



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
Wednesday, June 26, 2024

11:30 A.M.

BOARD RECONVENED

Board Members: Berjis, Martinez, McLaughlin, Merz, Neal, Pelz, Pollard
Roll Call: 6 Present, 1 Absent - Neal

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 Russell E. Bigler for his service on the Kern County Hospital Authority Board of Governors –
CHIEF EXECUTIVE OFFICER SCOTT THYGERSON MADE PRESENTATION; MR. BIGLER HEARD
- 2) Presentation by the Chief Executive Officer recognizing Rick A. McPheeters, D.O., for his outstanding leadership and service as President of Staff of the Medical Staff of Kern Medical Center from July 1, 2022 through June 30, 2024 –
CHIEF EXECUTIVE OFFICER SCOTT THYGERSON MADE PRESENTATION; DR. MCPHEETERS HEARD

PUBLIC PRESENTATIONS

- 3) 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!**

GEORGE PFISTER, RN, INPATIENT PSYCHIATRIC UNIT, HEARD IN SUPPORT OF THE COMMITTEE OF INTERNS AND RESIDENTS/SEIU LOCAL 1957; SAAD UDDIN, M.D. AND TANYA EFTEKHARI, M.D. HEARD REGARDING FAIR COMPENSATION AND FEAR OF RETALIATION; DIRECTOR POLLARD REQUESTED CLARIFICATION REGARDING CLAIMS OF RETALIATION; CHIEF EXECUTIVE OFFICER SCOTT THYGERSON RESPONDED

MEMBER ANNOUNCEMENTS OR REPORTS

- 4) 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 POLLARD COMMENDED THE HOSPITAL AND STAFF FOR RECEIVING THE BEAUTIFUL BAKERSFIELD AWARD IN RECOGNITION OF THE NEW PEDIATRIC WING AND Q STREET IMAGING CENTER AND RECENT RESIDENT GRADUATION CEREMONY; DIRECTOR BERJIS REPORTED ON THE RECENT RESIDENT GRADUATION AND ANNOUNCED THE ARRIVAL OF APPROXIMATELY 40 NEW RESIDENTS WHO WILL BEGIN THEIR TRAINING ON JULY 1

ITEMS FOR CONSIDERATION

CA

- 5) Minutes for the Kern County Hospital Authority Board of Governors regular meeting May 15, 2024 –
APPROVED
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 6) Proposed renewal and binding of insurance coverages for hospital professional liability, general liability and umbrella/excess liability, workers' compensation and employers liability, automobile liability, heliport and non-owned aircraft liability, directors and officers liability, employment practices liability, healthcare regulatory liability, crime, privacy and security (cyber) liability, premises pollution liability, underground storage tank liability, employed lawyers professional liability, fiduciary liability and Kern Medical Surgery Center fiduciary liability from July 1, 2024 through June 30, 2025, with option to finance selected premiums through PRISM and BankDirect Capital Finance in an amount not to exceed \$1,785,467 –
APPROVED; AUTHORIZED CHIEF EXECUTIVE OFFICER TO SIGN COMMERCIAL INSURANCE PREMIUM FINANCE AGREEMENT-PROMISSORY NOTE 088-2024 WITH BANKDIRECT CAPITAL FINANCE
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 7) Proposed Amendment No. 1 to Agreement 19721 with BSK Associates, an independent contractor, for inspection services related to construction projects for the period July 1, 2021 through June 30, 2024, extending the term for three years from July 1, 2024 through June 30, 2027, and increasing the maximum payable by \$250,000, from \$250,000 to \$500,000, to cover the extended term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 089-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 8) Proposed Amendment No. 2 to Professional Services Agreement 102-2023 with Aspen Street Architects, an independent contractor, for architectural design services for the period August 16, 2023 through August 15, 2026, increasing the maximum payable by \$2,000,000, from \$800,000 to \$2,800,000, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 090-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 9) Proposed Agreement with Patton Sheet Metal Works, Inc., dba Patton Air Conditioning, an independent contractor, for repair of air handlers in the B and C wings, effective June 26, 2024, in an amount not to exceed \$1,842,455 –
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 091-2024; AUTHORIZED CHIEF EXECUTIVE OFFICER TO SIGN FUTURE CHANGE ORDERS IN AN AMOUNT NOT TO EXCEED 5% OF THE TOTAL CONTRACT PRICE
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 10) Proposed Change Order No. 2 to Agreement 090-2023 with Mountain West Builders, Inc., an independent contractor, for electrical modifications for laboratory equipment upgrades, increasing the maximum payable by \$22,887, from \$161,312 to \$184,199, 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 092-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 11) Proposed Change Order No. 2 to Agreement 103-2023 with McMurtrey Lince, Inc., an independent contractor, for structural modifications related to the air conditioning unit metal deck, increasing the maximum payable by \$6,659, from \$382,265 to \$388,924, 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 093-2024; AUTHORIZED THE CHIEF EXECUTIVE OFFICER TO SIGN FUTURE CHANGE ORDERS IN AN AMOUNT NOT TO EXCEED 10% OF THE TOTAL CONTRACT PRICE
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

- CA
12) Proposed Amendment No. 1 to Agreement 41021 with CBCM Services, Inc., an independent contractor, for general contracting, maintenance, and repair services for the period August 1, 2021 through July 31, 2024, extending the term for three years from August 1, 2024 through July 31, 2027 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 094-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal
- CA
13) Proposed Amendment No. 1 to Agreement 100-2022 with Trans-West Security Services, Inc., an independent contractor, for security services for the period July 1, 2022 through June 30, 2025, increasing the billable rate for site supervisor, and increasing the maximum payable by \$7,488, from \$9,818,826 to \$9,826,314, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 095-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal
- CA
14) Proposed Amendment No. 6 to Agreement 718-2016 with the County of Kern, as represented by the Administrative Office, Kern County Sheriff's Office, and Kern County Probation Department, for the provision of correctional medicine services to in-custody inmates and juvenile wards, for the period July 1, 2016 through June 30, 2024, extending the term for two years, from July 1, 2024 through June 30, 2026 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 096-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal
- CA
15) Proposed retroactive Amendment No. 2 to Agreement 554-2021 with the County of Kern, as represented by the Administrative Office and Kern County Sheriff's Office, for the provision of health care services to in-custody inmates housed in the Kern Justice Facility, for the period July 1, 2021 through June 30, 2024, extending the term for two years from July 1, 2024 through June 30, 2026 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 097-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal
- CA
16) Proposed Terms and Conditions with Fenwal, Inc., A Fresenius Kabi Company, an independent contractor, containing non-standard terms and conditions, for purchase of pharmaceuticals, from June 26, 2024 through June 25, 2027, in an amount not to exceed \$15,000 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 098-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal
- CA
17) Proposed Resolution affirming commitment of the Board of Governors to patient safety at Kern Medical Center –
APPROVE; ADOPTED RESOLUTION 2024-018
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 18) Proposed Amendment No. 1 to Agreement 133-2022 with Igor Garcia-Pacheco, M.D., a contract employee, for professional medical services in the Department of Medicine for the period December 2, 2022 through December 1, 2025, adding compensation for 12-hour night call, and increasing the maximum payable by \$100,000, from \$1,860,000 to \$1,960,000, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 099-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 19) Proposed Amendment No. 1 to Agreement 039-2024 with Soorena Fatehchehr, M.D., Inc., an independent contractor, for professional medical services in the Department of Obstetrics and Gynecology for the period April 1, 2024 through March 31, 2026, adding compensation for services as Director of Minimally Invasive Surgery, and increasing the maximum payable by \$48,000, from \$750,000 to \$798,000, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 100-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 20) Proposed Amendment No. 7 to Agreement 2016-030 with Valley Neurosurgery and Neurorestoration Center, A Professional Corporation, an independent contractor, for professional medical services in the Department of Surgery for the period July 1, 2016 through June 30, 2024, extending the term for three years from July 1, 2024 through June 30, 2027, and increasing the maximum payable by \$1,127,920, from \$6,622,080 to \$7,750,000, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 101-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 21) Proposed Amendment No. 2 to Agreement 022-2021 with Acute Care Surgery Medical Group, Inc., an independent contractor, for the provision of general surgery and residency program development and management in the Department of Surgery for the period July 1, 2021 through June 30, 2025, extending the term for two years from July 1, 2025 through June 30, 2027, adding compensation for clinic, OR and call coverage, and increasing the maximum payable by \$8,500,000, from \$18,394,210 to \$26,894,210, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 102-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 22) Proposed Amendment No. 1 to Agreement 033-2021 with Acute Care Surgery Medical Group, Inc., an independent contractor, for the provision of non-urgent general surgery services in the Department of Surgery for the period July 1, 2021 through June 30, 2024, extending the term three years from July 1, 2024 through June 30, 2027, and increasing the maximum payable by \$750,000, from \$750,000 to \$1,500,000, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 103-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 23) Proposed Agreement with Abbas S. Ali, M.D., a contract employee, for professional medical services in the Department of Medicine, from August 24, 2024 through August 23, 2027, in an amount not to exceed \$2,350,000, plus applicable benefits –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 104-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

- CA
24) Proposed Amendment No. 4 to Agreement 871-2015 with Shahab Hillyer, M.D., a contract employee, for professional medical and administrative services in the Department of Surgery for the period January 1, 2016 through December 31, 2025, increasing the per shift rate for dual hospital call coverage –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 105-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal
- CA
25) Proposed Amendment No. 5 to Agreement 873-2015 with Jeffrey G. Nalesnik, M.D., a contract employee, for professional medical and administrative services in the Department of Surgery for the period January 1, 2016 through December 31, 2025, increasing the per shift rate for dual hospital call coverage –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 106-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal
- CA
26) Proposed Amendment No. 1 to Agreement 077-2022 with Danny Long Huynh, M.D., a contract employee, for professional medical services in the Department of Surgery for the period August 8, 2022 through August 7, 2027, increasing the per shift rate for dual hospital call coverage –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 107-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal
- CA
27) Proposed Amendment No. 2 to Agreement 103-2022 with Jack C. Hou, M.D., a contract employee, for professional medical services in the Department of Surgery for the period September 22, 2022 through September 21, 2024, extending the term for one year from September 22, 2024 through September 21, 2025, increasing the per shift rate for dual hospital call coverage, and increasing the maximum payable by \$900,000, from \$1,780,000 to \$2,680,000, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 108-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal
- CA
28) Proposed Amendment No. 1 to Agreement 121-2022 with Soroush Bazargani, M.D., a contract employee, for professional medical services in the Department of Surgery for the period August 1, 2023 through July 31, 2028, increasing the per shift rate for dual hospital call coverage –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 109-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal
- CA
29) Proposed Ordering Document CPQ-3385154 with Oracle America, Inc., an independent contractor, containing nonstandard terms and conditions, for professional consulting and technical services for the upgrade of the Cerner Millennium electronic health record, from June 26, 2024 through November 30, 2024, in an amount not to exceed \$470,932 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 110-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 30) Proposed Ordering Document CPQ-3315738 with Oracle America, Inc., an independent contractor, containing nonstandard terms and conditions, to secure equipment, sublicensed software, and ongoing support for the management of vital signs devices, from June 26, 2024 through December 31, 2027, in an amount not to exceed \$3,948, plus applicable fees and taxes –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 111-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 31) Proposed Grant Administration Agreement with Kern Medical Center Foundation for the provision of grant administration services to Kern Medical Center, effective July 1, 2024 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 112-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

- 32) Proposed Affiliation Agreement with Ross University School of Medicine and American University of the Caribbean School of Medicine, for clinical training of third- and fourth-year medical students from July 1, 2024 through June 30, 2025 –
VICE PRESIDENT & GENERAL COUNSEL KAREN S. BARNES HEARD REGARDING THE DIFFERENCE IN TERM DATES IN THE POSTED AGREEMENT FROM THE DATES REFERENCED IN THE AGENDA; CORRECTED COPIES OF THE AGREEMENT WERE MADE AVAILABLE TO THE PUBLIC AT THE MEETING; APPROVED; AUTHORIZED CHIEF EXECUTIVE OFFICER TO SIGN AGREEMENT 113-2024
Pelz-Pollard: 6 Ayes; 1 Absent - Neal

CA

- 33) Proposed Amendment No. 1 to Agreement 095-2022 with Sarah G. Gonzalez, M.D., a contract employee, for professional medical services in the Department of Medicine for the period August 1, 2022 through July 31, 2028, adding compensation for services as Program Director for the Addiction Medicine Fellowship and after-hours phone coverage, and increasing the maximum payable by \$430,000, from \$1,970,000 to \$2,400,000, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 114-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

CA

- 34) Proposed Change Order to Agreement 039-2021 with Healthcare Performance Group, Inc., an independent contractor, for professional consulting services for Cerner application support for the period October 1, 2022 through September 30, 2024, increasing the maximum payable by \$67,880, from \$247,480 to \$315,360, to cover the term –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 115-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

- 35) Proposed retroactive acceptance of donation of travel and related expenses from Intuitive Surgical, Inc., for one Kern Medical Center employee to attend the 2024 Intuitive Executive Summit, from June 6-7, 2024, in San Diego, California –
CHIEF NURSING OFFICER TONYA BARRAZA HEARD REGARDING THE RETROACTIVITY OF ITEM 35; APPROVED; ADOPTED RESOLUTION 2024-019
Berjis-Pollard: 6 Ayes; 1 Absent - Neal

- 36) Proposed retroactive Third Amendment to Agreement 074-2021 with Adventist Health Physicians Network, an independent contractor, for professional medical services of Kern Medical Center physicians for the period January 1, 2022 through December 31, 2031, increasing the per shift rate for dual hospital call coverage, effective June 1, 2024 – VICE PRESIDENT, STRATEGIC DEVELOPMENT NATALEE GARRETT HEARD REGARDING THE RETROACTIVITY OF ITEM 36; APPROVED; AUTHORIZED CHIEF EXECUTIVE OFFICER TO SIGN AGREEMENT 116-2024
Berjis-Pelz: 6 Ayes; 1 Absent - Neal
- 37) Proposed retroactive Staffing Agreement with Kern Medical Center Foundation for the provision of administrative management services to the Foundation, effective July 31, 2023 – CHIEF EXECUTIVE OFFICER SCOTT THYGERSON AND CHIEF TRANSFORMATION OFFICER ROBY HUNT HEARD REGARDING THE TERMS OF THE AGREEMENT; DIRECTOR MARTINEZ HEARD REGARDING THE ONE-YEAR MAXIMUM PAYABLE; VICE PRESIDENT & GENERAL COUNSEL KAREN S. BARNES RESPONDED; APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 117-2024
Martinez-Berjis: 6 Ayes; 1 Absent - Neal
- 38) Proposed election of officers to the Kern County Hospital Authority Board of Governors – DIRECTOR MCLAUGHLIN ELECTED CHAIRMAN, DIRECTOR BERJIS ELECTED VICE CHAIRMAN, AND DIRECTOR PELZ ELECTED SECRETARY/TREASURER
Merz-Pollard: 6 Ayes; 1 Absent - Neal
- 39) Kern County Hospital Authority Chief Financial Officer report – CHIEF FINANCIAL OFFICER ANDREW CANTU HEARD; DIRECTOR MARTINEZ HEARD REGARDING THE STATUS OF ANTHEM BLUE CROSS LIVES ASSIGNED TO KERN MEDICAL CENTER AND ACCRUED INTEREST POSTED ON THE PROFIT AND LOSS STATEMENT; DIRECTOR BERJIS HEARD REGARDING OUTPATIENT CLINIC GROWTH; DIRECTOR MCLAUGHLIN HEARD REGARDING THE STATUS OF CASH FLOW; RECEIVED AND FILED
Pelz-Pollard: 6 Ayes; 1 Absent - Neal
- 40) Kern County Hospital Authority Chief Executive Officer report – CHIEF EXECUTIVE OFFICER SCOTT THYGERSON HEARD; RECEIVED AND FILED
Berjis-Martinez: 6 Ayes; 1 Absent - Neal
- CA
41) Monthly report on What's Happening at Kern Medical Center – RECEIVED AND FILED
Pollard-Pelz: 6 Ayes; 1 Absent - Neal
- CA
42) Claims and Lawsuits Filed as of May 31, 2024 – RECEIVED AND FILED
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

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

- 43) Kern Medical Surgery Center, LLC, Administrative Report –
DIRECTOR MARTINEZ HEARD REGARDING THE FINANCIALS; CHIEF EXECUTIVE
OFFICER SCOTT THYGERSON RESPONDED; RECEIVED AND FILED
Martinez-Pollard: 6 Ayes; 1 Absent - Neal
- C-44) Proposed Quote CPKUSVL011162 with Alcon Vision, LLC, an independent contractor,
containing nonstandard terms and conditions, for purchase of sterile ophthalmology surgery
packs, from June 26, 2024 through June 25, 2029, in amount not to exceed \$186,780 –
APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 118-2024
Pollard-Pelz: 6 Ayes; 1 Absent - Neal
- C-45) Proposed credentialing recommendations –
APPROVED
Pollard-Pelz: 6 Ayes; 1 Absent - Neal

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

ADJOURNED TO CLOSED SESSION
Berjis-Pollard

CLOSED SESSION

- 46) Request for Closed Session regarding peer review of health practitioners (Health and Safety
Code Section 101855(j)(2)) – SEE RESULTS BELOW
- 47) CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Chief
Executive Officer Scott Thygerson, and designated staff – Employee Organizations:
Committee of Interns and Residents/Service Employees International Union, Local 1957
(Government Code Section 54957.6) – SEE RESULTS BELOW
- 48) 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, 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
- 49) CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government
Code Section 54956.9(d)(1)) Name of case: Service Employees International Union, Local 521
Plaintiff/Petitioner, v. Kern County Hospital Authority, Kern Medical Surgery Center, LLC, and
DOES 1-25, Defendants/ Respondents, Kern County Superior Court Case No. BCV-22-101782
JEB – SEE RESULTS BELOW
- 50) PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Title: Chief Executive Officer
(Government Code Section 54957) – SEE RESULTS BELOW

RECONVENED FROM CLOSED SESSION
Pollard-Berjis

REPORT ON ACTIONS TAKEN IN CLOSED SESSION

Item 46 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 BERJIS, SECOND BY DIRECTOR PELZ; 1 ABSENT - DIRECTOR NEAL), THE BOARD APPROVED ALL PRACTITIONERS RECOMMENDED FOR INITIAL APPOINTMENT, REAPPOINTMENT, RELEASE OF PROCTORING, VOLUNTARY RESIGNATION OF PRIVILEGES AND AUTOMATIC TERMINATION OF PRIVILEGES; NO OTHER REPORTABLE ACTION TAKEN

Item 47 concerning CONFERENCE WITH LABOR NEGOTIATORS - Agency designated representatives: Chief Executive Officer Scott Thygerson, and designated staff – Employee Organizations: Committee of Interns and Residents/Service Employees International Union, Local 1957 (Government Code Section 54957.6) – HEARD; NO REPORTABLE ACTION TAKEN

NOTE: DIRECTOR MARTINEZ LEFT THE ROOM PRIOR TO THE DISCUSSION ON ITEM 48

Item 48 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, 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

NOTE: DIRECTOR MARTINEZ RETURNED TO THE MEETING FOLLOWING THE DISCUSSION ON ITEM 48

Item 49 concerning CONFERENCE WITH LEGAL COUNSEL - FORMALLY INITIATED LITIGATION (Government Code Section 54956.9(d)(1)) Name of case: Service Employees International Union, Local 521 Plaintiff/Petitioner, v. Kern County Hospital Authority, Kern Medical Surgery Center, LLC, and DOES 1-25, Defendants/ Respondents, Kern County Superior Court Case No. BCV-22-101782 JEB – HEARD; NO REPORTABLE ACTION TAKEN

Item 50 concerning PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Title: Chief Executive Officer (Government Code Section 54957) – HEARD; NO REPORTABLE ACTION TAKEN

ADJOURNED TO WEDNESDAY, JULY 17, 2024 AT 11:30 A.M.

Pelz

/s/ Mona A. Allen
Authority Board Coordinator

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