



SUMMARY OF PROCEEDINGS

KERN COUNTY HOSPITAL AUTHORITY BOARD OF GOVERNORS

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

Regular Meeting
Wednesday, March 19, 2025

11:30 A.M.

BOARD RECONVENED

Board Members: Anderson, Berjis, McLaughlin, Merz, Pelz, Pollard, Stout
Roll Call: 6 Present; 1 Absent - McLaughlin

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

NOTE: ITEM 17 WAS REMOVED FROM THE CONSENT AGENDA. ORGANIZATIONAL CHART WAS EDITED TO DELETE COMMUNITY HEALTH CENTER FROM RENEE VILLANUEVA'S DEPARTMENTS AND ADD EXECUTIVE DIRECTOR, RENEE VILLANUEVA, COMMUNITY HEALTH CENTER IN A STAND-ALONE ENTRY BELOW RENEE VILLANUEVA'S DEPARTMENTS

RECOGNITION

- 1) Presentation by the Chief Executive Officer recognizing Kern Medical Center employees from the Simulation Center Department –
CHIEF EXECUTIVE OFFICER SCOTT THYGERSON MADE PRESENTATION; VICE PRESIDENT OF STRATEGIC DEVELOPMENT NATALEE GARRETT AND DIRECTOR OF MEDICAL SIMULATION SAGE WEXNER, M.D., HEARD

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)) –

DIRECTOR BERJIS WISHED HIS FELLOW BOARD MEMBERS HAPPY NEW YEAR IN FARSI

ITEMS FOR CONSIDERATION

- CA
4) Minutes for the Kern County Hospital Authority Board of Governors special meeting on February 18, 2025 –
APPROVED
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin
- CA
5) Proposed renewal and binding of all-risk property insurance through PRISM and earth movement coverage through Specialty Risk Underwriters and Evanston Insurance Company from March 31, 2025 through March 31, 2026, with an option to finance property premiums through PRISM and earth movement premiums through AFCODirect, in an amount not to exceed \$864,597 –
APPROVED; AUTHORIZED CHIEF EXECUTIVE OFFICER TO SIGN PREMIUM FINANCE AGREEMENT-PROMISSORY AND RELATED DOCUMENTS 023-2025
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin
- CA
6) Proposed acceptance of donation of travel and related expenses from Safety National and PRISM, for one Kern Medical Center employee to attend the HCCA 29th Annual Compliance Institute in Las Vegas, Nevada, from April 28-May 1, 2025 –
APPROVED; ADOPTED RESOLUTION 2025-008
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin
- CA
7) Proposed acceptance of donation of travel and related expenses from Teachers Insurance and Annuity Association of America, for one Kern Medical Center employee to attend TIAA TMRW 2025 in Hollywood, Florida, from March 30-April 2, 2025 –
APPROVED; ADOPTED RESOLUTION 2025-009
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin

CA

- 8) Proposed acceptance of donation of travel and related expenses from CME Corp, for two Kern Medical Center employees to attend the MTMC Southern California Product Showcase trade-show style event in Costa Mesa, California, on April 1, 2025 –
APPROVED; ADOPTED RESOLUTION 2025-010
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin

CA

- 9) Proposed Amendment No. 5 to Agreement 06816 with Health Advocates, LLC, an independent contractor, for accounts receivable and financial services for the period July 1, 2016 through September 30, 2025, increasing the maximum payable by \$2,800,000, from \$26,650,000 to \$29,450,000, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 024-2025
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin

CA

- 10) Proposed Change Order No. 2 to Agreement 148-2024 with CBCM Services, Inc., an independent contractor, for emergency sewer line repair, increasing the maximum payable by \$71,796, from \$314,378 to \$424,791, to cover the cost of the project –
MADE A FINDING THAT THE PROJECT IS EXEMPT FROM FURTHER CEQA REVIEW PER SECTIONS 15301, 15302 AND 15061(B)(3) OF STATE CEQA GUIDELINES; APPROVED;
AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 025-2025; AUTHORIZED CHIEF EXECUTIVE OFFICER TO SIGN FUTURE CHANGE ORDERS IN AN AMOUNT NOT TO EXCEED 10%, FOR A NOT TO EXCEED AMOUNT OF \$424,791
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin

CA

- 11) Proposed change in the maximum payable to Agreement 140-2023 from \$140,579 to \$590,579, an increase of \$450,000 plus taxes and fees to cover the term, with Sysmex America Inc., an independent contractor, for the purchase of laboratory reagents –
APPROVED
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin

CA

- 12) Proposed Schedule A-4 to Agreement 29824 with Healthcare Performance Group, Inc., an independent contractor, for consulting services to support laboratory information systems, effective March 19, 2025, increasing the maximum payable by \$60,000, from \$207,620 to \$267,620, to cover the project –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 027-2025
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin

CA

- 13) Proposed Ordering Document CPQ-3743599 with Oracle America, Inc., an independent contractor, containing nonstandard terms and conditions, for purchase of software integration services from March 20, 2025 through March 19, 2026, in an amount not to exceed \$1,050 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 028-2025
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin

CA

- 14) Proposed approval of Kern County Hospital Authority Community Health Center Budget for the period January 1, 2025 through June 30, 2025 –
APPROVED

Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin

CA

- 15) Proposed approval of Kern County Hospital Authority Community Health Center Board of Directors Bylaws for Governance –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin

CA

- 16) Proposed Sales Agreement with CT Coachworks, LLC, an independent contractor, for purchase of a Mobile Medical Clinic vehicle in an amount not to exceed \$500,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 029-2025
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin

- 17) Proposed approval of Kern County Hospital Authority Organizational Chart, effective March 19, 2025 –
GENERAL COUNSEL KAREN S. BARNES HEARD REGARDING A CHANGE TO THE ORGANIZATION CHART REQUIRED BY HRSA; APPROVED –
Pelz-Pollard: 6 Ayes; 1 Absent - McLaughlin

- 18) Proposed retroactive acceptance of donation of travel and related expenses from San Joaquin Valley College, for one Kern Medical Center employee to the Capitol Hill Advocacy Day 2025 in Washington, D.C, from March 4-5, 2025 –
CHIEF EXECUTIVE OFFICER SCOTT THYGERSON HEARD REGARDING RETROACTIVITY OF ITEM 18; APPROVED; ADOPTED RESOLUTION 2025-011
Stout-Merz: 6 Ayes; 1 Absent - McLaughlin

- 19) Proposed retroactive acceptance of donation of travel and related expenses from Stryker Corporation, for two Kern Medical Center employees to attend product demonstrations of operating room equipment in Irving, Texas, from March 4-5, 2025 –
CHIEF EXECUTIVE OFFICER SCOTT THYGERSON HEARD REGARDING RETROACTIVITY OF ITEM 19; APPROVED; ADOPTED RESOLUTION 2025-012
Pollard-Merz: 6 Ayes; 1 Absent - McLaughlin

- 20) Kern County Hospital Authority Chief Financial Officer report –
CHIEF FINANCIAL OFFICER ANDREW CANTU HEARD; RECEIVED AND FILED
Merz-Pollard: 6 Ayes; 1 Absent - McLaughlin

- 21) Kern County Hospital Authority Chief Executive Officer report –
CHIEF EXECUTIVE OFFICER SCOTT THYGERSON HEARD; DIRECTOR ANDERSON HEARD REGARDING MCO TAX; MR. THYGERSON RESPONDED; RECEIVED AND FILED
Pelz-Anderson: 6 Ayes; 1 Absent - McLaughlin

CA

- 22) Monthly report on What's Happening at Kern Medical Center –
RECEIVED AND FILED
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin

CA

- 23) Miscellaneous Correspondence as of February 28, 2025 –
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin

CA

- 24) Claims and Lawsuits Filed as of February 28, 2025 –
RECEIVED AND FILED
Pollard-Pelz: 6 Ayes; 1 Absent - McLaughlin

ADJOURNED TO CLOSED SESSION
Pollard-Stout

CLOSED SESSION

- 25) Request for Closed Session regarding peer review of health practitioners (Health and Safety Code Section 101855(j)(2)) – SEE RESULTS BELOW
- 26) Request for Closed Session regarding peer review of health facilities (Health and Safety Code Section 101855(j)(2)) – SEE RESULTS BELOW
- 27) CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Jeffry Huffman, an individual, Plaintiff, v. Kern County Hospital Authority, a California Public Entity; and DOES 1-25, inclusive, Defendants, Kern County Superior Court Case No. BCV-23-103540 – SEE RESULTS BELOW
- 28) CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Maria Elena Lopez-Rodriguez, v. Kern County Hospital Authority (an organization form unknown) and DOES 3-100, inclusive, Defendants, Kern County Superior Court Case No. BCV-20-100510 BCB – SEE RESULTS BELOW
- 29) 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
- 30) CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Melissa Perry, individually and as successor-in-interest of Decedent Kimberly Morrissey-Scalia, Plaintiff, et al., v. County of Kern, a municipal corporation, Kern County Hospital Authority, et al., United States District Court, Eastern District of California, Case No. 1:17-cv-01097-KES-CDB – SEE RESULTS BELOW

RECONVENED FROM CLOSED SESSION
Pollard-Pelz

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

Item 25 concerning Request for Closed Session regarding peer review of health practitioners (Health and Safety Code Section 101855(j)(2)) – HEARD; BY A UNANIMOUS VOTE OF THOSE DIRECTORS PRESENT (MOTION BY DIRECTOR PELZ, SECOND BY DIRECTOR POLLARD; 1 ABSENT - DIRECTOR MCLAUGHLIN), 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 26 concerning Request for Closed Session regarding peer review of health facilities (Health and Safety Code Section 101855(j)(2)) – HEARD; NO REPORTABLE ACTION TAKEN

Item 27 concerning CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Jeffry Huffman, an individual, Plaintiff, v. Kern County Hospital Authority, a California Public Entity; and DOES 1-25, inclusive, Defendants, Kern County Superior Court Case No. BCV-23-103540 – HEARD; NO REPORTABLE ACTION TAKEN

Item 28 concerning CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Maria Elena Lopez-Rodriguez, v. Kern County Hospital Authority (an organization form unknown) and DOES 3-100, inclusive, Defendants, Kern County Superior Court Case No. BCV-20-100510 BCB – HEARD; NO REPORTABLE ACTION TAKEN

Item 29 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

NOTE: DIRECTOR ANDERSON ANNOUNCED THAT, DUE TO HER POSITION WITH THE COUNTY OF KERN, SHE WOULD RECUSE HERSELF FROM THE DISCUSSION ON ITEM 30, THEN LEFT THE ROOM AND DID NOT RETURN PRIOR TO ADJOURNMENT

Item 30 concerning CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Melissa Perry, individually and as successor-in-interest of Decedent Kimberly Morrissey-Scalia, Plaintiff, et al., v. County of Kern, a municipal corporation, Kern County Hospital Authority, et al., United States District Court, Eastern District of California, Case No. 1:17-cv-01097-KES-CDB – HEARD; NO REPORTABLE ACTION TAKEN

ADJOURNED TO WEDNESDAY, APRIL 16, 2025 AT 11:30 A.M.

Merz



/s/ Mona A. Allen
Authority Board Coordinator



/s/ Amir Berjis, M.D.
Vice-Chairman, Board of Governors
Kern County Hospital Authority