

Regular Board Meeting Minutes

**Tulare Local Health Care District
Board of Directors Meeting
Wednesday, October 28, 2020 6:30 PM
Evolutions Plaza Conference Room
1425 E. Prosperity Ave., Tulare, CA
(Use Prosperity Avenue entrance on north side of Plaza)**

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

Zoom Webinar link and call in information¹:

<https://zoom.us/j/97417383347?pwd=ZjF3VldKVUNQLzIYaEZMVStENjl6QT09>

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: **974 1738 3347**

Passcode: **937798**

Special notice to individuals with disabilities:

Please email sormonde@tulareregional.org or call (559) 685-3465 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.² 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, Annex Lab Building, 2nd Floor, 869 North Cherry Street, Tulare, California at the same time that the public records are distributed or made available to the board members.

¹ Pursuant to Executive Order N-29-20 dated March 17, 2020, in order to further combat the spread of the COVID-19 virus California Governor Gavin Newsom has temporarily suspended certain provisions of the Brown Act respecting notice, quorum and accessibility requirements applicable to meetings of local legislative bodies. In accordance with said Order—a copy of which will be made available upon request—and related recommendations by the CDC, a physical location for public participation will be provided on a limited occupancy basis for the October 28, 2020 regular meeting of the Board. 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 Sandra Ormonde at sormonde@tulareregional.org or call (559) 685-3465 at least three (3) hours prior to the scheduled commencement of this meeting.

² Due to present restrictions related to COVID-19, the District is operating under a modified schedule. Please call (559) 685-3465 or email sormonde@tulareregional.org to arrange viewing access to documents.

AGENDA

Tulare Local Health Care District Board Members in Attendance:

Kevin Northcraft	President	District 4
Mike Jamaica	Vice President	District 2
Senovia Gutierrez	Secretary	District 3
Xavier J. Avila	Director	District 5
Steve Harrell	Treasurer	District 1

1. Call to Order

Kevin Northcraft called the meeting to order at 6:31 pm.

2. Public Comment

Citizen Vicky Gilson, Tulare, stated she was personally offended by comments made by Board members prior to the start of the meeting regarding their personal opinions of the national elections. Northcraft appreciated Ms. Gilson's comments.

3. Announcements – Board

No report.

4. Consent Agenda

- a. 9/23/2020 Regular Board Meeting Minutes
- b. 10/15/2020 Special Board Meeting Minutes
- c. November 18, 2020, Regular Board Meeting, one week earlier than currently scheduled
- d. December 16, 2020, Regular Board Meeting, one week earlier than currently scheduled

Motion was made by Steve Harrell and seconded by Senovia Gutierrez to approve consent agenda. Motion approved 5-0.

5. Tulare Hospital Foundation Update – Jan Smith

An update was provided by Steve Harrell and Kathy Melendez regarding the upcoming virtual Festival of Trees event on November 17.

6. Evolutions Wellness Center Update – Evolutions Oversight Committee and EVO Management Company

Paul Atlas advised that Ken Nunes provided a review of the financial report at the last meeting and there was discussion that the Hospital District may take over operations of Evolutions. Paul Atlas was asked about the possibility of a PPP loan. Mike Jamaica thanked the committee for their assistance in the oversight.

7. Adventist Health Tulare Update – Sheri Pereira, Site Administrator

Sheri Pereira reported the new Clinic is now open, Rapid Care is operational, Adventist Health has exceeded budgeted revenues due to the increase in surgeries, Covid-19 numbers are decreasing, the sleep lab should open in November, the toxicology lab is seeing growth in business, and staff is recruiting for OB physicians.

8. Adventist Health Tulare – Capital Improvements

- a. NPC-2 Emergency Lighting Construction Administration Services
 - i. Discussion and Action to Approve Construction Administration Services Amendment Number 5 to Kluger Contract 19-105
Motion was made by Steve Harrell and seconded by Mike Jamaica to approve Kluger Contract as presented. Motion approved 5-0.
 - ii. Discussion and Action Determining Financial Responsibility
Motion was made by Steve Harrell and seconded by Mike Jamaica to accept financial responsibility. Motion approved 5-0.
 - iii. Discussion and Action to Approve Adventist Health Payment of Project Expenses as Offset Against Rent Pursuant to the Lease
Motion was made by Steve Harrell and seconded by Mike Jamaica to approve as presented. Motion approved 5-0.
- b. NPC-2 Exit Lighting – Lighting is complete with exception of the need for an exit route. Chiller project is complete.
- c. IT Server Room AC Upgrade – Upgrade should be complete by next week.
- d. Miscellaneous Projects – IT data has been extracted and secured.

9. Update on District Real Properties Sales/Use/Development Opportunities – Randy Dodd

Randy Dodd provided an update from the last study session. Dodd has reached out to an architect.

10. Veteran’s Administration Clinic at 1050 North Cherry Street, Tulare

- a. Discussion and Action to Approve Installation – Table to next meeting
- b. Discussion and Action to Approve Installation of Electrical Outlet on Exterior Wall to Provide Power to VA Mobile Vaccine Unit
Motion was made by Senovia Gutierrez and seconded by Xavier Avila to approve as presented. Motion approved 5-0.

11. Discussion and Action Related to Adopting the Hospital Tower Construction Committee Charter

Motion was made by Senovia Gutierrez and seconded by Xavier Avila to approve the tower committee charter with amendments as discussed. Motion approved 5-0.

12. Resuming Operational Control of Evolutions

- a. **Discussion and Action Related to Resolution 896 to Dissolution of EVO Oversight Committee**
Kevin Northcraft suggested recognizing each committee member with a certificate of recognition. Motion was made by Steve Harrell and seconded by Senovia Gutierrez to approve Resolution 896 as presented. Motion approved 5-0.
- b. **Discussion and Action Related to Addition of Facilities Management Position to District Staff**
Motion was made by Mike Jamaica and seconded by Senovia Gutierrez to approve the new position for the District with modifications as discussed. Motion approved 5-0.

14. Chief Executive Officer Report

- a. Property Management Update
 - i. Leases
 - ii. Property Repairs – received two bids to repair west door
 - iii. Security – staff is on premises at Evolutions.
- b. IT Update – Files are still not switched over yet. Staff wanting to move everything on the cloud.

15. Financial Report

Discussion and Action to Approve Financials:

- a. TLHCD Internal Financial Statements – September 2020
Motion was made by Senovia Gutierrez and seconded by Mike Jamaica to accept financial statements as presented. Motion approved 5-0.
- b. Cash Report Update – October 23, 2020
- c. FYE June 30, 2020 Audit Update

16. Suspend Open Session – Recess to Closed Session at 7:57 pm.

1. Closed Session

- 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. Instructions to designated representative, Kevin Northcraft, related to 4 acres real property contiguous to but not a part of the real property at 1425 E. Prosperity Avenue commonly known as Evolutions (*pursuant to Ca. Govt. Code § 54956.8*)
- d. Instructions to designated representative related to real property at 1425 E. Prosperity Avenue commonly known as Evolutions (*pursuant to Ca. Govt. Code § 54956.8*)
- e. Instructions to designated representative related to leases of real property located in Evolutions Plaza at 1425 E. Prosperity Avenue (*pursuant to Ca. Govt. Code § 54956.8*)
- f. Instructions to designated representative related to real property at 1050 N. Cherry Street commonly known as Veterans Administration Clinic (*pursuant to Ca. Govt. Code § 54956.8*)
- g. End closed session

17. Reconvene Open Session at 9:22pm – Public Report of Action Taken in Closed Session (If Necessary) pursuant to Government Code 54957.1

Discussion and approval of Resolution 897 as it pertains to continued representation of the District by Michael J. Lampe. Resolution approved 5-0.

18. **Adjournment at 9:23pm – Next regular meeting scheduled for 6:30 PM on Wednesday, November 18, 2020 at location to be determined**

Senovia Gutierrez
Board Secretary