

DRAFT

**MINUTES
BOARD OF MANAGERS
NUECES COUNTY HOSPITAL DISTRICT
REGULAR MEETING
MAY 23, 2022**

The Nueces County Hospital District Board of Managers met at 10:30 a.m., Monday, May 23, 2022 in the NCHD Board Room, at 555 N. Carancahua, Suite 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
Melissa Quintanilla	Executive Assistant/Human Resources
Carmina Hernandez Moreno	Administrative Assistant

OTHERS PRESENT:

Chris Nicosia	Corpus Christi Med. Ctr.
Javier Huerta	CIK
Jerry Kramer	CIK
Dr. Xavier Gonzales	Director of Mental Health
Andrea Kovarik	MHID
Mark Hendrix	MHID
Mike Davis	MHID
Comm JAG	Nueces County
Juan Pimentel	Nueces County Engineer
Adam Robison	Attorney – via Zoom
Comm Hernandez	Nueces County – via Zoom
Aaron V. Diaz	Deputy Director of MHP – via Zoom
Rebecca Rios	Christus Spohn Hospital – via Zoom
Robin Daniel	Adelanto Healthcare - via Zoom
Cleo Lawrence	Adelanto Healthcare - via Zoom
151256585	- via Zoom
DCH7795	- via Zoom

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1. WELCOME

2. ROLL CALL OF BOARD OF MANAGERS

- Daniel W. Dain, Chairman
- Sylvia Tryon Oliver, Vice-Chairman
- Belinda Flores, R.N.
- Vishnu V. Reddy, M.D.
- John E. Valls, M.B.A.
- Mariana Garza, J.D.
- Efrain Guerrero, Jr.

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

- A. Call to order – Mr. Daniel W. Dain, Chairman.
The meeting was called to order by Mr. Dain at 10:32 a.m.
- B. Establish quorum – Mr. Dain.
A quorum was present with six members in attendance.
- 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. REGULAR SESSION - Following the Workshop Session, the Board of Managers will move into the Regular Session prior to taking any action(s) on items listed on the Regular Agenda.

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

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(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 22, 2022.
- B. Receive listing of new vendors as of May 19, 2022; listing provided pursuant to Board of Managers Bylaws, §2.1.B and Texas Local Government Code, Chapter 176.
- C. Receive hospital providers' quarterly reports relating to certain Indigent Care Affiliation Agreements associated with participation in the Texas Healthcare Transformation and Quality Improvement Program Medicaid 1115 Waiver for calendar quarter-ended March 31, 2022:
 - 1. CHRISTUS Spohn Health System Corporation Hospitals: Alice, Beeville, and Kleberg (Consolidated Report);
 - 2. Corpus Christi Medical Center; and
 - 3. Driscoll Children's Hospital.
- D. Receive summary payment information on Nueces County health care disbursements for Fiscal Year 2022 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;

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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 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 April 30, 2022. (*Finance Committee*)

F. 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. (*Finance Committee*)

G. 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 statements for months-ended March 31, 2022 and April 30, 2022. (*Finance Committee*)

H. 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. (*Finance Committee*)

I. 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);

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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);
- c. Hospital Uncompensated Care (UC) pool; and

3. Phase-Out Programs:

- a. Delivery System Reform Incentive Payment (DSRIP) pool. (*Finance Committee*)

**Consent Agenda Approved. Motion by Mr. Valls
and seconded by Dr. Reddy. 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. Finance Committee:

1. Receive and approve unaudited financial statements for the months and fiscal year-to-date periods ended March 31, 2022 and April 30, 2022. (***ACTION***)

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

2. Receive Quarterly Investment Report for fiscal quarter-ended March 31, 2022. (***INFORMATION***)

3. Receive reports relating to Nueces Aid Program enrollment for the months-ended March 31, 2022 and April 30, 2022:

- a. Total Persons and Households Enrolled;
- b. Enrollment Summary;
- c. Denials;
- d. Application Processing Summary; and
- e. Enrollment by Zip Code. (***INFORMATION***)

4. Receive information relating to the State Comptroller of Public Accounts' 2022 local and statewide pro rata distribution of investment proceeds from the Tobacco

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Permanent Settlement Trust Account; distributions pursuant to Texas Administrative Code, Title 25, Part 1, Chapter 102, Rule §102.2. **(INFORMATION)**

B. Memorial Medical Center:

1. Receive notice from CHRISTUS Spohn Health System Corporation relating to removal of Hospital District-owned equipment located at Memorial Medical Center, 2606 Hospital Boulevard, Corpus Christi, Texas; equipment removal to precede remediation and demolition of the Memorial Medical Center facility pursuant to the CHRISTUS Spohn Health System Corporation Membership Agreement between the parties. **(INFORMATION)**

C. Health Care Provider Participation Program:

1. Consider actions necessary for the Board of Managers to activate, implement, and operate a health care provider participation program for Fiscal Year 2022 (October 1, 2021 - September 30, 2022) (“Fiscal Year 2022”); program and actions pursuant to Texas Health and Safety Code, Chapter 298C, as amended:

a. Confirm posting of public notice of public hearing on the amounts of mandatory health care provider participation program payments that the Board of Managers intends to require of each institutional health care provider located in the Hospital District's boundaries under the program during Fiscal Year 2022 and how the revenue derived from the payments will be spent;

b. Confirm provision to each institutional health care provider of the public notice of public hearing on the amounts of mandatory health care provider participation program payments that the Board of Managers intends to require of each institutional health care provider located in the Hospital District's boundaries under the program during Fiscal Year 2022 and how the revenue derived from the payments will be spent; and

c. Adopt Board of Managers Order setting the mandatory payment rate for Fiscal Year 2022 at six percent (6%) of the net patient revenue of each institutional health care provider located in the boundaries of NCHD. **(ACTION)**

**Motion to approve Dr. Reddy and seconded by
Mr. Guerrero. MOTION CARRIED.**

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D. Community Mental Health Initiatives:

1. Receive and discuss information presented by Nueces County's Director of Mental Health Programs on Hospital District-funded and other mental health programs. *(INFORMATION)*

Dr. Gonzales presented a brief update.

2. Receive and discuss information and reports from the Nueces Center for Mental Health and Intellectual Disabilities ("NCMHID") relating to work performed under mental health agreements between Nueces County, NCMHID, and Nueces County Hospital District. *(INFORMATION)*

NCMHID presented an update.

E. Nueces County:

1. Discuss and consider action relating to Nueces County's request for reimbursement of the County's payment of vacation and sick leave benefits for County employees previously employed at the Public Health District prior to the current reformation agreement between the City and the County, effective March 1, 2022. *(ACTION)*

**Motion to table item E. 1. by Mr. Dain
Motion by Dr. Reddy and seconded by
Ms. Garza. MOTION CARRIED.**

2. Receive information from Commissioner Joe A. Gonzalez relating to future expansion needs of the medical examiner's facility located on Hospital District-owned property located at 2606 Hospital Boulevard, Corpus Christi, Texas. *(INFORMATION)*

8. Other Business:

A. Adopt Board of Managers Order authorizing the sale of surplus or salvage property originating from Memorial Medical Center and other sources by online auction as determined by the Administrator; sale pursuant to Texas Health and Safety Code, §285.901. *(ACTION)*

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

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B. Receive supporting documentation relating to Administrator's achievement of Employment Agreement-related performance goals during the fiscal year ended September 30, 2021 and approve related payment. *(INFORMATION & ACTION)*

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

9. ADMINISTRATOR'S BRIEFING:

A. Next Board of Managers and Board Committee regular meetings (all meetings' dates, times, and locations are subject to change):

1. Finance Committee: June 28, 2022, 9:30 AM in NCHD Board of Managers Meeting Room at 555 North Carancahua Street, Room 950-A, Corpus Christi, Texas 78401; and

2. Board of Managers: June 28, 2022, 10:00 AM in NCHD Board of Managers Meeting Room at 555 North Carancahua Street, Room 950-A, Corpus Christi, Texas 78401. *(INFORMATION)*

10. **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 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:

A. Consult with attorneys on matters relating to Hospital District-owned real property.

B. Consult with attorneys on legal matters relating to the Hospital District's response to Nueces County's request for reimbursement of the County's payment of vacation and sick leave benefits for County employees previously employed at the Public Health

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District prior to the current reformation agreement between the City and the County, effective March 1, 2022.

C. Consult with attorneys and/or deliberate matters relating to evaluation of the Administrator.

11. **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 left meeting at 12:39 p.m.

Ms. Garza left meeting at 12:45 p.m.

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

No action taken.

13. **ADJOURN**

Motion to adjourn by Mr. Dain. Motion by Mr. Guerrero and seconded by Ms. Oliver. Meeting adjourned at 1:03 p.m.

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PRESIDING OFFICER

Daniel W. Dain, Chairman

ATTEST:

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

Wm Dewitt Alsup, General Counsel
Nueces County Hospital District