



HARRIS COUNTY HOSPITAL DISTRICT

**REGULAR MEETING OF THE
BOARD OF MANAGERS**

9:00 A.M.

June 28, 2007

Board Room

**Harris County Hospital District Administration Building
2525 Holly Hall Drive
Houston, Texas 77054**

AGENDA

- I. Call to Order and Record of Attendance** – *J. Evans Attwell*
- II. Approval of the Minutes of Previous Meeting** – *J. Evans Attwell*
Regular Board Meeting – May 31, 2007
- III. Hear from Citizens** – *J. Evans Attwell*
- IV. Purchasing** – *Danny Jackson*
The Budget and Finance Committee met on June 21, 2007 and brings forth the following:
 - A(1). Consideration of Recommendations regarding Purchases Requiring Board Approval:
 - a. Job 06/0434: Award for Alcohol and Other Drug Screening, Assessment and Referral Services for Federal Demonstration to Maintain Independence and Employment (DMIE) Project Participants – *Houston Council on Alcoholism and Drug Abuse (dba The Council on Alcohol and Drugs Houston)*
 - b. Job 07/0129: Award for Craniomaxillofacial and Neurosurgical Craniofacial Implants – *Syntes Craniomaxillofacial (CMF), Stryker Leibinger Craniomaxillofacial, and KLS Martin L.P.*
 - c. Premier Contract: Year Four Funding for Chemistry Analyzers, Lab Automation, Reagents, Consumables and Service – *Dade Bebring, Inc.*

- d. Premier Contract: Year Four Funding for Immunochemistry Analyzers, Lab Automation, Reagents, Consumables and Service – *Siemens Medical Solutions Diagnostics fka Bayer HealthCare LLC Diagnostics Division*
- e. Premier Contract: Additional Funds and an Extension for Negative Pressure Wound Therapy (fka Vacuum Assisted Wound Closure) – *KCI USA, Inc.*
- f. Job 07/0088: Award for Lithotripsy Services – *Gulf Coast II Lithotripsy, LP*
- g. Job 07/0179: Award for Term Contract for Inspection and Maintenance Repair of Chillers – *Fort Bend Mechanical, Ltd.*
- h. Job 06/0088: Renewal for Operation of Dental Facilities – *Craven and Plummer, Inc.*
- i. Job 04/0420: Renewal for Housekeeping Services – *Sodexo Services of Texas Limited Partnership*
- j. Job 04/0215: Renewal for HIV-1 Genotyping System – *Siemens Medical Solutions Diagnostics fka Bayer Healthcare LLC, Diagnostic Division*
- k. Job 04/0132: Renewal for PCR/Genotyping System for HIV Viral Load Testing – *Roche Diagnostics*
- l. Job 06/0012: Renewal for Non-Professional Temporary Healthcare Personnel – *Advanced Health Education Center Ltd., Advance'd Temporaries Inc., JWS Health Consultants, Inc. dba UltraStaff, Prime Staff USA a Credentia Company, and Rad-Link Staffing, Inc.*
- m. Premier Contract: Renewal for Hematology Analyzers, Reagents, Consumables and Service – *Sysmex America, Inc.*
- n. Job 06/0187: Renewal for Home Oxygen Therapy Services – *American Medical Equipment Company*
- o. Professional Services: Renewal for Physician Services – *Affiliated Medical Services*
- p. Interlocal Agreement between Harris County and the Harris County Hospital District for the Provision of Laboratory Testing Services
- q. Award for Annual Assessment of Maintenance and Security Fees – *Texas Medical Center*
- r. Premier Contract: Ratification of Purchase of Suction Canisters, Yankauers and Tubing – *Cardinal Health Medical Products and Services and Tyco Healthcare Group LP The Kendall Company*

- s. Job 07/0148: Ratification of Award for Temporary Social Workers – *Maxim Staffing Solutions*

A(2). Transmittal of Completed Purchases Under \$100,000
(For Informational Purposes)

- a. Premier Contract: Award for Upgrade of Three Existing Network Control Modules (NCN) to Metasys Extended Architecture – *Johnson Controls, Inc.*
- b. Job 07/0075: Award for Ophthalmic Equipment – *Lombart Instrument*
- c. Job 07/0101: Award for Sale of Surplus Medical Equipment Lots – *Excess Material Management (Items I, II, & III) and Medilux (Item IV).*
- d. Premier Contract: Award for Respiratory Therapy Peak Flow Meters and Incentive Spirometers – *Cardinal Health Medical Products and Services.*
- e. Premier Contract: Award for Orthopedic Soft Goods – *dj Orthopedics LLC*
- f. Personal Services Exemption: Award for Preparation of Forecast Financial Statements – *Matt Nelson, Marylee Radtke, Scott Chapman, and Darlene Buckholt through Financial Resource Group, L.L.C.*
- g. Interlocal Agreement: Exemption from the Competitive Bid Requirements for Award for Clinical Case Management Services – *Bela Patel, M.D. (Physician Advisor) through The University of Texas Health Science Center at Houston*
- h. Personal Services Exemption: Exemption from the Competitive Bid Requirements for Award for Clinical Case Management Services – *Christian D. Eckman, M.D. (Physician Advisor) through Baylor College of Medicine*
- i. Premier Contract: Award for Respiratory Therapy Resuscitation Bags – *Ambu Inc.*
- j. Award for Bakri Tamponade Balloon Catheter – *Cook Urological Inc.*

V. Reports of the Committees

A. Joint Conference – *Mary Spinks*

The Joint Conference Committee met June 14, 2007 and brings forth the following:

- 1. Report of the Board of Managers Joint Conference Committee – *Mary Spinks*

2. Consideration of Approval of the Revised HCHD Policy# 4315 “Identification of Surrogate Decision-Maker” – *Beth Cloyd*

The Following items did not go to Joint Conference Committee and come directly to the Board:

3. Consideration of Recommendation regarding the June 2007 Credentialing Changes for Members of the HCHD Medical Staff – *Stephen B. Greenberg, M.D.*
4. Consideration of Acceptance of the June 2007 Medical Board Report – *Stephen B. Greenberg, M.D.*

B. Budget and Finance Committee – *Danny Jackson*

The Budget and Finance Committee met June 21, 2007 and brings forth the following:

1. Consideration to Accept the May 2007 Financial Report Subject to Audit – *Gwendolyn Huskey*
2. Consideration to Accept the May 2007 Pension Plan Report Subject to Audit – *Gwendolyn Huskey*
3. Consideration to Accept the First Quarter Investment Report for the Period ended May 31, 2007 – *Gwendolyn Huskey*
4. Discussion and Consideration to Accept the District’s FY 2007 Financial Audit – *Gwendolyn Huskey*
5. Discussion and Consideration to Accept the Audits of the District’s Employee Benefit Plans for the Calendar Year ended December 31, 2006 – *Gwendolyn Huskey*
6. Discussion and Consideration to Accept the District’s FY 2007 Federal & State Grant Programs Audit – *Gwendolyn Huskey*

The following item did not go the Budget and Finance Committee and comes directly to the Board:

7. Presentation of May 2007 Financial Statements of Community Health Choice, Inc. – *Glen R. Johnson, M.D.*

C. Planning and Operations Committee – *Elvin Franklin, Jr.*

The Planning and Operations Committee met on June 14, 2007 and brings forth the following:

1. **Items Related to Specialty and Primary Clinics and other Facilities** – *Elvin Franklin, Jr.*
 - a. Consideration of an Agreement between the Harris County Hospital District and Harris County to Provide Outreach, Care and Prevention under Ryan White CARE Act Special Project of National Significance to Eligible HIV Seropositive Young Minority Men – *Michelle Fowler*

- b. Consideration of Ratification of an Agreement between the Harris County Hospital District and Baylor College of Medicine funded by the Center for Disease Control and Prevention (CDC) through the City of Houston, Department of Health and Human Services to provide Medical Direction and Evaluator Services at District Facilities – *Michelle Fowler*
 - c. Consideration of Ratification of an Amended Agreement between the Harris County Hospital District and Dallas County Hospital District, The Parkland Foundation for Texas/Oklahoma AIDS Education and Training Center under Ryan White Federal CARE Act Part F to provide State-of-the-Art Education on Treatment, Training, and Consultation and Support to Healthcare Professionals Treating HIV+ Patients – *Michelle Fowler*
- 2. Items Related to Personnel – *Elvin Franklin, Jr.***
- a. Consideration of Approval of the Amendment and Restatement of the Harris County Hospital District’s 401(k) Plan Document Effective July 1, 2007 – *Lou Gould*
 - b. Consideration of Appointment to Signature Authority for Schedule “E” of the Trust Agreement between the Harris County Hospital District and Fidelity Management Trust Company for the 401(k) Plan – *Lou Gould*
 - c. Consideration of Approval of the Seventh Amendment to the Harris County Hospital District’s Pension Plan – *Lou Gould*
 - d. Consideration of Approval of the Harris County Hospital District’s Worker’s Compensation Policy# 6.34 – *Lou Gould*
- 3. Items Related to Buildings and Properties – *Elvin Franklin, Jr.***
- a. Consideration of Approval of an Amendment to Expand the Scope of Services and Increase Funding for the Existing Architectural/Engineering Agreement between the Harris County Hospital District and Hellmuth Obata + Kassabaum, L.P. (HOK) to include an Ambulatory Care Tower and Parking Garage – *Ronald C. Johnson*
 - b. Consideration of Approval to Enter into a Professional Services Agreement with Kaim Associates, Inc. for the LBJ General Hospital Pharmacy and IV Prep Project – *Ronald C. Johnson*

- c. Consideration of Intent to Enter into Lease Option 4 with Dr. Haram S. Azard and Mr. Manohar S. Mann of ComRealty for Lease Space for the South Loop Eligibility Center –
Ronald C. Johnson

The following item did not go the Planning & Operations Committee and comes directly to the Board:

- d. Consideration of Intent to Amend a Lease Agreement with South Loop Associates, L.P. (2636 South Loop Building) to include 6,225 Square Feet of Additional Space on the 6th Floor for our Health Maintenance Organization, Community Health Choice – *Ronald Johnson*

D. Legislative Committee – *Jim Lemond*

The Legislative Committee met on June 14, 2007 and held discussions on the following:

1. Update, Discussion and Possible Action regarding Activities in Austin relating to Regulatory Issues Impacting HCHD, the 80th Legislative Session, and the HCHD Legislative Platform – *R. King Hillier & Mary Schneider*
2. Update, Discussion and Possible Action regarding Pending Federal Legislative, Line Items and Policy Issues Affecting HCHD – *R. King Hillier & Mary Schneider*

E. Performance Improvement & Patient Safety Committee – *Carolyn Truesdell*

The Performance Improvement & Patient Safety Committee met June 21, 2007 regarding the following agenda items:

1. Report on Attendance at Institute for Healthcare Improvement “FROM THE TOP” – The Role of the Board in Quality and Safety – *Carolyn Truesdell and George Masi*
2. Review and Discussion of Regulatory Standards and Requirements – *Constalene Ferguson*
3. Review, Discussion and Possible Action regarding the HCHD Performance Improvement/Patient Safety Dashboard – *George Masi*
4. Review, Discussion and Possible Action regarding the Pilot Program for Patient Satisfaction – *Carol Oddo*

VI. Miscellaneous Agenda Items – *J. Evans Attwell*

Consideration of Approval of a Service Agreement between the Harris County Hospital District and the Education with Industry (EWI) Program With the United States Air Force – *Tim Tindle*

VII. Items related to Policies

- A. Consideration to Approve the Revised HCHD Policy# 3.14 “Donor Restricted Endowments, Funds, and Assets” – *Ottley Sims*
- B. Consideration to Approve the Revised HCHD Policy# 7.04 “Pain Management” – *George Masi*
- C. Consideration to Approve the Revised HCHD Policy# 7.02 “Restraint and Seclusion” – *George Masi*
- D. Consideration for Approval to Rescind District Policies# 7.10, 4305, 4475, 4390, 4393, 4179, 4295 and 4330 – *Carol Oddo*

VIII. Executive Session – J. Evans Attwell

- A. Consultation with the County Attorney regarding Cause No. 816,923 in County Civil Court at Law #2 styled *Harris County Hospital District v. Textac Partners I*, pursuant to Tex. Gov’t Code Ann. §551.071 and Possible Action regarding this Matter Upon Return to Open Session – *Robert Soard*
- B. Report by Corporate Compliance Officer regarding Compliance with Medicare, Medicaid, HIPAA, and other Federal and State Health Care Program Requirements and a Status of Fraud and Abuse Investigations pursuant to §161.032 of the Texas Health & Safety Code – *Walter Freitag*
- C. Consultation with the County Attorney regarding Cause No. 2006-10167; Eugene Dale Harris, et al v. Harris County Hospital District, in the 269th Judicial District Court of Harris County Texas, pursuant to Tex. Gov’t Code Ann. §551.071 and Possible Action regarding this Matter Upon Return to Open Session – *Mercedes Leal*
- D. Consultation with the County Attorney regarding Cause No. 2006-15321; Sonja Scott, et al v. Harris County Hospital District, in the 270th Judicial District Court of Harris County Texas, pursuant to Tex. Gov’t Code Ann. §551.071 and Possible Action regarding this Matter Upon Return to Open Session – *Mercedes Leal*
- E. Consultation with the County Attorney regarding Cause No. 2006-57635; Ethel Francois v. Harris County Hospital District in the 189th Judicial District Court of Harris County Texas, pursuant to Tex. Gov’t Code Ann. §551.071 and Possible Action regarding this Matter Upon Return to Open Session – *Glen Van Slyke*
- F. Consultation with the County Attorney regarding Cause No. 2005-66516; Halina Cebrat, Individually and as Sole Heir of the Estate of Michael M. Cebrat, Dec’d v. Harris County Hospital District, et al, in the 190th Judicial Court of Harris County Texas, pursuant to Tex. Gov’t Code Ann. §551.071 and Possible Action regarding this Matter Upon Return to Open Session – *Glen Van Slyke*

- G. Consultation with the County Attorney regarding Cause No. 879,744; State of Texas v. Galileo Mount Houston TX, LP et al, in the County Civil Court at Law No. 2 of Harris County, Texas, pursuant to Tex. Gov't Code Ann. §551.071 and Possible Action regarding this Matter Upon Return to Open Session – *Mercedes Leal*
- H. Consultation with the County Attorney regarding a Possible Settlement Agreement between the Harris County Hospital District and Lawrence Bell for Certain Employment Claims, pursuant to Tex. Gov't Code Ann. §551.071 and Possible Action regarding this Matter Upon Return to Open Session – *Arlen Pruitt*
- I. Consideration of an Employment Agreement between the Harris County Hospital District and David S. Lopez, pursuant to Tex. Gov't Code Ann. §551.074 and Possible Action regarding this Matter Upon Return to Open Session – *Carolyn Truesdell*

IX. Reconvene

X. Adjournment