



NUECES COUNTY HOSPITAL DISTRICT
Administrative Offices

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BOARD OF MANAGERS RESOLUTION
FEBRUARY 28, 2017

**A RESOLUTION AUTHORIZING THE ADMINISTRATOR TO SUBMIT A
UNIFORM HOSPITAL RATE INCREASE PROGRAM PARTICIPATION APPLICATION
WITH THE TEXAS HEALTH AND HUMAN SERVICES COMMISSION
FOR THE PRIMARY BENEFIT OF HOSPITALS LOCATED WITHIN NUECES COUNTY**

WHEREAS, the Nueces County Hospital District ("Hospital District" or "District") is a body politic and corporate and a political subdivision of the State of Texas, established and created pursuant to the Texas Constitution, Article IX, Section 4 and the Texas Health and Safety Code (the "Health Code"), Chapter 281, and operated in accordance with the Health Code and other applicable laws of the State of Texas;

WHEREAS, the Hospital District's Board of Managers ("Board") have been duly appointed pursuant to Health Code, §281.021(a); and pursuant to collective authorities of Health Code, §281.047 and §281.048, the Board is the Hospital District's governing body and the Board has, and at the time of adoption of this Resolution had, full power and authority to manage, control, administer, and to adopt rules governing operation of the District;

WHEREAS, the Texas Health and Human Services Commission ("HHSC") is currently seeking approval from the federal Centers for Medicare and Medicaid Services ("CMS") to implement managed care uniform rate increases for hospital services ("UHRIP") beginning September 1, 2017 and, if approved, said increases would work toward reducing hospitals' Medicaid shortfall in the managed care service delivery areas ("SDA") in which the increases are implemented;

WHEREAS, HHSC's proposed new rules on January 20, 2017 regarding the Medicaid Managed Care Delivery System and Provider Payment Initiatives relating to govern the UHRIP at 1 Texas Administrative Code §353.1301 (General Provisions) and §353.1305 (Regional Uniform Rate Increases for Hospital Services);

WHEREAS, the HHSC deadline for submitting a 2017 UHRIP participation application is March 1, 2017; and

WHEREAS, the Board desires to facilitate submission of a 2017 UHRIP participation application relating to the Nueces SDA for the primary benefit of hospitals located within Nueces County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MANAGERS OF THE NUECES COUNTY HOSPITAL DISTRICT, THAT:

1. The Board hereby authorizes the Administrator to submit or participate in the joint submission of a 2017 UHRIP participation application to HHSC relating to the Nueces SDA for the primary benefit of hospitals located within Nueces County.
2. The Administrator shall be and is expressly authorized and directed to do and perform all acts, and to execute all instruments and other related documents, whether or not herein cited, as required to carry out the intent, terms, and provisions of this Resolution, such execution to be conclusively evidenced by the performance of such acts.
3. The Administrator, in his capacity as the Secretary of the Hospital District Board, be and is hereby legally authorized and empowered to perform all acts described above and certify these resolutions and that the provisions hereof are in conformance with the laws of the State of Texas and the Governing Board Bylaws of the Hospital District.
4. This Resolution shall take effect and be in full force and effect upon and after its passage.
5. The Board retains its right to amend or repeal this Resolution.

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**NUECES COUNTY HOSPITAL DISTRICT
BOARD OF MANAGERS**

Van Huseman
Chairman

Claude C. Jennings, C.P.A.
Vice Chairman

Rodney J. Hart, P.E.
Member

Irma Caballero
Member

Robert N. Corrigan, Jr.
Member

John E. Valls
Member

Ted A. Daniel
Member

CERTIFICATE OF SECRETARY

THE STATE OF TEXAS

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§
§
§
§

COUNTY OF NUECES

NUECES COUNTY HOSPITAL DISTRICT

THE UNDERSIGNED HEREBY CERTIFIES that:

1. The members of the Board of Managers (the "Board") of the Nueces County Hospital District (the "Hospital District") have been duly appointed pursuant to Texas Health and Safety Code (the "Health Code"), §281.021.

2. Pursuant to Health Code, §281.021(a), the Hospital District's Board of Managers (the "Board") have been duly appointed; pursuant to Health Code, §281.048, the Board is the governing body of the Hospital District; and pursuant to the collective authorities of Health Code, §281.047 and §281.048, the Board has, and the time of adoption of this Resolution had, full power and authority to manage, control, administer, and to adopt rules governing operation of the Hospital District.

3. On the **28th day of February, 2017** the Board convened in a special meeting at the Hospital District's regular meeting place (the "Meeting"), the duly constituted members and officers of the Board being as follows:

- Van Huseman, Chairman
- Claude C. Jennings, C.P.A., Vice Chairman
- Rodney J. Hart, P.E.
- Irma Caballero
- Robert N. Corrigan, Jr.
- John E. Valls
- Ted A. Daniel

and all of said persons were present, except the following absentees:

_____ and _____, thus constituting a quorum.

4. Among other business considered at the Meeting, the attached resolution entitled:

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is a true copy of a resolution introduced and submitted to the Board for consideration toward passage and adoption (the "Resolution"). After presentation and discussion, it was then duly moved and seconded that the Resolution be passed and adopted. The motion to pass and adopt the Resolution prevailed and carried by the following viva voce vote:

YEAS: _____
 NAYS: _____
 PRESENT NOT VOTING: _____
 ABSENT: _____

all as shown in the official Minutes of the Board for the Meeting.

5. The attached Resolution is a true and correct copy of the original on file in the official records of the Hospital District; the duly qualified and acting members of the Board on the date of the Meeting are those persons shown above, and, according to the records of my office, each member of the Board was given actual notice of the time, place, and purpose of the Meeting and had actual notice that the Resolution would be considered; and the Meeting and deliberation of the aforesaid public business, was open to the public and written notice of said meeting, including the subject of the Resolution, was posted and given in advance thereof in compliance with the provisions of Chapter 551, Texas Government Code, as amended.

6. I am the Secretary of the Board having been duly appointed pursuant to Health Code, §281.023(b).

7. The foregoing Resolution is in full force and effect; that the same has not been rescinded, nor has it been amended or modified in any way.

IN WITNESS WHEREOF, I have hereunto signed my name officially and affixed the seal of the Hospital District on this the **28th day of February, 2017**.

Jonny F. Hipp
Secretary, Board of Managers
Nueces County Hospital District

{HOSPITAL DISTRICT SEAL}