

**Tulare Local Health Care District  
Adjourned Regular Meeting Agenda  
Wednesday, August 3, 2022, 6:30 PM<sup>1</sup>  
Administrative Offices, Modular Building  
869 N. Cherry Street  
(Northeast corner of Terrace and Gem Street)**

**Electronic participation will be available via Zoom Webinar link/phone number below.**

**Zoom Webinar link and call-in information<sup>2</sup>:**

<https://us06web.zoom.us/j/89784626400?pwd=ZGIIZGwrUC8vd3ZlVnltYmRvVnpTOT09>

**You can also dial in using your phone**

United States: +1 253 215 8782 or +1 346 248 7799 or +1 301 715 8592

Webinar ID: 897 8462 6400

Passcode: 034620

**Special notice to individuals with disabilities:**

Please email [cwatkins@tulareregional.org](mailto:cwatkins@tulareregional.org) or call [\(559\) 685-3879](tel:559-685-3879)  
in order to request any reasonable modification or accommodation as may be needed  
to observe or participate in this meeting telephonically/electronically.

**Availability of Public Records.** All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the board members will be available for public inspection at TLHCD Administrative Offices, Modular Building, 869 North Cherry Street, Tulare, California at the same time that the public records are distributed or made available to the board members.

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<sup>1</sup> The District's Regular Meeting held July 27, 2022 was adjourned to August 3, 2022 at 6:30 PM by unanimous action of the Board. A copy of the District's Notice of Adjournment, which was posted at its Administrative Offices on July 28, 2022 at 5:03 PM in accordance with Government Code Sections 54955 and 54955.1, is available by request. This Adjourned Regular Meeting shall function as a regular meeting of the District for all intents and purposes.

<sup>2</sup> Pursuant to Government Code Section 54953(e) (as amended by AB-361), when a legislative body holds a meeting during a proclaimed state of emergency and either (a) state or local officials have imposed or recommended measures to promote social distancing, or (b) the board of the local agency, by majority vote within the last 30 days, has determined that, as a result of said emergency, meeting in person would present imminent risks to the health or safety of attendees, certain provisions of the Brown Act respecting notice, quorum and accessibility requirements applicable to meetings of local legislative bodies are modified to accommodate overriding public health concerns. A physical location for public participation in the August 3, 2022, adjourned regular meeting of the Board of Directors will therefore be provided on a limited occupancy basis. To avoid unintentional transmission of COVID-19, interested members of the public are encouraged to observe and participate in this meeting telephonically or electronically using the information provided above. Any member of the public requiring assistance in accessing these offsite technologies should email Christie Watkins at [cwatkins@tulareregional.org](mailto:cwatkins@tulareregional.org) or call 559-685-3879 at least three (3) hours prior to the scheduled commencement of this meeting.

# AGENDA

August 3, 2022

## Tulare Local Health Care District Board Members:

Kevin Northcraft	President	District 4
Mike Jamaica	Vice President	District 2
Xavier J. Avila	Secretary	District 5
Margaret Fidler	Treasurer	District 3
Brandon Taylor	Director	District 1

1. **Call to Order**
  - a. Roll Call
  - b. Welcome/Introductions
  - c. Pledge of Allegiance
  
2. **Public Comment:** The public may comment on any item of public interest within the jurisdiction of the Tulare Local Healthcare District Board of Directors. In the interest of time and equal opportunity, speakers are requested to observe a 3-minute maximum time limit (subject to change at the Chair's direction). In accordance with the Brown Act, if a member of the public addresses an item, not on the posted agenda, no response, or action on the item may occur during the meeting.
  
3. **Announcements – Board**
  
4. **Discussion and Action Relative to Energy Services Contract with ENGIE Services U.S. Inc. – Philip Smith, CEO**

ENGIE engagement would include the design, construction, and installation of energy-related improvements and maintenance services concerning the District's real property interest located at 1425 E. Prosperity Avenue, Tulare, CA 93274, commonly known as Evolutions Plaza.

  - a. Review and Provide Direction Relative to Submitted Proposed Revised ENGIE Energy Services Contract – presentations by representatives from ENGIE and Wulff, Hansen & Co. (the District's municipal advisor)
  - b. Continue Public Hearing to Receive Public Input Regarding the Energy Services Contract with ENGIE.
  - c. Adoption of Resolution 912 Regarding Modification of the ENGIE Services Contract.
  
5. **Suspend Open Session – Recess to Closed Session**
  
6. **Closed Session**
  - a. Potential Litigation (*pursuant to Ca. Govt. Code § 54956.9*)
  - b. Conference with Interim Legal Counsel – Existing litigation (*pursuant to Ca. Govt. Code § 54956.9*):
    - i. *In re Tulare Local Healthcare District dba Tulare Regional Medical Center – United States Bankruptcy Court Eastern District of California Case No. 17-13797*

- ii. *Tulare Local Health Care District v. Bruce R. Greene, et al.*, Superior Court for the State of California for Kern County Case No. BCV-19-103514
- c. Instructions to designated representative related to real property at 1425 E. Prosperity Avenue commonly known as Evolutions (*pursuant to Ca. Govt. Code § 54956.8*)
- d. Instructions to designated representative related to leases of real property located in Evolutions Plaza at 1425 E. Prosperity Avenue (*pursuant to Ca. Govt. Code § 54956.8*)
- e. Discussion and Potential Action regarding public employee evaluation of Chief Executive Officer (*pursuant to Govt. Code § 54957(b)(1)*)
- f. End closed session

**7. Reconvene Open Session – Public Report of Action Taken in Closed Session (If Necessary) pursuant to Government Code 54957.1**

**8. Adjournment – Next regular meeting is scheduled for 6:30 PM on Wednesday, August 24, 2022, at the Administrative Offices, Modular Building, Northeast corner of Terrace and Gem Street.**