

Tulare Local Healthcare District
Board of Directors Meeting AGENDA
Wednesday, September 26, 2018 6:30 PM
City of Tulare Council Chambers
475 M Street, Tulare, CA

AGENDA

Tulare Local Healthcare District Board Members:

| | | |
|-------------------|------------------------|------------|
| Kevin Northcraft | President of Directors | District 4 |
| Mike Jamaica | Vice President | District 2 |
| Senovia Gutierrez | Secretary/Treasurer | District 3 |
| Xavier J. Avila | Director | District 5 |
| Stephen Harrell | 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 Items:**
 - a. Confirmation of designation of Dan Heckathorne, VP/CFO to assume responsibilities of Interim CEO Larry Blitz during Mr. Blitz' absence from September 21, 2018 to October 9, 2018
 - b. Approval of hospital policies

5. **Tulare Hospital Foundation Update**

6. **Evolutions Wellness Center Update – Evolutions Oversight Committee and EVO Management Company**

7. **Review and action on First Amendment to Lease Agreement and Memorandum of Lease Agreement between TLHD and EVO Management Company, LLC related to the premises commonly known as Evolutions to modify the existing lease between the parties related to Evolutions to accommodate for a loan commitment by EVO Management Company, LLC for the cost of physical fitness equipment previously approved by the Board.**

8. **Review and action on TLHD Resolution 862 revoking the January 26, 2016 action of the then TLHD Board of Directors dismissing the Tulare Regional Medical Center Medical Executive Committee and revoking the Medical Staff Bylaws.**
9. **Board Recognition of the Medical Executive Committee (MEC) Special recognitions of Drs. Betre and Patel**
10. **Discussion and Action on Employee Lease Agreement by and between Tulare Local Hospital District D/B/A Tulare Regional Medical Center and Adventist Health for the period beginning on or about September 2018 through on or about January 2019.**
11. **Discussion and Action on maintenance and other projects related to opening Tulare Regional Medical Center**
 - a. Status of repair and maintenance projects
 - b. Authorize and approve IT expenditures
 - c. Authorize incremental costs for chiller acquisition
 - d. Authorize and approve purchase of Biomet product
12. **Chief Executive Officer Update**
 - a. Licensing and Certification update
 - b. Adventist Health and Tulare Regional Medical Center Coordination Status – Hiring, Physicians, Contracts, Capital Projects, Rural Health Clinics
 - c. Update on plans related to CDPH
 - d. Special Legislative Audit
 - e. Public Relations
13. **Chief Financial Officer Report:**
Review and Recommend the following for Board Approval:
 - a. June, 2018 Draft Internal Financial Statements:
 - i. Comments, Balance Sheet, and Statement of Revenue and Expenses
 - b. Accounts Receivable Update
 - c. Accounts Payable Update
 - d. Supplemental Payment Recoveries Update
 - e. Cash Report Update
 - f. Update on Adventist Health Line of Credit activities
14. **Update on recruitment for administrator, support staff, and accounting for post-lease district support**
15. **Update on recruitment for legal assistance for non-litigation, non-hospital matters – Consideration and action on interim agreement for review of lease documents**
16. **Update on rental of District properties**
17. **Suspend open session – recess to closed session**
18. **Closed session**

- a. Conference with Interim Legal Counsel- Existing litigation (*pursuant to Ca. Govt. Code § 54956.9*)
 - (1) Update on Medical Malpractice and insured litigation matters to include (all cases in Tulare County Superior Court): Anderson v. Gupta; Brooks v. TRMC; Cabrera v. TRMC; Calderon v. TRMC; Dominguez v. TRMC; Griesbach v. TRMC; Ibarra v. TRMC; Metcalf v. TRMC; Oppen v. TRMC; Torres v. TRMC; Torres III v. TRMC.
 - (2) In re Tulare Local Healthcare District dba Tulare Regional Medical Center -- United States Bankruptcy Court Eastern District of California Case No. 17-13797
 - (3) HCCA v. Tulare Local Healthcare District, and Counterclaim, U.S. Bankruptcy Court Eastern District of California Adv. Proc. No. 17-01095 – B
 - (4) Kumar v. Betre—Tulare County Superior Court Case No. VCU265230 & Appeal
 - (5) Phelps v. Greene-- Tulare County Superior Court Case No. VCU270681
 - (6) Drilling v. Bell-- Tulare County Superior Court Case No. VCU267051
 - (7) Martin Soares v. TRMC-- Tulare County Superior Court Case No. VCU266902
 - (8) Gutierrez v. TLHD-- Tulare County Superior Court Case No. VCU271265
 - (9)
 - (10) TRMC v. Celtic Leasing-- U.S. Bankruptcy Court Eastern District of California Adv. Proc. No. 18-01008
 - (11) First Source Solutions USA LLC v. TRMC et. al, United States District Court, Eastern District of California Case No. 1:15 –cv-01136
 - (12)
 - (13) Zulim v TLHD – Tulare County Superior Court Case No. VCU274358.
- b. Consideration and review of settlement agreement and action on proposed settlement of litigation matters:
 - i. Specialty Laboratories v. TRMC-- U.S. Bankruptcy Court Eastern District of California Adv. Proc. No. 18-01014
 - ii. Maxim Healthcare Services v. HCCA-- U.S. Bankruptcy Court Eastern District of California Adv. Proc. No. 18-01018
- c. Conference with designated negotiators Richard Gianello and Todd Wynkoop regarding the potential real property lease of the Tulare Regional Medical Center to Adventist Health (*pursuant to Ca. Govt. Code §54956.8*)
 - (1) Report and action on Deloitte Fair Market Valuation Report
 - (2) Report and action on real property lease of Tulare Regional Medical Center to Adventist Health
- d. Review and action on contracts with physicians/physician groups to provide clinical services to patients of TLHD/TRMC (*pursuant to Ca. Govt. Code §54957*):
 - i. Call Coverage Agreement by and Between Tulare Local Healthcare District D/B/A Tulare Regional Medical Center and Fateh Entabi, M.D.
 - ii. Radiology Department Professional and Medical Director Services Agreement by and among Tulare Local Healthcare District D/B/A Tulare Regional Medical Center and Los Angeles Radiology Medical Associates, Inc.

- iii. Professional Services Agreement by and between Tulare Healthcare District D/B/A Tulare Regional Medical Center and Microcorre Diagnostic Laboratory
- iv. Anesthesia Department Professional and Medical Director Services Agreement by and among Tulare Local Healthcare District D/B/A Tulare Regional Medical Center and Parmount Anesthesia Associates, Inc.
- v. Emergency Department Professional and Medical Director Services Agreement by and among Tulare Local Healthcare District D/B/A Tulare Regional Medical Center and Vituity
- vi. Hospitalists Professional and Medical Director Services Agreement by and among Tulare Local Healthcare District D/B/A Tulare Regional Medical Center and Vituity
- e. Review and Discussion of the California Legislative Audit Office Draft Report *(pursuant to CA. Govt. Code § 54975.75)*
- f. End closed session

19. Reconvene Open Session – Public report of action taken in closed session (if necessary) pursuant to Government Code 54957.1

20. Adjournment *Next regular meeting scheduled for 6:30 PM on Wednesday October 24, 2018 at Tulare City Council Chambers.*