

**MINUTES
BOARD OF MANAGERS
NUECES COUNTY HOSPITAL DISTRICT
REGULAR MEETING
JUNE 16, 2020**

The Nueces County Hospital District Board of Managers will hold a regular meeting via teleconference on Tuesday, June 16, 2020 at 12:00p.m. in the NCHD Board Room, located at 555 North Carancahua Street, Room 950 – A, Corpus Christi, Texas.

HOSPITAL DISTRICT REPRESENTATIVES:

Jonny F. Hipp	Administrator/CEO
Belinda E. Chism	Assistant Administrator, Administrative Services
Donna Littlefield	Director, Accounting & Finance
Wm DeWitt Alsup	Attorney, Alsup Law Firm
Mary Esther Guerra	Assistant County Attorney – via Telephone
Melissa Quintanilla	Executive Assistant/Human Resources
Carmina Hernandez Moreno	Administrative Assistant

OTHERS PRESENT:

Yasmene McDaniel	CCMC
Eric Evans	CCMC
Amanda Cutbirth	Nueces County Opioid Task Force
Thomas Graham	Crosswinds
Michelle Romel	CCMC
Hannah Pebbles	HMG Law Firm
Rene C. Flores	Democrat Nominee for Nueces County Atty
Barbara Canales	Nueces County Judge
Tiffany Anderson	Communication Asst. to Judge Canales – Crosswinds
J.R. Delagarza	Coastal Bend Wellness Foundation
Robert Durand	Crosswinds Contractor
Bill Hoelscher	Coastal Bend Wellness Foundation
Jim Ragan	Attorney
Joe (JAG) Gonzalez	Nueces County Commissioner – via Telephone
Michele Mora-Trevino	Christus Spohn – via Telephone
Maggie Turner	Nueces County Asst to Judge Canales – via Telephone
Mark Hendrix	NCMHID – via Telephone
Mike Davis	NCMHID – via Telephone
J.T. Graham	Crosswinds – via Telephone

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Bria Robinson Crosswinds – via Telephone
Others names inaudible

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1. **CALL TO ORDER** – Mr. Martinez, Chairman
The meeting was called to order by Mr. Martinez at 12:04 p.m.
 2. **ESTABLISHMENT OF QUORUM** – Mr. Martinez
A quorum was present with all members in attendance.

John B. Martinez – Chairman – PRESENT
Sylvia T. Oliver – Vice Chair – PRESENT
Vishnu V. Reddy MD – Member – PRESENT
Belinda Flores – Member – PRESENT
Pamela L. Brower – Member – PRESENT
Daniel W. Dain – Member – PRESENT
John E. Valls – Member – PRESENT

3. **PUBLIC COMMENT** - Persons 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. 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. See the "Public Comment" section of the preceding General Information page for additional information.

Eric Evans
Yasmene McDaniel
Michelle Romel
Rene Flores

4. **CONSENT AGENDA** - See the "Consent Agenda" section of the preceding General Information page for an explanation of the Consent Agenda and for additional information.

A. Confirm posting of Meeting's public notice.

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- B. Approve minutes of May 19, 2020 Board of Managers Regular Meeting.
- C. Receive listing of new vendors as of June 10, 2020; listing provided pursuant to Board of Managers Bylaws, Article 2, §2.1 B and Texas Local Government Code, Chapter 176.
- D. Receive summary payment information on Nueces County health care disbursements for Fiscal Year 2020 year-to-date:
 - 1) Salaries, benefits, supplies, and intergovernmental transfers at/for Corpus Christi/Nueces County Public Health Department;
 - 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;
 - 6) Funding for diabetes prevention and supporting programs;
 - 7) Public health grants; and
 - 8) Legal and professional fees. (*Finance Committee*)
- E. Receive reports relating to Nueces Aid Program enrollment for the month-ended May 31, 2020. (*Finance Committee*)
- F. Receive revenue reports relating to CHRISTUS Spohn Health System Corporation Amended and Restated Membership Agreement for fiscal year-to-date. (*Finance Committee*)
- G. 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

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Agreement for fiscal year-to-date period-ended May 31, 2020. (*Finance Committee*)

- H. Receive summary report of Hospital District's intergovernmental transfers made in support of local and other healthcare providers participating in Medicaid supplemental payment programs sponsored by the Texas Health and Human Commission year-to-date:
- 1) Texas Healthcare Transformation and Quality Improvement Program (Medicaid 1115 Waiver):
 - a) Delivery System Reform Incentive Payment (DSRIP) pool; and
 - b) Hospital Uncompensated Care (UC) pool.
 - 2) Disproportionate Share Hospitals (DSH) program;
 - 3) Network Access Improvement Program (NAIP);
 - 4) Uniform Hospital Rate Increase Program (UHRIP); and
 - 5) Graduate Medical Education (GME). (*Finance Committee*)
- I. 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 May 31, 2020. (*Finance Committee*)

Motion by Mr. Valls and seconded by Ms. Brower on Items 4. A – I for exception B. MOTION CARRIED.

Motion by Ms. Oliver and seconded by Dr. Reddy on Item 4. C as modified. MOTION CARRIED.

5. REGULAR AGENDA:

A. Finance Committee:

- 1) Receive and approve unaudited financial statements for fiscal year-to-date period ended May 31, 2020. (**ACTION**)

Motion by Ms. Brower and seconded by Mr. Valls. MOTION CARRIED.

- 2) Receive and discuss information relating to projected revenues and expenditures for fiscal year-end September 30, 2020. (**INFORMATION**)

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- 3) Receive and discuss information relating to development of the Hospital District's Fiscal Year 2020-2021 Annual Budget. (*INFORMATION*)
- 4) Receive and discuss summarized historical Nueces Aid Program mental health inpatient and outpatient adjudicated claims information and related reports. (*INFORMATION*)

B. Community Mental Health:

- 1) Receive April 2020 Progress Report on work performed under continuing Professional Services Agreement between Meadows Mental Health Policy Institute, Nueces County, and Hospital District relating to preparation of a comprehensive needs assessment for Nueces County that can serve as the basis for a systematic approach to providing services for mental illnesses and substance abuse disorders in the County. (*INFORMATION*)
- 2) Receive quarterly report from Nueces Center for Mental Health and Intellectual Disabilities (NCMHID) on activities performed under Interlocal Agreement between NCMHID, Nueces County, and Hospital District relating to diversion of persons from jails or other detention facilities, provision of crisis intervention teams, expansion of mobile crisis outreach, and development of jail-based competency restoration. (*INFORMATION*)
- 3) Receive and discuss information from CHRISTUS Spohn Health System relating to planned demolition of Memorial Medical Center and provision of mental health services. (*INFORMATION*)
- 4) Discuss and consider actions relating to revised plan from Board of Managers' Ad-Hoc Committee on a comprehensive and long-range Behavioral Health initiative for Nueces County. (*ACTION*)

**Motion to table by Mr. Valls and seconded by Mr. Dain
MOTION CARRIED.**

- 5) Receive report on work performed under Personal Services Contract between Thomas L. Graham, Nueces County, and Hospital District relating to: (a) communications plan to assess the communications, public education, and engagement needs of the community and identify and implement steps to address through public education, public health care issues and available services, for mental health issues, opioid addiction issues, COVID-19 issues

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and other health care concerns within Nueces County; and (b) Hospital District website upgrade. (*INFORMATION*)

C. Public Health:

- 1) Receive report on work performed under Personal Services Contract between Robert T. Durand, Nueces County, and Hospital District relating to management of Nueces County's social media channels addressing and providing public information on public health care issues such as COVID-19, County emergency situations, general County information as well as other health care and safety concerns and the available services within Nueces County. (*INFORMATION*)

D. COVID-19 Pandemic:

- 1) Receive update on activity related to establishment of a dedicated COVID-19 alternate care site at CHRISTUS Spohn Hospital Corpus Christi - Memorial (formerly Memorial Medical Center). (*INFORMATION*)
- 2) Ratify Administrator's action(s) performed as part of his duties directing the affairs of the Hospital District as required by the Board of Managers or by law; duties established pursuant to Texas Health and Safety Code, §281.026(e):
 - a) Payment of professional services fees of CLK Architects & Associates relating to establishment of dedicated COVID-19 alternate care site at CHRISTUS Spohn Hospital Corpus Christi – Memorial; and

**Motion for approval to Ratify Administrator's action(s)
by Mr. Valls and seconded by Ms. Brower.
MOTION CARRIED.**

- b) Ratify execution of Grant Agreement with Coastal Bend Wellness Foundation (CBWF) relating to CBWF's provision of a full-time employee to perform community COVID-19 diagnostic testing on uninsured and other Nueces County residents at various locations within the County during the period June 1, 2020 - May 31, 2021. (*ACTION*)

**Motion for approval to Ratify execution of Grant Agreement
with CBWF regarding COVID 19 by Mr. Valls and seconded
by Ms. Brower. MOTION CARRIED.**

E. Medical Examiner Facility:

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- 1) Discuss inquiry from Nueces County relating to potential lease of Hospital District-owned property located at 2606 Hospital Boulevard, Corpus Christi, Texas (formerly Memorial Medical Center) for construction of a replacement Medical Examiner's facility. (*ACTION*)

No action taken

F. Other Business:

- 1) Receive supporting documentation relating to Administrator's achievement of Employment Agreement-related performance goals during fiscal year-ended September 30, 2019 and approve related payment. (*ACTION*)

**Motion by Mr. Valls and seconded by Mr. Dain.
MOTION CARRIED.**

6. ADMINISTRATOR'S BRIEFING:

- A. Joint meeting of Commissioners Court and Board of Managers, Wednesday, June 24, 2020, 9 AM, Judge James E. Klager Central Jury Room, First Floor, Nueces County County Courthouse to receive Nueces County Comprehensive Behavioral Health Community Needs Assessment: Draft Report from Meadows Mental Health Policy Institute (MMHPI); Report results from Professional Services Contract between MMHPI, Nueces County, and Hospital District. (*INFORMATION*)

- B. Next Board of Managers and Board Committee Meetings (all Meetings' dates, times, and locations subject to change):

- 1) Finance Committee: July 21, 2020, 11:00 AM; and
- 2) Board of Managers: July 21, 2020, 12 Noon. (*INFORMATION*)

- C. August 18, 2020 Board of Managers and Board Committee Meetings. (*INFORMATION*)

7. **CLOSED MEETING** - 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 and the Board specifically expects to go into a closed session(s) on the matters listed below pursuant to the Act, §551.071 and §551.074. In the event the Board elects to go into

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closed session(s) regarding an agenda item(s), the section(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:

**Mr. Martinez, Chairman called for
Closed Session at 2:03 p.m.**

- A. Consult with attorneys on matters relating to litigation against opioid drug manufacturers, promoters, and distributors responsible for causing and contributing to an epidemic of opioid addiction in Nueces County, including but not limited to Purdue Pharma, Endo Pharmaceuticals, Janssen Pharmaceuticals, Insys Therapeutics, the McKesson Corporation, Cardinal Health and AmerisourceBergen for violations of the Deceptive Trade Practices Act, fraud, unjust enrichment, negligence, violations of the federal Controlled Substances Act, civil conspiracy and any other related causes of action, and related matters.
 - B. Consult with attorneys on matters related to the Amended and Restated Membership Agreement between CHRISTUS Spohn Health System Corporation, CHRISTUS Health, and Nueces County Hospital District.
 - C. Consult with attorneys on matters relating to Administrator's Employment Agreement.
8. **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. Martinez, Chairman called for
Open Session at 4:58 p.m.**

- 9. Consider final action, decision, or vote on matters considered in the Closed Meeting. (*ACTION AS NEEDED*)

No action taken.

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10. **ADJOURN** - In memory of Wheeler B. Lipes, former President of Memorial Medical Center

**Motion to adjourn by Mr. Martinez. Motion by
Ms. Flores seconded by Ms. Oliver
Meeting adjourned at 5:21 p.m.**

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PRESIDING OFFICER

John B. Martinez, Chairman
Nueces County Hospital District

ATTEST:

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

Wm Dewitt Alsup, General Counsel
Nueces County Hospital District