

**MINUTES
BOARD OF MANAGERS
NUECES COUNTY HOSPITAL DISTRICT
REGULAR SESSION**

April 9, 2013

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, TX on Tuesday, April 9, 2013 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:

Earl Smith, M.D., TMF, Austin, TX.
Albert A. Chiuminetta, RN, BSN, Health Services Consultant, TMF, Austin, TX.
Gary York, RN, Review Coordinator, TMF, Austin, TX.

1. **Call to Order** - Mr. Huseman, Chairman
The meeting was called to order by Mr. Huseman at 7:26 p.m.

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

Van Huseman, Chairman - PRESENT
Charles Wilson, Member - PRESENT
Rodney J. Hart, Member - PRESENT
Raymond F. Wetegrove, Member - PRESENT
Dan Winship, Member - PRESENT

Irma Caballero, Member - ABSENT
Claude "Cal" Jennings, Vice Chair - ABSENT

3. **Public Comment**
None.

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4. **Consent Agenda:**

On motion by Mr. Wilson, seconded by Mr. Wetegrove, the Board of Managers voted to accept, adopt, authorize(s) and/or ratify the following consent agenda items A - D as presented: **MOTION CARRIED.**

A. **BOARD OF MANAGERS:**

- 1) Received and approved the minutes of Board of Managers' regular meeting of January 22, 2013.
- 2) Received and accepted complete listing of vendors as of April 1, 2013 pursuant to provisions of Board of Managers Bylaws, §2.1.Paragraph B and Texas Local Government Code, Chapter 176. Copy of Vendor Listing is attached hereto and made a part of these minutes.

B. **QUALITY MANAGEMENT COMMITTEE:**

- 1) Received information relating to U.S. Department of Health and Human Services (DHHS) Poverty Guidelines:
 - a) Annual update of the DHHS Poverty Guidelines from *Federal Register*, Vol.78, No. 16, January 24, 2013, pp. 5182 - 5183; and
 - b) Historical DHHS Poverty Guidelines, 1965 - 2012 from Table 3. E8, *Annual Statistical Supplement to the Social Security Bulletin, 2012.*

Copies of DHHS Poverty Guidelines are attached hereto for information and made a part of these minutes.

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- 2) Received and accepted notice of annual adjustment of Nueces Aid Program's Eligibility Guidelines for Household Resources as required by Program's Handbook Policy No. NA002, Attachment 2, Section I-B, I-C-I, I-C-22, and I-F; resources guidelines increase adjustments effective March 1, 2013. Copy of Policy No. NA002, Attachment 2, Section I-B, I-C-I, I-C-22, and I-F resource guidelines increase adjustment effective March 1, 2013 is attached hereto and made a part of these minutes.
- 3) Received and accepted notice of annual adjustment of Nueces Aid Program's Eligibility Guidelines for Household Income as required by Program's Handbook Policy No. NA002, Attachment 4, Section I-F-3; income guideline increase adjustment effective March 1, 2013. Copy of Policy No. NA002, Attachment 4, Section I-F-3; income guidelines increase adjustment effective March 1, 2013 is attached hereto and made a part of these minutes.
- 4) Received and accepted summary information relating to Nueces Aid Program enrollment for the period of January 1, 2012 - December 31, 2012. Copy of summary information for period of January 1, 2012 - December 31, 2012 is attached hereto and made a part of these minutes.
- 5) Received and accepted summary information relating to Nueces Aid Program applications processed during the period of January 1, 2012 - December 31, 2012. Copy of summary information for period of January 1, 2012 - December 31, 2012 is attached hereto and made a part of these minutes.
- 6) Received and accepted summary information relating to Nueces Aid pharmacy service utilization for the period of January 1, 2012 - December 31, 2012:
 - a) Pharmacy Program;
 - b) Pharmacy Volume by Month;
 - c) Cost and Utilization Summary Report;
 - d) Therapeutic Class Total Report; and
 - e) Top Utilized Drugs by Dollars.

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Copy of summary information relating to Nueces Aid pharmacy service is attached hereto and made a part of these minutes.

- 7) Received and accepted summary information relating to Nueces Aid Program eligibility as of December 31, 2012:
 - a) Eligibility Demographics; and
 - b) Eligibility by Zip Code.

Copy of summary information relating to Nueces Aid Program eligibility as of December 31, 2012 is attached hereto and made a part of these minutes.

- 8) Received and accepted summary information relating to Nueces Aid Program and suspected fraud cases under investigation, fraud cases closed, persons disqualified, and related recoveries, all pursuant to Texas Health and Safety code, §61.066; information as of December 31, 2012. Copy of summary information relating to suspected fraud cases under investigation and related matters as of December 31, 2012 is attached hereto and made a part of these minutes.

C. FINANCE COMMITTEE:

- 1) Received and accepted unaudited financial statements for the months and fiscal year-to-date periods ended:
 - a) December 31, 2012;
 - b) January 31, 2012; and
 - c) February 28, 2013.

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

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- 2) Received and accepted revenue reports relating to CHRISTUS Spohn Health System Corporation Membership Agreement; received Membership Revenue Report for fiscal year-to-date ended April 1, 2013. Copy of revenue report is attached hereto and made a part of these minutes.

- 3) Received and accepted summary payment information for fiscal year-to-date ended February 28, 2013:
 - 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; 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 and accepted summary report of intergovernmental transfers relating to the Texas Health and Human Service Commission's Medicaid Disproportionate Share, Upper Payment Limit, and Transformation and Quality Improvement 1115 Waiver Programs for fiscal year-to-date period ended March 31, 2013.

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

- 5) Received and accepted investment reports and ratify related investment transactions:
 - a) Quarterly Investment Report for fiscal quarter ended December 31, 2012; and
 - b) Interim Investment Transaction Report for period of January 1, 2013 - March 31, 2013.

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Copies of Quarterly Investment and Interim Investment Transaction Reports are attached hereto and made a part of these minutes.

- 6) Received and accepted 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 March 31, 2013.

Copies of NCHD's Imputed CY 2013 Pharmacy Program Net Costs and Nueces Aid Indigent Population Pharmacy by Volume of RX's by Year are attached hereto and made a part of these minutes.

D. PLANNING COMMITTEE:

- 1) Received information relating to Anchor Entity duties under the Regional Healthcare Partnership (RHP) created by the Texas Healthcare Transformation and Quality Improvement Program Medicaid 1115 Waiver organized by the Texas Health and Human Services Commission; receive summary information on RHP Region 4 Plan projects submitted to the Commission: **INFORMATION**

- a) Provider Project Values and Counts; and
- b) Provider Project Category Values and Counts.

Copy of summary information relating to the RHP Region 4 plan projects is attached hereto and made a part of these minutes.

5. REGULAR AGENDA:

- A. **QUALITY MANAGEMENT COMMITTEE:**
Presented by Mr. Winship, Committee Chairman

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- 1) **Ratify renewal of Service Agreements with Texas Medical Foundation for the period of January 1, 2013 - December 31, 2014: ACTION**
On motion by Mr. Winship, seconded by Mr. Wetegrove, the Board of Managers ratified renewal of Service Agreements with Texas Medical Foundation (TMF) for the period of January 1, 2013 through December 31, 2014 as presented. **MOTION CARRIED.**
 - a) Non-Medicare medical Records Review; and
 - b) Quality Assessment, Utilization Review and Coding Review.

Copies of executed Service Agreements by and between Nueces County Hospital District and Texas Medical Foundation (TMF) are attached hereto and made a part of these minutes.

B. **FINANCE COMMITTEE:**

Presented by Mr. Wilson, Committee Chairman

- 1) **Adopt Board of Managers' Resolution authorizing participation in the Texas Comptroller of Public Accounts' Leadership Circle Program relating to financial transparency online - ACTION**
On motion by Mr. Wetegrove, seconded by Mr. Hart, the Board of Managers adopted a resolution authorizing the Nueces County Hospital District's participation in the Texas Comptroller of Public Accounts' Leadership Circle Program relating to financial transparency online. **MOTION CARRIED.** Original executed Resolution is attached hereto and made a part of these minutes.
- 2) **Approve principal terms of office space lease extension in Tower II Office Building with Griffin Partners and T2 Building, L.P., and authorize Administrator to finalize extension terms and execute extension and related documents - ACTION**
On motion by Mr. Winship, seconded by Mr. Wetegrove, the Board of Managers voted to authorize the Administrator to continue lease negotiations with Griffin Partners and T2 Building for better pricing of an office space lease extension. **MOTION CARRIED.** Copy of lease extension as presented is attached hereto for information and made a part of these minutes.

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Mr. Hipp suggested and board members agreed Cliff Atnip be involved in and continue negotiations of an office space lease extension with Griffin Partners and T2 Building.

- 3) **Ratify Calendar Year 2012 unreimbursed health care expenditure amounts submitted to the Texas Department of State Health Services for pro rata share distribution of Calendar Year 2012 income from the Tobacco Permanent Settlement Trust Account; expenditure submission pursuant to Texas Administrative Code, Title 25, Part 1, Chapter 102, §102.1(b) and §102.3(a), (e)(2), and (f) - ACTION**

On motion by Mr. Wilson, seconded by Mr. Wetegrove, the Board of Managers ratified Calendar Year 2012 unreimbursed health care expenditure amounts as submitted to the Texas Department of State Health Services for pro rata share distribution of Calendar Year 2012 income from the tobacco Permanent Settlement Trust Account; expenditure submission pursuant to Texas Administrative Code, Title 25, Part 1, Chapter 102, Rules §102.1(b) and §102.3(a), (e)(2), and (f) as submitted. **MOTION CARRIED.** Copies of letter to Department of State Health Services dated March 20, 2013 and PRO RATA Tobacco Settlement Distribution Hospital District Expenditure Statement - 2012 are attached hereto and made a part of these minutes.

C. **PLANNING COMMITTEE:**

Presenter Mr. Hart, Committee Chairman

- 1) **Approve Interlocal Agreement with the Texas Health and Human Services Commission relating to intergovernmental transfers under the Texas Healthcare Transformation and Quality Improvement Program Medicaid 1115 organized by the Commission and authorize Administrator to negotiate final Agreement terms and execute Agreement and related documents - ACTION**

On motion by Mr. Hart, seconded by Mr. Winship, the Board of Managers approved the Interlocal Agreement *draft* with the Texas Health and Human Services Commission relating to intergovernmental transfers under the Texas Healthcare Transformation and Quality Improvement Program Medicaid 1115 Waiver organized by the Commission; and further authorizes the Administrator to finalize the Agreement terms and execute

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Agreement and related documents as needed. Final agreement to be ratified by the Board of Managers at a later date. **MOTION CARRIED.** Copy of drafted sample of Interlocal Agreement with the Texas Health and Human Services Commission and Anchor Entity (NCHD) is attached hereto for information and made a part of these minutes.

- 2) **Receive providers' reports relating to certain 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 quarter ended December 31, 2012: INFORMATION**
The Planning Committee suggest that representatives from each facility attend our board meetings to answer any questions board members may have. Report will be submitted every quarter with last report ending March 31, 2013.
- a) CHRISTUS Spohn Hospitals: Alice, Beeville, and Kleberg (Joint Reports);
 - b) Corpus Christi Medical Center;
 - c) DeTar Healthcare System; and
 - d) Driscoll Children's Hospital
3. **Receive briefing on status of Nueces County Hospital District-initiated legislation in 83rd Texas Legislative Session: INFORMATION**
Mr. Hipp reported Senator Hinojosa filed Bill 1863 on April 2, 2013. He further stated that SB 1863 would authorize the NCHD board to use funds made available to the district from any source to, in addition to indigent health care, fund intergovernmental transfers from the district to the state for the use of non-federal share of Medicaid supplemental payments or waiver payment program for eligible healthcare payments available through a waiver under section 1115; or other similar payment program.
- a) Senate Bill 1863 relating to use of Hospital District's funds for Medicaid-related intergovernmental transfers.

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Copy Senate Bill 1863 and Bill Analyses are attached hereto for information and made a part of these minutes.

D. INDIGENT CARE PROVIDER'S BRIEFING: INFORMATION

1) **Receive and discuss information from CHRISTUS Spohn Health System Corporation (Provider) relating to: INFORMATION**

No reports provided at this time.

- 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.

E. ADMINISTRATOR'S BRIEFING:

1) **Next Scheduled Board and Committee Meetings: INFORMATION**

- a) May 28, 2013 Meetings:
 - (1) Finance Committee at 5:30 PM;
 - (2) Planning Committee at 6:00 PM; and
 - (3) Board of Managers at 6:30 PM

If meetings are not held as scheduled in May; there may be meetings held sometime in June.

6. ADJOURN

There being no further business, the meeting adjourned at 7:45 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
Nueces County Hospital District

Wm. DeWitt Alsup, General Counsel
Nueces County Hospital District