

## SPECIAL MEETING

**Tulare Local Health Care District  
Board of Directors Meeting  
Wednesday, January 5, 2022, 5:00 PM  
Administration Office, Construction Trailer  
869 N. Cherry Street, Tulare, CA  
(northeast corner of Terrace and Gem Street)**

**Electronic participation will be available via Zoom Webinar link/phone number below.**

### **Zoom Webinar link and call in information<sup>1</sup>:**

<https://us06web.zoom.us/j/86196151653?pwd=STN6ZGNtVm45ZTNsQVFzUk9MZ2UzZz09>

### **You can also dial in using your phone**

United States: +1 669 900 9128 or +1 253 215 8782 or +1 346 248 7799 or +1 301 715 8592

Webinar ID: 861 9615 1653

Passcode: 913671

### **Special notice to individuals with disabilities:**

Please email [kmelendez@tulareregional.org](mailto:kmelendez@tulareregional.org) or call (559) 685-3879 in order to request any reasonable modification or accommodation as may be needed to observe or participate in this meeting telephonically/electronically.

**Availability of Public Records.**<sup>2</sup> All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the board members will be available for public inspection at TLHCD Administrative Offices, Construction Trailer, 869 North Cherry Street, Tulare, California at the same time that the public records are distributed or made available to the board members.

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<sup>1</sup> Pursuant to Government Code Section 54953(e) (as amended by AB-361), when a legislative body holds a meeting during a proclaimed state of emergency and either (a) state or local officials have imposed or recommended measures to promote social distancing, or (b) the board of the local agency, by majority vote within the last 30 days, has determined that, as a result of said emergency, meeting in person would present imminent risks to the health or safety of attendees, certain provisions of the Brown Act respecting notice, quorum and accessibility requirements applicable to meetings of local legislative bodies are modified to accommodate overriding public health concerns. A physical location for public participation in the January 5, 2022, special meeting of the Board of Directors will therefore be provided on a limited occupancy basis. To avoid unintentional transmission of COVID-19, interested members of the public are encouraged to observe and participate in this meeting telephonically or electronically using the information provided above. Any member of the public requiring assistance in accessing these offsite technologies should email Kathy Melendez at [kmelendez@tulareregional.org](mailto:kmelendez@tulareregional.org) or call 559-685-3879 at least three (3) hours prior to the scheduled commencement of this meeting.

<sup>2</sup> Due to present restrictions related to COVID-19, the District is operating under a modified schedule. Please call (559) 685-3879 or email [kmelendez@tulareregional.org](mailto:kmelendez@tulareregional.org) to arrange viewing access to documents.

## MINUTES

### **Tulare Local Health Care District Board Members:**

Kevin Northcraft	President	District 4
Xavier J. Avila	Secretary	District 5
Marmie Fidler	Treasurer	District 3

**1. Call to Order**

President Northcraft called the meeting to order at 5:12 PM.

**2. Public Comment**

None.

**3. Announcements – Board**

None.

**4. Discussion and Action Related to Presentation of Request for Proposals for Medical Offices**

- a. G.L. Bruno
- b. Legacy Construction
- c. Zumwalt Construction

After presentations were made by each firm, discussion was held amongst the board and staff. Motion was made by Xavier Avila and seconded by Marmie Fidler to allow the CEO, Legal Counsel, Randy Dodd and Sandra Ormonde to enter into negotiations with Legacy Construction. Motion approved 3-0.

**5. Adventist Health Tulare Capital Improvement Update – CEO**

- a. Arc Flash Survey
  - i. Discussion and Action to Approve Proposal  
Motion was made by Xavier Avila and seconded by Marmie Fidler to approve the Arc Flash proposal as presented. Motion approved 3-0.
  - ii. Discussion and Action Determining Financial Responsibility  
Motion was made by Xavier Avila and seconded by Marmie Fidler to accept financial responsibility. Motion approved 3-0.
  - iii. Discussion and Action to Approve Adventist Health Payment of Project Expenses as Offset Against Rent Pursuant to the Lease  
Motion was made by Xavier Avila and seconded by Marmie Fidler to approve project expenses as an offset against rent. Motion approved 3-0.

**6. Discussion and Action Related to District 1 Letters of Interest**

- a. Discussion regarding interview process
- b. Review letters of interest and conduct interviews
- c. Discussion and Action Related to Appointment of District 1 Director  
CEO Smith reported no applications were received. It was the consensus of the Board to place an advertisement in the local newspaper for the District 1 vacancy along with a district boundary map.

- 7. Discussion and Possible Action to Hold Future Board Meetings at Administrative Offices located on Southwest corner of Adventist Health Campus (District Administrative Offices)**  
Motion was made by Marmie Fidler and seconded by Xavier Avila to hold Board of Director meetings in the Administrative Offices located on the southwest corner of Adventist Health Campus, with the exception of meetings that could potentially require meeting in a larger facility. Motion approved 3-0.
- 8. Suspend Open Session – Recess to Closed Session at 7:54 PM.**
- 9. Closed Session at 7:55 PM.**
  - a. Potential Litigation (*pursuant to Ca. Govt. Code § 54956.9*)
  - b. Conference with Interim Legal Counsel – Existing litigation (*pursuant to Ca. Govt. Code § 54956.9*):
    - i. *In re Tulare Local Healthcare District dba Tulare Regional Medical Center – United States Bankruptcy Court Eastern District of California Case No. 17-13797*
    - ii. *Tulare Local Health Care District v. Bruce R. Greene, et al., Superior Court for the State of California for Tulare County Case No. 278333*
  - c. End closed session at 8:08 PM
- 10. Reconvene Open Session at 8:08 PM – Public Report of Action Taken in Closed Session (If Necessary) pursuant to Government Code 54957.1**  
Nothing to report.
- 11. Adjournment at 8:08 PM – Next regular meeting scheduled for 6:30 PM on Wednesday, January 26, 2022, at Evolutions Plaza Conference Room.**



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Xavier Avila  
Board Secretary