

DRAFT

**BOARD OF MANAGERS
NUECES COUNTY HOSPITAL DISTRICT
REGULAR MEETING
APRIL 23, 2024**

The Nueces County Hospital District Board of Managers met at 12:00 p.m. April 23, 2024 in the NCHD Board Room at 555 N. Carancahua, Suite 950 – A Corpus Christi, Texas.

HOSPITAL DISTRICT REPRESENTATIVES:

Jonny F. Hipp	Administrator/CEO
Belinda Espinoza	Asst. Administrator, Admin. Services
Donna Littlefield	Director, Accounting & Finance
Mary Esther Guerra	Assistant County Attorney
John B. Martinez	General Counsel
Adam Robison	Legal Counsel
Melissa Quintanilla	Executive Assistant/Human Resources
Carmina Hernandez Moreno	Administrative Assistant

OTHERS PRESENT:

Dr. John Lusins MD	South Texas Mental Health Associates
Jodie Harrell-Salmon	Corpus Christi Medical Center – via Zoom
Becky Rios	Corpus Christi Christus Spohn – via Zoom
Mark Hendrix	NCMHID – via Zoom

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1. WELCOME

2. ROLL CALL OF BOARD OF MANAGERS

☒ John E. Valls, MBA, Chairman
☒ Vishnu V. Reddy, M.D., Vice Chairman
☒ Sylvia Tryon Oliver
☒ Belinda Flores, R.N.
☒ Judge Mariana Garza
☒ Efrain Guerrero, Jr.
☒ Arthur Granado

**3. CALL TO ORDER, ESTABLISHMENT OF QUORUM, MEETING POSTING
CONFIRMATION, AND CLOSED MEETING NOTICE:**

A. Call to order – John E. Valls, Chairman.
The meeting was called to order by Mr. Valls at 12:08 p.m.

B. Establish quorum – Mr. Valls, Chairman
A quorum was present with five members in attendance.

**John E. Valls, MBA, Chairman – PRESENT
Vishnu V. Reddy, M.D., Vice Chairman – PRESENT
Sylvia Tryon Oliver, Member – PRESENT
Belinda Flores, R.N., Member – PRESENT
Arthur Granado, Member – PRESENT
Judge Mariana Garza, Member – ABSENT
Efrain Guerrero, Jr., Member – ABSENT**

C. Confirm posting of Meeting's public notice in accordance with Texas Open Meetings Act, Texas Government Code, Chapter 551.

D. Public notice is hereby given that the Board of Managers may elect to go into Closed Meeting session(s) at any time during the meeting to discuss any matter(s) listed on the agenda when so authorized by the provisions of the Open Meetings Act, Texas Government Code, Chapter 551.

4. ANNOUNCEMENT ON DISCLOSURE OF CONFLICTS OF INTEREST. Any Conflicts of Interest or Appearance of a Conflict of Interest with items on this agenda shall be declared at this time. Members with conflicts will refrain from voting and are asked to refrain from discussion on such items. Conflicts discovered later in the meeting shall be disclosed at that time.

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5. PUBLIC COMMENT - Persons attending in-person and wishing to comment on any item(s) on the agenda or any subject within the Board's responsibilities must sign-in on the "Agenda Item Request to Speak" form provided at the entrance of the Board meeting room at least five (5) minutes prior to commencement of the meeting. Persons attending via audio or video conference and wishing to comment on any item(s) on the agenda or any subject within the Board's responsibilities must verbally notify the presiding officer of their desire to comment when the officer calls for public comment from those attending via audio and video conference. Commenters shall limit their comments to three (3) minutes, except that Commenters addressing the Board through a translator shall limit their comments to six (6) minutes.

No one to speak for Public Comment.

6. CONSENT AGENDA - The Consent Agenda consists of those agenda items which are routine, administrative in nature, not in need of separate attention, and which a member of the Board has not requested be discussed separately. If requested to be discussed separately, that agenda item will be removed from the Consent Agenda by the presiding officer to the Regular Agenda and discussed as a part of the Regular Agenda at the appropriate time. All remaining items listed under the Consent Agenda will be voted upon in a single vote:

A. Approve Board of Managers Regular Meeting minutes of March 26, 2024.

B. Receive summary payment information on Nueces County health care disbursements for Fiscal Year 2024 year-to-date:

1. Salaries, benefits, supplies, and intergovernmental transfers at/for City of Corpus Christi/Nueces County Public Health District;
2. Emergency medical services provided in unincorporated areas of Nueces County;
3. Supplemental and jail diversion program funding for Nueces Center for Mental Health and Intellectual Disabilities;
4. Medical services provided at County correctional facilities:
 - a. Nueces County Jail; and
 - b. Nueces County Juvenile Detention Center;
5. Funding for alcohol and drug abuse treatment programs:
 - a. Cenikor (Charlie's Place);
 - b. Council on Alcohol and Drug Abuse; and
 - c. Palmer Drug Abuse Program;

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6. Funding for diabetes prevention and supporting programs;
7. Public health grants; and
8. Legal and professional fees.

C. Receive summary imputed claims information on medical and hospital care provided to the Nueces Aid Program population consistent with the CHRISTUS Spohn Health System Corporation Amended and Restated Membership Agreement for fiscal year-to-date period-ended March 31, 2024.

D. Receive fiscal year-to-date Specified Annual Percentage-related revenue reports; revenue receipts pursuant to CHRISTUS Spohn Health System Corporation Amended and Restated Membership Agreement, Section 5.03.

E. Receive monthly statement of escrow amounts deposited and/or withdrawn by CHRISTUS Spohn Health System Corporation; deposits pursuant to and consistent with Schedule 1 to CHRISTUS Spohn Health System Corporation Amended and Restated Membership Agreement; receive statement for month-ended March 31, 2024.

F. Receive statement of amounts deposited to and/or withdrawn from Local Provider Participation Fund for fiscal year-to-date; deposits and withdrawals pursuant to Board of Managers Order authorizing participation in a health care provider participation program pursuant to Texas Health and Safety Code, Chapter 298C, as amended.

G. Receive summary report of cumulative estimated provider payments and actual intergovernmental transfers made in support of local and other healthcare providers participating in Medicaid supplemental and directed payment programs sponsored by the Texas Health and Human Services Commission (HHSC):

1. Directed Payment Programs - Medicaid managed care organization payments to healthcare providers that support overall Medicaid program goals and objectives:
 - a. Comprehensive Hospital Increase Reimbursement Program (CHIRP);
 - b. Network Access Improvement Program (NAIP);
 - c. Texas Incentives for Physicians and Professional Services (TIPPS);
 - d. Uniform Hospital Rate Increase Program (UHRIP); and
2. Supplemental Payment Programs - HHSC-directed payments made to hospitals for achieving certain goals or to support health care providers that see significant numbers of uninsured or persons without much money:
 - a. Disproportionate Share Hospitals (DSH) program;
 - b. Graduate Medical Education (GME);

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c. Hospital Uncompensated Care (UC) pool; and

3. Phase-Out Programs:

a. Delivery System Reform Incentive Payment (DSRIP) pool.

H. Receive reports relating to Nueces Aid Program enrollment for the month-ended March 31, 2024:

1. Total Persons and Households Enrolled;
2. Enrollment Summary;
3. Denials;
4. Application Processing Summary; and
5. Enrollment by Zip Code.

Consent Agenda approved. Motion by Ms. Flores and seconded by Ms. Oliver. MOTION CARRIED.

7. REGULAR AGENDA - The Regular Agenda consists of those agenda items which are non-routine, not administrative in nature, or are otherwise in need of separate attention. Each Regular Agenda item will be voted upon separately if action is required:

A. Financial Statements:

1. Receive and approve unaudited financial statements for the month and fiscal year-to-date period ended March 31, 2024. (***ACTION***)

**Motion by Ms. Oliver and seconded by Ms. Flores.
MOTION CARRIED.**

B. Bank Depository:

1. Qualify and designate Frost Bank as depository for Hospital District funds for the period October 1, 2023 - September 30, 2027; qualification and designation finalizes Board of Managers award of Request for Applications No. 2023-01 on August 22, 2023; qualification and designation pursuant to Chapter 116, Texas Local Government Code:
 - a. Qualify Frost Bank as depository:
 1. Approve securities pledged by Frost Bank for deposited Hospital District funds; approval pursuant to Texas Local Government Code, §116.051;
 - b. Designate Frost Bank as depository:
 1. Adopt Board of Managers Order designating Frost Bank as depository for Hospital District funds; designation pursuant to Texas Local Government Code, §116.025;

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- c. Approve depository-related Agreements with Frost Bank and authorize Administrator to execute Agreements:
 - 1. Bank Depository Agreement; and
 - 2. Security Agreement.
- d. Approve depository-related Agreements with Federal Reserve Bank of Boston and authorize Administrator to execute Agreements; approval pursuant to Public Funds Collateral Act, Government Code, §2257.041:
 - 1. Pledge Agreement.
- e. Authorize Administrator to execute all other depository-related agreements and documents. **(ACTION)**

**Motion by Dr. Reddy and seconded by Ms. Oliver.
MOTION CARRIED.**

C. Opioid Settlement Funds:

- 1. Receive information on Texas Comptroller of Public Accounts' final rule 34 TAC 16.222 relating to Texas Opioid Abatement Fund Council's distribution of settlement funds and hospital districts' receipt of those funds. **(INFORMATION)**
- 2. Adopt Board of Managers Resolution required by Comptroller of Public Accounts relating to acceptance and use of funds distributed by the Texas Opioid Abatement Fund Council under Texas Government Code, Section 403.508(a)(2) and 34 Texas Administrative Code, Section 16.222; and authorize the Administrator to act on behalf of the District in all matters related to the above funds. **(ACTION)**

**Motion by Ms. Flores and seconded by Dr. Reddy.
MOTION CARRIED.**

D. Fiscal Year 2025 Budget:

- 1. Discuss activities relating to preparation of budget for Fiscal Year 2025 (October 1, 2024 - September 30, 2025), including consideration of timelines, workshops, and other related activities. **(INFORMATION)**

E. Administrator's Actions:

- 1. Ratify Administrator's action(s) performed as part of his duties directing the affairs of the Hospital District and/or as required by the Board of Managers; duties established pursuant to Texas Health and Safety Code, §281.026(e):
 - a. Letter of Support issued to the Port of Corpus Christi Authority relating to Cimbar Resources, Inc. and its intent to establish a mineral processing-related

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Foreign Trade Zone at 322 Manning Road, Corpus Christi, Texas. **(ACTION)**

**Motion by Ms. Flores and seconded by Dr. Reddy.
MOTION CARRIED.**

b. Letter Agreement with Frost Bank extending current depository and related agreements through June 30, 2024. **(ACTION)**

**Motion by Ms. Oliver and seconded by Dr. Reddy.
MOTION CARRIED.**

8. ADMINISTRATOR'S BRIEFING:

A. Next scheduled Board of Managers regular meeting (meeting's date, time, and location are subject to change):

1. Board of Managers: Tuesday, May 28, 2024, 12:00 Noon in NCHD Board of Managers Meeting Room at 555 North Carancahua Street, Room 950-A, Corpus Christi, Texas 78401. **(INFORMATION)**

9. CLOSED MEETING - Public Notice is hereby given that the Board of Managers may go into closed meeting session(s) at any time during the meeting to discuss any matter(s) listed on the agenda, when so authorized by the provisions of the Open Meetings Act, Texas Government Code, Chapter 551. *To the extent there has been a past practice of distinguishing items for public deliberation and those for executive session, the public is advised that the Board is departing from that practice and reserves the right to discuss any listed agenda items in a closed meeting when authorized by law to do so.* When the Board goes into closed session(s) regarding an agenda item(s), the session(s) of the Open Meetings Act authorizing the closed session will be publicly announced by the presiding officer. Should any final action, final decision, or final vote be required in the opinion of the Board with regard to any matter considered in closed session(s), then the final action, final decision, or final vote shall be either: (a) in the open meeting covered by the Notice upon reconvening of the public meeting; or (b) at a subsequent public meeting of the Board upon notice thereof, as the Board shall determine pursuant to applicable laws. The Board specifically expects to go into a closed session(s) on the matters listed below pursuant to the Act, §551.071.

A. Consult with attorneys on matters relating to provisions of the CHRISTUS Spohn Health System Corporation Membership Agreement, Escrow Agreement, and Memorandum of Understanding Related to Termination of the Membership Agreement, and related matters.

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B. Consult with attorneys on matters relating to the Letter Agreement with CHRISTUS Spohn Health System Corporation relating to Hospital District's support of CHRISTUS Spohn's Emergency Medicine Residency Program, and related matters.

Mr. Valls, Chairman called for Closed Session at 12:35 p.m.

10. **OPEN MEETING** - Following the Closed Meeting, the Board of Managers will reconvene the Open Meeting prior to taking any action(s) on matters considered in the Closed Meeting or adjourning the meeting.

Mr. Valls, Chairman called for Open Session at 12:59 p.m.

A. Discuss and consider final action, decision, or vote on matters considered in Closed Meeting. (***ACTION AS NEEDED***)

No action taken.

11. **ADJOURN**

**Motion to adjourn by Mr. Valls, Chairman
at 12:59 p.m.**

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PRESIDING OFFICER

John E. Valls, MBA, Chairman

ATTEST:

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