



SUMMARY OF PROCEEDINGS

KERN COUNTY HOSPITAL AUTHORITY BOARD OF GOVERNORS

**Kern Medical Center
1700 Mount Vernon Avenue
Bakersfield, California 93306**

Regular Meeting
Wednesday, August 17, 2022

11:30 A.M.

BOARD RECONVENED

Board Members: Alsop, Berjis, Bigler, Brar, Kitchen, McLaughlin, Pelz
Roll Call: 5 Present: 2 Absent - Alsop, Kitchen

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" ARE 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!**

CORRESPONDENCE DATED AUGUST 16, 2022, RECEIVED FROM SYDNEE GALUSHA, SEIU LOCAL 521, STRATEGIC RESEARCH, CONCERNING PUBLIC COMMENT FOR THE AUGUST 17, 2022 BOARD MEETING, A COPY OF WHICH MAY BE OBTAINED UPON REQUEST BY CONTACTING THE AUTHORITY BOARD COORDINATOR AT (661) 326-2000;

**DIRECTOR BERJIS MADE A REFERRAL TO STAFF RESPOND
Berjis-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen**

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 UPCOMING ANNUAL GRADUATE MEDICAL EDUCATION SUMMIT SCHEDULED FOR SEPTEMBER; DRS. HA AND SOOHOO FROM UCLA WILL BE ATTENDING AS GUESTS OF KERN MEDICAL CENTER

RECOGNITION

- 3) Presentation by the Chief Executive Officer recognizing the Kern Medical Center Medical Education Department for their hard work and dedication –
CHIEF EXECUTIVE OFFICER SCOTT THYGERSON MADE PRESENTATION; DIRECTOR BERJIS EXPRESSED HIS APPRECIATION TO STAFF IN THE MEDICAL EDUCATION DEPARTMENT FOR THEIR HARD WORK
- 4) Presentation by the Chief Executive Officer recognizing the Kern Medical Center Simulation Center on its second anniversary –
CHIEF EXECUTIVE OFFICER SCOTT THYGERSON MADE PRESENTATION; DIRECTOR BERJIS ACKNOWLEDGED THE BENEFITS OF THE SIMULATION CENTER FOR MEDICAL STUDENTS; CHAIRMAN BIGLER COMMENTED ON THE STATE-OF-THE-ART FEATURES OF THE SIMULATION CENTER

ITEMS FOR CONSIDERATION

CA

- 5) Proposed Resolution in the matter of making findings pursuant to Government Code Section 54953, as amended by Assembly Bill 361, and authorizing the continued use of virtual meetings –
APPROVED; ADOPTED RESOLUTION 2022-013
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

CA

- 6) Minutes for the Kern County Hospital Authority Board of Governors regular meeting on July 20, 2022 and Board of Governors special meeting on August 1, 2022 –
APPROVED
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

CA

- 7) Response to Board referral from July 20, 2022, regarding public comment received concerning Amendment No. 1 to Agreement with Cantu Management Group, Inc. –
RECEIVED AND FILED
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

CA

- 8) Proposed Resolution in the matter of institutional support and commitment to the Kern Medical Center trauma program –
APPROVED; ADOPTED RESOLUTION 2022-014
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

CA

- 9) Proposed Standard Multi-Tenant Office Lease Agreement with Bruce W. Lynn and Melanie Lynn, husband and wife, David Lynn, a single man, and Connor Lynn, a single woman, containing nonstandard terms and conditions, for lease of approximately 4,167 square feet of office space located at 2222 19th Street, Bakersfield, California 93301 for a five-year term from August 17, 2022 through August 16, 2027, in an amount not to exceed \$467,212 –
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 090-2022
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

CA

- 10) Proposed Change Order No. 3 to Agreement 026-2022 with James E. Thompson, Inc., doing business as JTS Construction, an independent contractor, for construction management services related to the Q Street imaging project, adding additional services to address city requirements for public access at 3551 Q Street, and increasing the maximum payable by \$36,416, from \$601,096.85 to \$637,513, to cover the cost of additional services –
MADE FINDING PROJECT IS EXEMPT FROM FURTHER CEQA REVIEW PER SECTIONS 15301, 15302 AND 15061(b)(3) OF STATE CEQA GUIDELINES; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 091-2022; AUTHORIZED CHIEF EXECUTIVE OFFICER TO APPROVE ANY FUTURE CHANGE ORDERS IN AN AMOUNT NOT TO EXCEED 10% OF \$637,513
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

CA

- 11) Proposed Amendment No. 4 to Agreement 078-2018 with Ray A Morgan Company, an independent contractor, containing nonstandard terms and conditions, for lease and maintenance of printers and copy machines, for the period November 14, 2018 through April 1, 2024, for leasing of additional printers and copy machines, and increasing the maximum payable by \$78,869, from \$2,270,004 to \$2,348,87, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 092-2022; AUTHORIZED CHIEF EXECUTIVE OFFICER TO SIGN RECEIPT FOR EQUIPMENT UPON DELIVERY
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

CA

- 12) Proposed retroactive Agreement for Professional Services with the County of Kern, as represented by Kern County Public Health Services Department, for multiple specialized services from July 1, 2022 through June 30, 2025, in an amount not to exceed \$1,400,000 –
APPROVED; AUTHORIZED CHIEF EXECUTIVE OFFICER TO SIGN AGREEMENT 093-2022
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

CA

- 13) Proposed Agreement with Mikhail Bekarev, M.D., a contract employee, for professional medical services in the Department of Surgery from August 17, 2022 through August 16, 2025, in an amount not to exceed \$4,800,000, plus applicable benefits –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 094-2022
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

CA

- 14) Proposed Agreement with Jack C. Hou, M.D., a contract employee, for professional medical services in the Department of Surgery from September 1, 2022 through August 31, 2023, in an amount not to exceed \$890,000, plus applicable benefits –
WITHDRAWN

CA

- 15) Proposed retroactive Agreement with Sarah G. Gonzalez, M.D., a contract employee, for professional medical services in the Department of Medicine from August 1, 2022 through July 31, 2028, in an amount not to exceed \$1,970,000, plus applicable benefits –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 096-2022
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

CA

- 16) Proposed Agreement with Amin Ahmed Ramzan, M.D., a contract employee, for professional medical services in the Department of Obstetrics and Gynecology from August 17, 2022 through August 16, 2027, in amount not to exceed \$3,090,000, plus applicable benefits –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 097-2022
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

CA

- 17) Proposed retroactive Adoption Agreement with Voya Retirement Insurance and Annuity Company, an independent contractor, for amendment and restatement of the Kern County Hospital Authority Defined Contribution Plan for Management, Mid-Management, and Confidential Employees, effective January 1, 2022 –
APPROVED; AUTHORIZED CHIEF EXECUTIVE OFFICER TO SIGN AGREEMENT 098-2022
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

CA

- 18) Proposed retroactive Amendment No. 1 to Memorandum of Understanding 042-2021 with Committee of Interns and Residents/Service Employees International Union, Local 1957 for wages, hours and other terms and conditions of employment of resident physicians, for the period July 1, 2021 through June 30, 2024, adding language inadvertently omitted from the final draft of the MOU, effective July 1, 2021 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 099-2022
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

CA

- 19) Proposed acceptance of donation of travel and related expenses from Public Risk Innovation, Solution, and Management (PRISM) for up to three Kern Medical Center employees to attend the “2022 PRISM Cyber Symposium” in Sacramento, California, on September 20, 2022 –
APPROVED; ADOPTED RESOLUTION 2022-015
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

CA

- 20) Proposed acceptance of donation of travel and related expenses from Safety National and MedPro for one Kern Medical Center employee to attend “The Workers’ Compensation & Risk Conference” in Dana Point, California from September 6-9, 2022 –
APPROVED; ADOPTED RESOLUTION 2022-016
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

NOTE: DIRECTOR KITCHEN JOINED THE MEETING PRIOR TO THE VOTE ON ITEM 21

- 21) Report on the status of Cerner Electronic Health Record implementation –
RECEIVED AND FILED
Pelz-McLaughlin: 6 Ayes; 1 Absent - Alsop
- 22) Kern County Hospital Authority Chief Financial Officer report –
DIRECTOR MCLAUGHLIN COMMENDED STAFF FOR THEIR CONTINUED WORK TO
REDUCE THE NUMBER OF DAYS IN ACCOUNTS RECEIVABLE; DIRECTOR
MCLAUGHLIN REQUESTED STAFF INCLUDE A SEPARATE REPORT ON REGISTRY
STAFF VOLUME AND COST IN THE MONTHLY CHIEF FINANCIAL OFFICER REPORT AND
MADE A REFERRAL TO STAFF TO BRING BACK A TRENDING ANALYSIS REPORT OF
KERN MEDICAL CENTER BIRTHS IN SEPTEMBER; RECEIVED AND FILED
Pelz-McLaughlin: 6 Ayes; 1 Absent - Alsop
- 23) Kern County Hospital Authority Chief Executive Officer report –
RECEIVED AND FILED
McLaughlin-Pelz: 6 Ayes; 1 Absent - Alsop
- CA
- 24) Claims and Lawsuits Filed as of June 30, 2022 –
RECEIVED AND FILED
McLaughlin-Pelz: 5 Ayes; 2 Absent - Alsop, Kitchen

ADJOURNED TO CLOSED SESSION
McLaughlin-Pelz

CLOSED SESSION

- 25) Request for Closed Session regarding peer review of health practitioners (Health and Safety Code Section 101855(j)(2)) – SEE RESULTS BELOW
- 26) Request for Closed Session regarding peer review of health facilities (Health and Safety Code Section 101855(j)(2)) – SEE RESULTS BELOW
- 27) CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Chief Executive Officer Scott Thygerson, and designated staff - Employee organizations: Service Employees International Union, Local 521 (Government Code Section 54957.6) – SEE RESULTS BELOW
- 28) CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Chief Executive Officer Scott Thygerson, and designated staff - Unrepresented Employee: Chief Financial Officer (Government Code Section 54957.6) – SEE RESULTS BELOW
- 29) CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Vice President & General Counsel Karen S. Barnes, and designated staff - Unrepresented Employee: Chief Executive Officer (Government Code Section 54957.6) – SEE RESULTS BELOW

RECONVENED FROM CLOSED SESSION
Kitchen-Berjis

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

Item No. 25 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; 1 ABSENT - ALSOP), THE BOARD APPROVED ALL PRACTITIONERS RECOMMENDED FOR INITIAL APPOINTMENT, REAPPOINTMENT, RELEASE OF PROCTORING; AND REQUEST FOR ADDITIONAL PRIVILEGES; NO OTHER REPORTABLE ACTION TAKEN

Item No. 26 concerning 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. 27 concerning CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Chief Executive Officer Scott Thygerson, and designated staff - Employee organizations: Service Employees International Union, Local 521 (Government Code Section 54957.6) – HEARD; NO REPORTABLE ACTION TAKEN

Item No. 28 concerning CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Chief Executive Officer Scott Thygerson, and designated staff - Unrepresented Employee: Chief Financial Officer (Government Code Section 54957.6) – HEARD; NO REPORTABLE ACTION TAKEN

Item No. 29 concerning CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Vice President & General Counsel Karen S. Barnes, and designated staff - Unrepresented Employee: Chief Executive Officer (Government Code Section 54957.6) – HEARD; NO REPORTABLE ACTION TAKEN

ADJOURNED TO WEDNESDAY, SEPTEMBER 21, 2022 AT 11:30 A.M.

Brar



/s/ Mona A. Allen
Authority Board Coordinator



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