

**Tulare Local Health Care District
Board of Directors Meeting
Wednesday, October 26, 2022, 6:30 PM
Administrative Offices, Modular Building
842 N. Gem 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 information¹:

<https://us06web.zoom.us/j/81897317212?pwd=OWpFQVZKVGVmQks1cmFGSWVtUzE0dz09>

You can also dial in using your phone

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

Meeting ID: 818 9731 7212

Passcode: 530276

Special notice to individuals with disabilities:

Please email cwatkins@tulareregional.org or call [\(559\) 656-1301](tel:559-656-1301)
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, 842 North Gem Street, Tulare, California at the same time that the public records are distributed or made available to the board members.

¹ 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 October 26, 2022, regular meeting of the Board of Directors will therefore be provided at the address listed above 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 Philip Smith at psmith@tulareregional.org or call 559-685-3465 at least three (3) hours prior to the scheduled commencement of this meeting.

AGENDA

October 26, 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. Consent Agenda

- a. 9/28/22 Regular Board Meeting Minutes
- b. 10/12/22 Special Meeting Minutes
- c. November 16, 2022, Regular Board Meeting, one week earlier than currently scheduled
- d. December 21, 2022, Regular Board Meeting, one week earlier than currently scheduled
- e. Discussion and Action Related to Continuation of Remote Attendance Accommodations (by Zoom) in Accordance with AB 361

5. Hospital Tower Construction Committee – John Atilano/Roy Magdaleno/Nancy Overstreet

- a. Update on Tower Project(s)

6. Tulare Hospital Foundation Update – Jan Smith, Director of Philanthropy

7. Discussion and Potential Action to Approve MDM Proposal – John Roberts

Board to consider limited parking lot repair adjacent to the Panera project at the Prosperity Center. The proposed repairs to the drive aisles are potentially covered under the Access and Ingress/Egress Easement Agreement previously signed by the District and Mr. Robert's development company. A portion of the north/south drive aisles along the shared property boundary are in poor condition and in need of repair.

- a. MDM Proposal & Map of Access Drives

8. Discussion and Potential Action regarding Western Alliance Bank Financing proposal for the Energy Services Contract with ENGIE Services U.S. Inc. – Roy Nelson, Bud Levine, Rob Pankratz, Wulff & Hansen.

Board to consider the financing options with Western Alliance regarding the energy services contract

- a. Wulff Hansen update
- b. ENGIE update

9. Discussion and Potential Action to Approve Resolution 914 Approving the Form and Authorizing the Execution of a First Supplemental Indenture of Trust Relative to Energy Services Contract with ENGIE Services U.S. Inc.

10. Discussion and Potential Action to Approve Resolution 915 Approving the Form and Authorizing the Execution and Delivery of an Indenture and a Bond Purchase Agreement in Connection with the Issuance, Sale, and Delivery of the Tulare Local Healthcare District Revenue Bonds, Series 2022.

Board to consider Resolution 915. The Energy Services Contract to be financed by this bond issuance contains energy conservation measures including interior and exterior led lighting upgrades and installation of a solar photovoltaics carport shade structure at the district-owned Evolution Gym located at 1425 E. Prosperity Ave, Tulare, California.

11. Chief Executive Officer Report

- a. Follow-up on State Audit: further review of grant funding is required
- b. Discussion related to the State Audit 2018 response
- c. Rotary/Adventist Health update: meeting of 10/19/22
- b. IT transition
- e. Evolutions
 - i. Flooring update
 - ii. Membership update
- f. Budget Summary

12. Financial Report

Discussion and Action to Approve Financials:

- a. TLHCD Internal Financial Statements – September 2022
- b. Evolutions Internal Financial Statements – September 2022

13. Suspend Open Session – Recess to Closed Session

14. Closed Session

- a. Potential Litigation (*pursuant to Ca. Govt. Code § 54956.9*).
- b. Conference with Legal Counsel – Existing litigation (*pursuant to Ca. Govt. Code § 54956.9*):
 - i. *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;
 - ii. *Boneso Bros. Construction v. Tulare Local Healthcare District*, Superior Court for the County of Tulare, Case No. VCU292615.

- c. Discussion and Potential Action regarding public employee evaluation of Chief Executive Officer (*pursuant to Govt. Code § 54957(b)(1)*).
- d. End closed session.

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

16. Adjournment – Next regular meeting is scheduled for 6:30 PM on Wednesday, November 16, 2022, at the Administrative Offices, Modular Building, Northeast corner of Terrace and Gem Street.