOUNT NOT TO EXCEED \$100,000, FOR A TOTAL CONTRACT PRICE NOT TO EXCEED \$549,589  
**Pelz-Lawson: All Ayes**

CA

- 10) Proposed retroactive Amendment No. 6 to Agreement 947-2008 with Toyon Associates, Inc., an independent contractor, for third-party reimbursement services, extending the term for one year from October 14, 2016 through October 13, 2017, including additional routine and specialized services, incorporating changes to hourly rates, and increasing the maximum payable by \$400,000, from \$1,690,000, to \$2,090,000, to cover the term –  
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 2017-034  
**Pelz-Lawson: All Ayes**

CA

- 11) Proposed Amendment No. 5 to Agreement 1049-2008 with RightSourcing, Inc., an independent contractor, for temporary staffing services, extending the term for two years from July 1, 2017 through June 30, 2019, and incorporating new pricing, with no increase in the maximum payable –  
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 2017-035  
**Pelz-Lawson: All Ayes**

- 12) Presentation on the open-source course management system “Moodle” used by Kern Medical for online learning –  
RECEIVED AND FILED  
**McGauley-Sistrunk: All Ayes**

- 13) Kern County Hospital Authority Chief Financial Officer report –  
RECEIVED AND FILED  
**McLaughlin-Pelz: All Ayes**

- 14) Kern County Hospital Authority Chief Executive Officer report –  
RECEIVED AND FILED  
**Sistrunk-McLaughlin: All Ayes**

CA

- 15) Claims and Lawsuits Filed as of March 31, 2016 –  
RECEIVED AND FILED  
**Pelz-Lawson: All Ayes**

ADJOURNED TO CLOSED SESSION

**Berjis-Pelz**

CLOSED SESSION

- 16) Request for Closed Session regarding peer review of health practitioners (Health and Safety Code Section 101855(j)(2)) – SEE RESULTS BELOW
- 17) Request for Closed Session regarding peer review of health facilities (Health and Safety Code Section 101855(j)(2)) – SEE RESULTS BELOW



- 18) CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Chief Executive Officer Russell V. Judd, and designated staff – Employee organizations: Service Employees International Union, Local 521; Committee of Interns and Residents/Service Employees International Union, Local 1957 (Government Code Section 54957.6) – SEE RESULTS BELOW
- 19) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code Section 54956.9(d)(2), (e)(1)) 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: Facts and circumstances that might result in litigation against the authority but which the authority believes are not yet known to a potential plaintiff or plaintiffs, which facts and circumstances need not be disclosed – SEE RESULTS BELOW
- 20) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Hadie Vanessa Alvarez v. County of Kern, et al., Kern County Superior Court Case No. BCV-15-101754 TSC – SEE RESULTS BELOW

RECONVENED FROM CLOSED SESSION

**Berjis-Sistrunk**

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

Item No. 16 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 INITIAL APPOINTMENT, REAPPOINTMENT, RELEASE OF PROCTORING, ADVANCE IN STAFF STATUS, RELEASE OF FOCUSED PROFESSIONAL PRACTICE EVALUATION, AND VOLUNTARY TERMINATION OF PRIVILEGES; NO OTHER REPORTABLE ACTION TAKEN

Item No. 17 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

Item No. 18 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; Committee of Interns and Residents/Service Employees International Union, Local 1957 (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)(1).) 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: Facts and circumstances that might result in litigation against the authority but which the authority believes are not yet known to a potential plaintiff or plaintiffs, which facts and circumstances need not be disclosed – HEARD; NO REPORTABLE ACTION TAKEN

Item No. 20 concerning CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Hadie Vanessa Alvarez v. County of Kern, et al., Kern County Superior Court Case No. BCV -15-101754 TSC – HEARD; NO REPORTABLE ACTION TAKEN

ADJOURNED TO WEDNESDAY, MAY 17, 2017 AT 11:30 A.M.

**McGauley**



/s/ Raquel D. Fore  
Authority Board Coordinator



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