

**Tulare Local Health Care District
Board of Directors
Regular Meeting Agenda**

**Wednesday, July 26, 2017
Board Convenes at 4:00 p.m.**

**Evolutions Fitness & Wellness Center
Conference Room
1425 E. Prosperity Ave.
Tulare, CA 93274**

I. CALL TO ORDER
-Chair of the Board

II. CHAIR ANNOUNCEMENT
- As a result of the recent special election on July 11, 2017, Senovia Gutierrez will replace Dr. Parmod Kumar as a Board member.

III. CITIZEN REQUESTS/PUBLIC COMMENTS

IV. APPROVAL OF MINUTES

- Regular Board Meeting Minutes of June 28, 2017

Proposed Action: Approval of Minutes for the June 28, 2017 Regular Board Meeting

V. OPEN SESSION AGENDA

A. Consent Agenda

1. Request to approve the following Medical Executive Committee Policies:

None

2. Request to approve the following Tulare Local Health Care District (TLHCD) Hospital Policies:

None

B. Report by Administration - *HCCA Management*

1. Finance

- a. Quarterly Financial Update

Board of Directors:

Linda Wilbourn
Chairman and President

Parmod Kumar, MD
Vice Chairman

Richard Torrez
Treasurer

Michael Jamaica
Secretary

Kevin Northcraft
Board Member

Proposed Action: Acceptance of Quarterly Financial Statement

2. Other

a. Fiscal Year 2018 Budget Presentation

Proposed Action: Approval of Fiscal Year 2018 Budget

C. Board of Directors Discussion/Action Items

1. Board Member Reports

D. Medical Staff Report – Ronald Ostrom, D.O., Chief of Medical Staff (or MEC representative)

1. MEC Recommendations to the Board and Report of Actions

Proposed Action: Acceptance of MEC Recommendations

VI. SUSPEND OPEN SESSION - ADJOURN TO CLOSED SESSION

VII. CLOSED SESSION

Location: Administration Office, 869 N. Cherry St., Tulare, CA 93274

**A. Medical Executive Committee Report of Hospital Medical Audit or Quality Assurance Activities
- Ronald Ostrom, D.O., Chief of Medical Staff (or MEC representative)**

MEC Reports relating to Peer Review, Credentialing, and Quality Assurance, pursuant to Health and Safety Code section 32155.

B. Conference With Legal Counsel

Significant exposure to litigation pursuant to Subdivision (d)(2) of Government Code section 54956.9:

- One (1) potential action

C. Conference With Legal Counsel

Existing Litigation pursuant to subdivision (d)(1) of Government Code section 54956.9:

Discussion regarding *Ibarra v. Tulare Regional Med Center, David Smith, Douglas Middleton, Family Health Care Network, David Larios, and DOES 1 to 10*
United States District Court, Eastern District of California Case No.: 1:16-cv-0039-LJO-BAM

D. Conference With Legal Counsel

Existing Litigation pursuant to subdivision (d)(1) of Government Code section 54956.9:

Discussion regarding *Opper v. Tulare Regional Medical Center, et al.*
Tulare County Superior Court Case No.: 263554

E. Conference With Legal Counsel

Existing Litigation pursuant to subdivision (d)(1) of Government Code section 54956.9:

Discussion regarding *Lori Brooks v. Tulare Regional Medical Center*
Tulare County Superior Court Case No.: VCU266862

F. Conference With Legal Counsel

Existing Litigation pursuant to subdivision (d)(1) of Government Code section 54956.9:

Discussion regarding *Juanita Cabrera v. Tulare Regional Medical Center*
Tulare County Superior Court Case No.: VCU268660

G. Conference With Legal Counsel

Existing Litigation pursuant to subdivision (d)(1) of Government Code section 54956.9:

Board of Directors:

Linda Wilbourn
Chairman and President

Parmod Kumar, MD
Vice Chairman

Richard Torrez
Treasurer

Michael Jamaica
Secretary

Kevin Northcraft
Board Member

VIII. ADJOURN CLOSED SESSION/RECONVENE OPEN SESSION

Location: Evolutions Fitness & Wellness Center, Conference Room
1425 E. Prosperity Ave., Tulare, CA 93274

- Public report of action taken in closed session, pursuant to Government Code section 54957.1

IX. ADJOURNMENT

NOTICE TO THE PUBLIC

Tulare Regional Medical Center does not discriminate against any person on the basis of gender, religion, race, color, national origin, disability, or age in admission, treatment, or participation in its programs, services and activities, or in employment. For further information about this policy, contact: Bruce Greene of Baker & Hostetler LLP at telephone number (310) 442-8834 or by e-mail at bgreene@bakerlaw.com.

PUBLIC COMMENT PERIOD FOR REGULAR MEETINGS

At this time, members of the public may comment on any item of interest to the public that is within the subject matter jurisdiction of the Board (Gov't Code, § 54954.3(a)). Provided, however, the Board shall not take action on any item not appearing on the agenda unless the action is otherwise authorized by law. Any person addressing the Board will be limited to a maximum of three (3) minutes so that all interested parties have an opportunity to speak. If any individual causes disruption of the meeting, the Chair of the Board, after warning the speaker, may declare that the speaker is disrupting, disturbing, or impeding the orderly conduct of the meeting and order the speaker to leave the meeting room.

OPEN SESSION AGENDA ITEMS

All writings, materials and information provided to the Board for their consideration relating to any Open Session Agenda item of the meeting are available for public inspection during regular business hours at the Administration Office of the District located at 869 Cherry Street, Tulare, California.

CLOSED SESSION AGENDA ITEMS

As provided in the Ralph M. Brown Act, Government Code §54950 et seq., the Board may meet in closed session with members of its staff, employees and its attorneys. These sessions are not open to the public and may not be attended by members of the public. The matters the Board will meet on in closed session are identified in the Regular Meeting agenda. Any public reports of action taken in the closed session will be made in accordance with Government Code § 54957.1.

COMPLIANCE WITH ADA

The agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. § 12132) and the Ralph M. Brown Act (Cal. Gov't Cod. § 54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact the Executive Office at (559) 685-3462, during regular business hours.

Board of Directors:

Linda Wilbourn
Chairman and President

Parmod Kumar, MD
Vice Chairman

Richard Torrez
Treasurer

Michael Jamaica
Secretary

Kevin Northcraft
Board Member

**Tulare Local Health Care District
Board of Directors
Regular Meeting Minutes**

**Wednesday, June 28, 2017
Board Convened at 4:00 p.m.**

**Evolutions Fitness & Wellness Center
Conference Room
1425 E. Prosperity Ave.
Tulare, CA 93274**

PRESENT

Linda Wilbourn, Chair and President
Parmod Kumar, M.D., Vice Chair
Richard Torrez, Treasurer
Michael Jamaica, Secretary
Kevin Northcraft, Board Member

OTHERS PRESENT

Benny Benzeevi, M.D., Chair HCCA
Claudia Razo, Executive Administration Assistant
Legal Counsel (Baker & Hostetler LLP)
Community Members

I. CALL TO ORDER

Chair Linda Wilbourn called the meeting to order at 4:00 p.m.

II. CITIZEN REQUESTS/PUBLIC COMMENTS

The following individuals provided public comments:

- Mr. Frank Lockport
- Mr. Davin Jackson
- Mr. Aldo Romero
- Ms. Norma Bueno
- Ms. Eloida Bernard
- Mr. Tiofilo Huerta
- Mr. Jaime Valdez
- Ms. Janet Hicks
- Ms. Dorothy Mosqueda
- Ms. Juana Mendez
- Mr. Jose Aguilar
- Mr. Richard Torrez, Jr.
- Mr. Emmanuel Fernandez
- Ms. Kari Rivera
- Ms. Michelle Patterson
- Mr. Stan Felton
- Mr. Jose Guzman
- Mr. Vicente Guzman
- Ms. Linda Callanan presented the Baby Friendly award to Chair Linda Wilbourn

Board of Directors:

Linda Wilbourn
Chairman and President

Parmod Kumar, MD
Vice Chairman

Richard Torrez
Treasurer

Michael Jamaica
Secretary

Kevin Northcraft
Board Member

- Mr. Alberto Aguilar
- Ms. Teresa Berbereia

III. APPROVAL OF MINUTES

- Amendment to the Special Board Meeting Minutes of January 27, 2017

Action: Dr. Parmod Kumar made a motion to approve the amendment to the minutes for the Special Board Meeting for January 27, 2017. Richard Torrez seconded the motion. The motion passed 3-2.

- Regular Board Meeting Minutes of May 24, 2017 and Special Board Meeting Minutes of June 20, 2017

Action: Dr. Parmod Kumar made a motion to approve the minutes for the Regular Board Meeting for May 24, 2017. Kevin Northcraft seconded the motion. Richard Torrez was absent for the vote. The motion passed 4-0.

Action: Dr. Parmod Kumar made a motion to approve the minutes for the Special Board Meeting for June 20, 2017. Kevin Northcraft seconded the motion. The motion passed 5-0.

IV. OPEN SESSION AGENDA

A. Consent Agenda

1. Request to approve the following Medical Executive Committee Policies:

10-1050	Infant and Child Passenger Restraint Devices Safety Policy
12-3085	Telemetry Application and Monitoring
12-3110	Discharge Criteria of Newborn
13-5061	Night Locker Medications
20-2003	Guidelines for Intravenous Tissue Plasminogen Activator Tenecteplase (TNKase) Use In Acute Myocardial Infarction
21-1000	Code Black (Active Shooter)
21-2003	Code Pink—Newborn-Infant Abduction
21-2007	Code Silver—Person with a Weapon and/or Hostage Situation
21-2013	Media Communications During a Disaster
22-1011	Identification of Staff, Physicians, Visitors, Vendors and/or Consultants

2. Request to approve the following Tulare Local Health Care District (TLHCD) Hospital Policies:

14-3017	Oxygen or Vacuum Shutdown Procedure
16-4003	Flame and Combustion Rating of Purchased Furniture, Furnishings, Wall and Floor Coverings
22-1010	Quality Audits
22-1014	Asbestos Management Program 2016 Annual Evaluation of Medical Equipment

Action: Richard Torrez made the motion to approve the Consent Agenda items. Dr. Parmod Kumar seconded the motion. The motion passed 5-0.

B. Report by Administration - HCCA Management

1. Compliance and Quality

Board of Directors:

Linda Wilbourn
Chairman and President

Parmod Kumar, MD
Vice Chairman

Richard Torrez
Treasurer

Michael Jamaica
Secretary

Kevin Northcraft
Board Member

a. Update

2. **Tower Construction update**

3. **Tower Financing update**

4. **Other**

a. No further update

C. Board of Directors Discussion/Action Items

1. Board Member Reports

The next scheduled Regular Board Meeting will take place on July 26, 2017 at 4:00 p.m.

D. Medical Staff Report – *Ronald Ostrom, D.O., Chief of Medical Staff*

1. MEC Recommendations to the Board and Report of Actions

Action: Michael Jamaica made the motion to approve of the MEC Recommendations. Richard Torrez seconded the motion. The motion passed 5-0.

V. SUSPEND OPEN SESSION - ADJOURN TO CLOSED SESSION

Chair Linda Wilbourn announced the closed session items, then adjourned to closed session at 5:18 p.m.

VI. CLOSED SESSION

Location: Administration Office, 869 N. Cherry St., Tulare, CA 93274

A. Medical Executive Committee Report of Hospital Medical Audit or Quality Assurance Activities

- Ronald Ostrom, D.O., Chief of Medical Staff

MEC Reports relating to Peer Review, Credentialing, and Quality Assurance, pursuant to Health and Safety Code section 32155.

B. Conference With Legal Counsel

Existing Litigation pursuant to subdivision (d)(1) of Government Code section 54956.9:

Discussion regarding Ibarra v. Tulare Regional Med Center, David Smith, Douglas Middleton, Family Health Care Network, David Larios, and DOES 1 to 10

United States District Court, Eastern District of California Case No.: 1:16-cv-0039-LJO-BAM

C. Conference With Legal Counsel

Existing Litigation pursuant to subdivision (d)(1) of Government Code section 54956.9:

Discussion regarding Opper v. Tulare Regional Medical Center, et al.

Tulare County Superior Court Case No.: 263554

VII. ADJOURN CLOSED SESSION/RECONVENE OPEN SESSION

Location: Evolutions Fitness & Wellness Center, Conference Room

1425 E. Prosperity Ave., Tulare, CA 93274

Vice Chair Dr. Kumar adjourned closed session and reconvened to open session at approximately 6:26 p.m.

Pursuant to Government Code section 54957.1, the following reportable actions were taken by the Board in Closed Session:

Item A – The Board took action to accept the closed session MEC Reports relating to Peer Review, Credentialing, and Quality Assurance as presented by Dr. Ostrom. The motion was made by Kevin

Board of Directors:

Linda Wilbourn
Chairman and President

Parmod Kumar, MD
Vice Chairman

Richard Torrez
Treasurer

Michael Jamaica
Secretary

Kevin Northcraft
Board Member

Northcraft to accept the MEC Reports as presented. Michael Jamaica seconded the motion. The motion passed 5-0.

VIII. ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 6:35 p.m.

Respectfully Submitted,

Michael Jamaica, Secretary

NOTICE TO THE PUBLIC

Tulare Regional Medical Center does not discriminate against any person on the basis of gender, religion, race, color, national origin, disability, or age in admission, treatment, or participation in its programs, services and activities, or in employment. For further information about this policy, contact: Bruce Greene of Baker & Hostetler LLP at telephone number (310) 442-8834 or by e-mail at bgreene@bakerlaw.com.

PUBLIC COMMENT PERIOD FOR REGULAR MEETINGS

At this time, members of the public may comment on any item of interest to the public that is within the subject matter jurisdiction of the Board (Gov't Code, § 54954.3(a)). Provided, however, the Board shall not take action on any item not appearing on the agenda unless the action is otherwise authorized by law. Any person addressing the Board will be limited to a maximum of three (3) minutes so that all interested parties have an opportunity to speak. If any individual causes disruption of the meeting, the Chair of the Board, after warning the speaker, may declare that the speaker is disrupting, disturbing, or impeding the orderly conduct of the meeting and order the speaker to leave the meeting room.

OPEN SESSION AGENDA ITEMS

All writings, materials and information provided to the Board for their consideration relating to any Open Session Agenda item of the meeting are available for public inspection during regular business hours at the Administration Office of the District located at 869 Cherry Street, Tulare, California.

CLOSED SESSION AGENDA ITEMS

As provided in the Ralph M. Brown Act, Government Code §54950 et seq., the Board may meet in closed session with members of its staff, employees and its attorneys. These sessions are not open to the public and may not be attended by members of the public. The matters the Board will meet on in closed session are identified in the Regular Meeting agenda. Any public reports of action taken in the closed session will be made in accordance with Government Code § 54957.1.

COMPLIANCE WITH ADA

The agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. § 12132) and the Ralph M. Brown Act (Cal. Gov't Cod. § 54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact the Executive Office at (559) 685-3462, during regular business hours.

Board of Directors:

Linda Wilbourn
Chairman and President

Parmod Kumar, MD
Vice Chairman

Richard Torrez
Treasurer

Michael Jamaica
Secretary

Kevin Northcraft
Board Member