

MINUTES
BOARD OF MANAGERS
NUECES COUNTY HOSPITAL DISTRICT
REGULAR SESSION

November 18, 2014

The Nueces County Hospital District Board of Managers met in REGULAR SESSION in the NCHD Board Room at 555 N. Carancahua, Suite 950-A, Corpus Christi, Texas on Tuesday, November 18, 2014 at 7:00 p.m.

HOSPITAL DISTRICT REPRESENTATIVES:

Jonny F. Hipp, Administrator/CEO
Dena B. Bruni, Assistant Administrator, Administrative Services
Donna Littlefield, Director, Accounting & Finance
Wm. DeWitt Alsup, Attorney, Alsup Law Firm
Catherine Heller, Assistant County Attorney
Sara G. Lopez, Administrative Specialist
Carmen H. Ramos, Administrative Assistant

OTHER(S) PRESENT:

Dave Hendricks, Reporter, Corpus Christi Caller Times
Servando Caballero, Public Citizen

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1. **Call to Order** - Mr. Huseman, Chairman
The meeting was called to order by Mr. Huseman at 7:14 p.m.

 2. **Establishment of Quorum** - Mr. Huseman
A quorum was present with four members in attendance.

Van Huseman, Chairman - PRESENT
Claude "Cal" Jennings, Vice Chair - PRESENT
Robert N. Corrigan, Member - PRESENT
Irma Caballero, Member - PRESENT

Rodney J. Hart, Member - ABSENT
Raymond F. Wetegrove, Member - ABSENT

 3. **PUBLIC COMMENT:**
None requested.

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4. REAPPOINTMENT/APPOINTMENTS TO BOARD OF MANAGERS - ACTION

A. Introduce, recognize, and/or welcome Commissioners Court's reappointment and/or new appointments to Board of Managers; Court's reappointments and/or appointments pursuant to Texas Health and Safety Code, Sections 281.021 and 281.022:

- 1) Reappointments for three-year terms expiring September 30, 2017:
 - a) Van Huseman; and
 - b) Irma Caballero

It was the consensus of the Board of Managers that Van Huseman and Irma Caballero be reappointed for a three-year term expiring September 30, 2017.

5. CONSENT AGENDA:

On motion by Ms. Caballero, seconded by Mr. Jennings, the Board of Managers voted to accept, adopt, amend, authorize(s) and/or ratify the following consent agenda items: A. 1 & 2; B. 1 - 6; and C.1 - 2 as presented below: MOTION CARRIED.

A. Board of Managers:

- 1) Approve minutes of Board of Managers meetings:
 - a) Regular Meeting of June 17, 2014; and
 - b) Special Meetings of:
 - (1) July 22, 2014;
 - (2) August 19, 2014;
 - (3) August 26, 2014;
 - (4) September 4, 2014;
 - (5) September 10, 2014; and
 - (6) September 16, 2014
- 2) Received listing of new vendors as of November 14, 2014; vendor listing provided pursuant to provisions of Board of Manager Bylaws, §2.1.B and Texas Local Government Code, Chapter 176.

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Copy of vendors listing as of November 14, 2014 is attached hereto for information and made a part of these minutes.

B. Finance Committee:

- 1) Received unaudited financial statements for the months and fiscal year-to-date periods ended May 31, 2014 - September 30, 2014.

Copies of unaudited financial statements for the periods noted above are attached hereto and made a part of these minutes.

- 2) Received revenue report relating to CHRISTUS Spohn Health System Corporation Membership Agreement; receive Membership Revenue report for fiscal year ended September 30, 2014 and current fiscal year-to-date.

Copy of the Nueces County Hospital District/Spohn Corporate Member Revenue Analysis Fiscal Year 2014 report is attached hereto and made a part of these minutes.

- 3) Received summary payment information for the fiscal year-to-date period ended September 30, 2014:

- a) Medical services at Nueces County juvenile detention facility;
- b) Emergency medical services in unincorporated areas of Nueces County;
- c) Supplemental funding for Nueces County Mental Health and Mental Retardation Center (now known as Behavioral Health Center of Nueces County); and
- d) Salaries, benefits, and supplies at Corpus Christi/Nueces County Public Health Department.

Copy of summary payment information is attached hereto and made a part of these minutes.

- 4) Received summary report of intergovernmental transfers relating to the Texas Health and Human Services' Transformation and Quality Improvement 1115 Waiver Programs for fiscal year-to-date.

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Copy of summary report of intergovernmental transfers is attached hereto and made a part of these minutes.

- 5) Received investment reports and ratify related investment transactions:
- a) Quarterly Investment Reports for fiscal quarters ended June 30, 2014 and September 30, 2014;
 - b) Annual Investment Report for fiscal year ended September 30, 2014; and
 - c) Interim Investment Transactions Report for period of October 1, 2014 - November 14, 2014.

Copies of the Quarterly Investment Reports, Annual Investment Report and Interim Investment Transaction Report for the above mentioned periods are attached hereto and made a part of these minutes.

- 6) Received summary information relating to medical and hospital care provided to the Nueces Aid population consistent with the Indigent Care Agreement and the CHRISTUS Spohn Health System Corporation Membership Agreement.
- a) Imputed Claims Experience for calendar year-to-date ended September 30, 2014.

Copy of Nueces County Hospital District Imputed Claims Experience for Calendar Year 2014 As if Adjudicated January 1, 2014 through September 30, 2014 is attached hereto and made a part of these minutes.

C. Planning Committee: Presented by Mr. Hipp

- 1) Amend certain subsections of Nueces Aid Program Eligibility Guidelines Policy No. NA002, Attachment 4, Section F relating to Program Household Income Guidelines and Calculation of Income, amendments to be effective January 1, 2015; amendments to account for certain personal responsibilities under the Patient Protection and Affordable Care Act, Pub. L. 111-148 (PPACA):

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- a) Subsection 3 of Program's Eligibility Income Guidelines for Financial Assistance (Gross Household Income Table) to add income interval of 139% to 150% of Federal Poverty Guidelines; and
- b) Subsection 4 relating to Eligibility Income Guidelines for Financial Assistance and PPACA hardship exemption (exemption from personal responsibility requirements) for Program applicant income levels between 139% and 150% of Federal Poverty Guidelines; hardship exemption described in PPACA, Section 1311(d)(4)(H); and accept admissible demonstration of hardship exemption from the following sources: **ACTION**
 - (1) Health Insurance Marketplace Exchange website (<http://www.healthcare.gov>) administered by the U.S. Centers for Medicare & Medicaid Services;
 - (2) Subsidy Calculator for Premium Assistance for Coverage in Exchanges website (<http://kff.org/interactive/subside-calculator?>) administered by the Henry J. Kaiser Family Foundation; or
 - (3) Other publicly-available website(s) as may be designated by the Administrator from time-to-time.

Copies of Policy #: NA002 Eligibility Guidelines Income, Attachment 4, including Section F relating to Calculation of Income are attached hereto and made a part of these minutes.

- 2) Received hospital providers' reports relating to Indigent Care Affiliation Agreements associated with the Hospital District's participation in the Texas Healthcare Transformation and Quality Improvement Program Medicaid 1115 Waiver; receive providers' reports for calendar quarters ended June 30, 2014 and September 30, 2014:
 - a) CHRISTUS Spohn Hospitals (Joint Report): Alice, Beeville, and Kleberg;
 - b) Corpus Christi Medical Center;

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- c) DeTar Healthcare System; and
- d) Driscoll Children's Hospital.

Copies of each report are attached hereto for information and made a part of these minutes.

6. REGULAR AGENDA:

A. Planning Committee:

Presenter: Mr. Hipp

- 1) Received October 16, 2014 petition requesting an election on ordered closure of Hospital District-owned hospital presently known as Christus Spohn Hospital Corpus Christi-Memorial (formerly known as Memorial Medical Center) located at 2606 Hospital Boulevard, Corpus Christi, Texas; and accept Board of Managers Secretary's certification that the petition did not meet the statutory requirements of at least 10 percent of the qualified voters of the hospital district as prescribed by Texas Health and Safety Code, §285.052(a) - ACTION On motion by Ms. Caballero, seconded by Mr. Jennings, the Board of Managers acknowledges receipt of the October 16, 2014 petition requesting an election on ordered closure of Christus Spohn Hospital Corpus Christi-Memorial; and further accepts Board of Managers Secretary's certification that the petition did not meet the statutory requirements of at least 10 percent of the qualified voters of the hospital district as prescribed by Texas Health and Safety Code, §285.052(a). MOTION CARRIED. Copy of executed Certificate and related documents are attached hereto and made a part of these minutes.

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- 2) Appoint one Director to Board of City of Corpus Christi's Reinvestment Zone Number Two for two-year term to expire November 1, 2016; appointment pursuant to Texas Tax Code, §311.009(a) - ACTION

On motion by Ms. Caballero, seconded by Mr. Corrigan, the Board of Managers reappointed Mr. Claude "Cal" Jennings to the City of Corpus Christi's Reinvestment Zone Number Two for a two-year term to expire November 1, 2016. MOTION CARRIED.

Copy of City Secretary's letter dated October 16, 2014 and Background information are attached hereto and made a part of these minutes.

- 3) Receive information relating to the interaction between the Patient Protection and Affordable Care Act, Pub. L. 111-148 and the Nueces Aid Program (indigent healthcare program); INFORMATION

- a) Frequently asked questions and related answers.

Copy of the Patient Protection and Affordable Care Act (For Coverage in 2015) & Nueces Aid Indigent Healthcare Program Frequently Asked Questions are attached hereto for information and made a part of these minutes.

B. Finance Committee:

Presenter: Mr. Jennings, Committee Chair

- 1) Receive additional information and update on Centers for Medicare & Medicaid Services' (CMS) deferral of certain Texas Healthcare Transformation and Quality Improvement Program Medicaid 1115 Waiver-related payments for hospital uncompensated care expenditures - INFORMATION

A brief discussion was held relating to letter(s) received from Department of Health & Human Services-Center for Medicare & Medicaid Services (CMS). Copies of each letter is attached hereto for information and made a part of these minutes.

- a) CMS' Notice Letter of September 30, 2014 to State Medicaid Director; and

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- b) State Medicaid Director's Response Letter of October 31, 2014 to CMS.

C. Indigent Care Provider's Briefing:

None presented.

- 1) Receive and discuss information from CHRISTUS Spohn Health System Corporation (Provider) relating to: **INFORMATION**
 - a) Medical aid and hospital care provided to the Nueces Aid population consistent with the Indigent Care Agreement and the CHRISTUS Spohn Health System Corporation Membership Agreement and related matters; and
 - b) Programs, projects, and/or activities at CHRISTUS Spohn Hospital Corpus Christi - Memorial and other Hospital District-owned facilities and related matters.

D. Administrator's Briefing: INFORMATION

- 1) Calendar Year 2015 Meeting Schedule
- 2) Next Scheduled Board and Committee Meetings: times to be determined:
 - a) January 27, 2015
 - (1) Quality Management Committee;
 - (2) Planning Committee;
 - (3) Finance Committee; and
 - (4) Board of Managers

7. ADJOURN (in memory of Dan Winship)

There being no further business, the meeting adjourned at 7:40 p.m.

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PRESIDING OFFICER:

Van Huseman, Chairman
Board of Managers
Nueces County Hospital District

ATTEST:

Jonny F. Hipp, Secretary
Board of Managers
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Wm. DeWitt Alsup, General Counsel
Nueces County Hospital District