



SUMMARY OF PROCEEDINGS

KERN COUNTY HOSPITAL AUTHORITY BOARD OF GOVERNORS

**Kern Medical Center
1700 Mount Vernon Avenue
Conference Room 1058
Bakersfield, California 93306**

Special Meeting
Tuesday, February 18, 2025

11:30 A.M.

BOARD RECONVENED

Board Members: Anderson, Berjis, McLaughlin, Merz, Pelz, Pollard
Roll Call: 6 Present

NOTE: The vote is displayed in bold below each item. For example, Berjis-Pelz denotes Director Berjis made the motion and Director Pelz seconded the motion.

CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT: ALL ITEMS LISTED WITH A "CA" OR "C" WERE CONSIDERED TO BE ROUTINE AND APPROVED BY ONE MOTION.

BOARD ACTION SHOWN IN CAPS

RECOGNITION

- 1) Presentation by the Chief Executive Officer recognizing Kern Medical Center employees from the Information Technology Department –
CHIEF EXECUTIVE OFFICER SCOTT THYGERSON MADE PRESENTATION

PUBLIC PRESENTATIONS

- 2) This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board. Board members may respond briefly to statements made or questions posed. They may ask a question for clarification, make a referral to staff for factual information or request staff to report back to the Board at a later meeting. In addition, the Board may take action to direct the staff to place a matter of business on a future agenda. **SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE AND SPELL YOUR NAME BEFORE MAKING YOUR PRESENTATION. THANK YOU!**
NO ONE HEARD

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

- 3) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Government Code section 54954.2(a)(2)) –
NO ONE HEARD

ITEMS FOR CONSIDERATION

CA

- 4) Minutes for the Kern County Hospital Authority Board of Governors regular meeting on January 15, 2025 –
APPROVED
Pollard-Anderson: 6 Ayes

CA

- 5) Proposed First Amendment to Second Amended and Restated Credit Agreement with PNC Bank, National Association (PNC Bank) for a revolving Line of Credit, extending the maturity date of the Line of Credit to a date not later than May 29, 2025, amending the Amended and Restated Credit Agreement (as previously approved by the Board of Governors) to extend the maturity date of the Line of Credit to May 29, 2035, provided that the Line of Credit shall otherwise be substantially on the same terms set out in the Amended and Restated Credit Agreement and that any indebtedness incurred thereunder at any time shall be secured only by personal property, substantially the same as the personal property described in the previously executed General Security and Pledge Agreement, in favor of PNC Bank, and delegating authority to certain officers –
APPROVED; ADOPTED RESOLUTION 2025-004; AUTHORIZED AND DIRECTED ANY TWO OF THE FOLLOWING OFFICERS (EACH, AN “AUTHORIZED OFFICER”), FOR AND IN THE NAME OF AND ON BEHALF OF THE AUTHORITY, TO EXECUTE THE FIRST AMENDMENT TO SECOND AMENDED AND RESTATED CREDIT AGREEMENT 013-2025, AS THE AUTHORIZED OFFICERS EXECUTING THE SAME, TOGETHER WITH THE VICE PRESIDENT & GENERAL COUNSEL OF THE AUTHORITY, SHALL APPROVE: CHAIRMAN OF THIS BOARD, VICE-CHAIRMAN OF THIS BOARD, CHIEF EXECUTIVE OFFICER OF THE AUTHORITY OR CHIEF FINANCIAL OFFICER OF THE AUTHORITY
Pollard-Anderson: 6 Ayes

CA

- 6) Proposed Medicare Advantage Provider Agreement with Blue Cross of California, doing business as Anthem Blue Cross and Affiliates, an independent contractor, and Business Associate Agreement containing nonstandard terms and conditions, for the provision of primary and specialty provider services to Medicare beneficiaries enrolled in Anthem’s Medicare Advantage Program for an initial term of three years from May 1, 2025 through April 30, 2028 (Rates Confidential per Health and Safety Code section 101855(f)) –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 014-2025
Pollard-Anderson: 6 Ayes

CA

- 7) Proposed acceptance of donation of travel and related expenses from Arjo Inc., for one Kern Medical Center employee to attend the 2025 Association of Safe Patient Handling Professionals National Safe Patient Handling and Mobility Education Conference in Atlanta, Georgia, from March 9-13, 2025 –
APPROVED; ADOPTED RESOLUTION 2025-005
Pollard-Anderson: 6 Ayes

CA

- 8) Proposed acceptance of donation of travel and related expenses from Alliant Insurance Services, Inc., for three Kern Medical Center employees to attend the 2025 Alliant Healthcare Education Forum in Dallas, Texas, from February 20-21, 2025 –
APPROVED; ADOPTED RESOLUTION 2025-006
Pollard-Anderson: 6 Ayes

CA

- 9) Proposed acceptance of donation of travel and related expenses from MagMutual and PRISM, for one Kern Medical Center employee to attend the American Society for Health Care Risk Management Academy 2025, in Orlando, Florida, from March 17-18, 2025 –
APPROVED; ADOPTED RESOLUTION 2025-007
Pollard-Anderson: 6 Ayes

CA

- 10) Proposed Agreement with Trans-West Security Services, Inc., an independent contractor, for security services from February 18, 2025 through December 31, 2027, in an amount not to exceed \$8,350,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 015-2025
Pollard-Anderson: 6 Ayes

CA

- 11) Proposed On Demand Quotation with GE HealthCare, an independent contractor, containing nonstandard terms and conditions, for Echo Ultrasound repair services, in an amount not to exceed \$2,204, plus taxes and fees –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 016-2025; AUTHORIZED CHIEF EXECUTIVE OFFICER TO APPROVE FUTURE QUOTATIONS WITH GE HEALTHCARE SUBJECT TO APPROVAL AS TO FORM BY COUNSEL
Pollard-Anderson: 6 Ayes

CA

- 12) Proposed On Demand Services and Price Quote with GE HealthCare, an independent contractor, containing nonstandard terms and conditions, for repair and purchase of parts for BiliSoft Phototherapy 2.0 System Device, in an amount not to exceed \$3,203, plus taxes and fees –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 017-2025; AUTHORIZED CHIEF EXECUTIVE OFFICER TO APPROVE FUTURE QUOTATIONS WITH GE HEALTHCARE SUBJECT TO APPROVAL AS TO FORM BY COUNSEL
Pollard-Anderson: 6 Ayes

CA

- 13) Proposed Repair Quotation 11034811 and Terms and Conditions of Sale with deSoutter Medical USA, Inc., an independent contractor, containing nonstandard terms and conditions, for repair of a cast saw, in an amount not to exceed \$552, plus taxes and fees – APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 018-2025
Pollard-Anderson: 6 Ayes

CA

- 14) Proposed Master Subscription Agreement with Payscale, Inc., an independent contractor, containing nonstandard terms and conditions, for purchase of a subscription compensation data platform from February 18, 2025 through February 17, 2028, in an amount not to exceed \$79,440, plus taxes and fees – APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 019-2025
Pollard-Anderson: 6 Ayes

- 15) Proposed recommendation to Kern County Board of Supervisors to appoint Tina K. Stout, a qualified candidate, to the Kern County Hospital Authority Board of Governors to fill the community at large member vacancy created by the resignation of Candace B. Neal, term to expire June 30, 2027 – DISCUSSED; MADE RECOMMENDATION TO APPOINT TINA K. STOUT TO FILL THE COMMUNITY AT LARGE MEMBER VACANCY, TERM TO EXPIRE JUNE 30, 2027; REFERRED TO KERN COUNTY BOARD OF SUPERVISORS TO MAKE APPOINTMENT
Pollard-Anderson: 6 Ayes

- 16) Proposed retroactive Amendment No. 1 to Agreement 145-2024 with Frank W. Sabatelli, M.D., a contract employee, for professional medical services in the Department of Radiology for the period August 28, 2024 through August 27, 2027, revising the compensation section to include payment for holiday coverage, effective November 1, 2024 – CHIEF OPERATING OFFICER TYLER WHITEZELL HEARD REGARDING RETROACTIVITY OF ITEM 16; DIRECTOR BERJIS INQUIRED IF THIS SITUATION WAS UNIQUE; MR. WHITEZELL RESPONDED APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 020-2025
Pelz-Berjis: 6 Ayes

- 17) Proposed retroactive Amendment No. 5 to Agreement 20117 with LocumTenens.com, an independent contractor, for temporary physician staffing services for the period May 22, 2017 through May 21, 2023, extending the term for two years from May 22, 2023 through May 21, 2025, and increasing the maximum payable by \$1,500,000, from \$3,000,000 to \$4,500,000, to cover the term – VICE PRESIDENT OF STRATEGIC DEVELOPMENT NATALEE GARRETT HEARD REGARDING RETROACTIVITY OF ITEM 17; DIRECTOR POLLARD INQUIRED IF THERE WOULD BE A NEW AGREEMENT SINCE THE CURRENT AGREEMENT EXPIRES IN MAY; MS. GARRETT RESPONDED; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 021-2025
Pollard-Pelz: 6 Ayes

- 18) Report on referral to staff to address retroactive contracts and develop a process to minimize the placement of such contracts on future agendas (follow-up from November 20, 2024) – CHIEF FINANCIAL OFFICER ANDREW CANTU HEARD; CHAIRMAN MCLAUGHLIN REQUESTED STAFF TO REPORT BACK ON A PROCESS TO AVOID RETROACTIVE CONTRACTS; DIRECTOR POLLARD INQUIRED IF THERE IS A PROCESS THAT CAN BE

BUILT INTO THE PAYROLL SYSTEM AND PEOPLESOFT TO ALERT STAFF TO MAXIMUM PAYABLE LIMITS AND UPCOMING CONTRACT EXPIRATION DATES; CHIEF EXECUTIVE OFFICER SCOTT THYGERSON HEARD; RECEIVED AND FILED

Berjis-Pelz: 6 Ayes

- 19) Kern County Hospital Authority Chief Financial Officer report – CHIEF FINANCIAL OFFICER ANDREW CANTU HEARD; DIRECTOR BERJIS HEARD REGARDING THE IMPACT IN GOVERNMENT FUNDING WITH THE CREATION OF THE DEPARTMENT OF GOVERNMENT EFFICIENCY; DIRECTOR ANDERSON HEARD REGARDING POSITIONS; RECEIVED AND FILED

Berjis-Pelz: 6 Ayes

- 20) Kern County Hospital Authority Chief Executive Officer report – CHIEF EXECUTIVE OFFICER SCOTT THYGERSON HEARD; DIRECTOR BERJIS SUGGESTED THAT MR. THYGERSON COMMUNICATE THE IMPORTANCE OF FEDERAL FUNDING FOR THE SAFETY NET PROVIDERS TO ELECTED OFFICIALS; DIRECTOR ANDERSON REQUESTED AN UPDATE ON THE STATUS OF THE FQHC; MR. THYGERSON RESPONDED TO BOTH INQUIRES; RECEIVED AND FILED

Pelz-Pollard: 6 Ayes

CA

- 21) Monthly report on What's Happening at Kern Medical Center – RECEIVED AND FILED

Pollard-Anderson: 6 Ayes

CA

- 22) Claims and Lawsuits Filed as of January 31, 2025 – RECEIVED AND FILED

Pollard-Anderson: 6 Ayes

ADJOURNED AS KERN COUNTY HOSPITAL AUTHORITY BOARD OF GOVERNERS; RECONVENED AS KERN MEDICAL SURGERY CENTER, LLC BOARD OF MANAGERS

Pelz-Pollard

- C-23) Kern Medical Surgery Center, LLC, Administrative Report – RECEIVED AND FILED

Pollard-Berjis: 6 Ayes

- C-24) Proposed credentialing recommendations – APPROVED

Pollard-Berjis: 6 Ayes

- C-25) Proposed Agreement and Engagement Letter with Moss Adams LLP, an independent contractor, for financial auditing services of Kern Medical Surgery Center for the fiscal year ended June 24, 2024, from February 18, 2025 through March 31, 2026, in an amount not to exceed \$54,000 –

APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 022-2025

Pollard-Berjis: 6 Ayes

C-26) Proposed Incentive Compensation payable to the Kern Medical Surgery Center Business Office Manager in an amount not to exceed \$35,000, less all applicable federal and state taxes and withholdings, based on total collections of \$5,315,593.53 for calendar year ended December 31, 2024 –

APPROVED

Pollard-Berjis: 6 Ayes

C-27) Proposed Kern Medical Surgery Center Business Office Manager Incentive Compensation Schedule for calendar year ending December 31, 2025 –

APPROVED

Pollard-Berjis: 6 Ayes

ADJOURNED AS KERN MEDICAL SURGERY CENTER, LLC BOARD OF MANAGERS;
RECONVENED AS KERN COUNTY HOSPITAL AUTHORITY BOARD OF GOVERNERS

Anderson-Pelz

ADJOURNED TO CLOSED SESSION

Pelz-Pollard

CLOSED SESSION

28) Request for Closed Session regarding peer review of health practitioners (Health and Safety Code Section 101855(j)(2)) – SEE RESULTS BELOW

29) CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Sylvia Glenn Stevens, Applicant v. Kern County Hospital Authority, Permissibly Self-Insured, Administered by Admisure, Inc., Defendants, Workers' Compensation Appeals Board, Case Numbers ADJ3208861; ADJ1552389; ADJ3235687; ADJ4399887 – SEE RESULTS BELOW

30) CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Chief Executive Officer Scott Thygerson, and designated staff - Employee organizations: Service Employees International Union, Local 521 (Government Code Section 54957.6) – SEE RESULTS BELOW

RECONVENED FROM CLOSED SESSION

Pollard-Pelz

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

Item 28 concerning Request for Closed Session regarding peer review of health practitioners (Health and Safety Code Section 101855(j)(2)) – HEARD; BY A UNANIMOUS VOTE (MOTION BY DIRECTOR PELZ, SECOND BY DIRECTOR POLLARD), THE BOARD APPROVED ALL PRACTITIONERS RECOMMENDED FOR INITIAL APPOINTMENT, REAPPOINTMENT, RELEASE OF PROCTORING, REQUEST FOR ADDITIONAL PRIVILEGES, VOLUNTARY RESIGNATION OF PRIVILEGES, AND AUTOMATIC TERMINATION OF PRIVILEGES; NO OTHER REPORTABLE ACTION TAKEN

Item 29 concerning CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Sylvia Glenn Stevens, Applicant v. Kern County Hospital Authority, Permissibly Self-Insured, Administered by Admisure, Inc., Defendants, Workers' Compensation Appeals Board, Case Numbers ADJ3208861; ADJ1552389; ADJ3235687; ADJ4399887 – HEARD; NO REPORTABLE ACTION TAKEN

Item 30 concerning CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Chief Executive Officer Scott Thygerson, and designated staff - Employee organizations: Service Employees International Union, Local 521 (Government Code Section 54957.6) – HEARD; NO REPORTABLE ACTION TAKEN

ADJOURNED TO WEDNESDAY, MARCH 19, 2025 AT 11:30 A.M.

Pollard



/s/ Mona A. Allen
Authority Board Coordinator



/s/ Philip McLaughlin
Chairman, Board of Governors
Kern County Hospital Authority