



HARRIS COUNTY HOSPITAL DISTRICT

**REGULAR MEETING OF THE
BOARD OF MANAGERS**

9:05 A.M.

February 22, 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 January 25, 2007
- III. Oath of Office for Newly Appointed Board Member and Remarks**
- IV. Special Recognition of Ben Taub General Hospital as Recipient of the “Organ Donation Medal of Honor” Award** – *Jeff Webster*
- V. Hear from Citizens** – *J. Evans Attwell*
- VI. Consideration of Appointment to Board of Managers’ Committees** –
J. Evans Attwell
- VII. Purchasing** – *Danny Jackson*
The Budget and Finance Committee did not meet and brings directly to the Board the following:
 - A(1). Consideration of Recommendations regarding Purchases Requiring Board Approval
 - a. Job 06/0407: Award for Imaging Services for Patients – *Gulf Coast Cancer & Diagnostic Center @ Southeast, OKO Med Downtown Imaging, River Oaks Imaging and Diagnostic, and St. Joseph Medical Center*
 - b. Job 06/0430: Award for Collection Services for Lien Accounts – *Cardon Healthcare Network, Inc. and Select Billing and Collection Services, LTD*

- c. Job 06/0429: Award for Treasury Management Services – *JP Morgan Chase Bank, NA*
- d. Job 06/0419: Leasing Wireless Pagers, Messaging Services and Related Items – *Metrocall, Inc., D/B/A USA Mobility, Inc. (“Arch Wireless”)*
- e. Premier Contract: Award for Angio Systems (2 ea.) for Ben Taub General Hospital – *Philips Medical Systems N.A.*
- f. Job 06/0371: Award for Special Reference Bone Marrow Testing Services – *DynaGene – a LabCorp Company*
- g. Job 06/0398: Award for Specific Outpatient Pharmaceutical Products – *Merck & Co. Inc., Amgen USA Inc., Merck/Schering-Plough, Eli Lilly and Company; Sciele Pharma Inc., and The Procter & Gamble Co.*
- h. Job 06/0399: Specific Pharmaceutical Products (Contrast Media) – *GE Healthcare Inc., Mallinckrodt Inc., Berlex Laboratories, Inc., and Bracco Diagnostic Inc.*
- i. Professional Services: Additional Funds and an Extension for Blood Services and Products – *Gulf Coast Regional Blood Center*
- j. Job 02/0108: Additional Funds and an Extension for Third Party Specialists to Assist with Certification of Pending Medicaid Cases and Other Related Third Party Sources – *Medical Advocacy Services for Healthcare, Inc. (MASH) and NCO Financial Systems (NCO)*
- k. Job 01/0184: Additional Funds for 24-Hour Monitoring and Maintenance of Meridian PBX; Telephone Systems; Telephones and Related Equipment – *Shared Technologies*
- l. Second and Final Year Funding for Software License Agreement for the IBM Mainframe – *Computer Associates International*
- m. Premier Contract: Award for Information Management System – *Siemens Medical Solutions, ISA (PP-IM-028)*
- n. Interagency Agreement to Provide Computer Analysis and Reports regarding Certain Medical Encounters between Community Health Choice, Inc. and the Harris County Hospital District – *Community Health Choice*
- o. Interlocal Agreement for Colposcopy and Other Professional Medical Services – *The University of Texas M.D. Anderson Cancer Center*

- p. Job 00/0138: Award for Epic RX Software Implementation Services for Core Patient Care and Patient Administration Systems-a.k.a. Foundation Project – *Epic Systems Corporation*
- q. Department of Information Resources (DIR): Award for Maintenance and Support of Cisco Equipment – *DIR through AT&T Datacom*
- r. Texas Association of School Boards (TASB) Buy Board Cooperative Purchasing: Purchase of Two Shuttle Buses – *Capital Bus Sales and Service of Texas, Inc.*
- s. Job 06/0351: Utilization of Harris County Contracts for Awards for Automobiles, Trucks and Related Items – *Caldwell County Chevrolet, Windham Motor Company, Planet Ford, Tommie Vaughn Motors, Inc., Dallas Dodge, McKinney Dodge and Philpott Ford*
- t. Premier Contract: Purchase of Patient Beds (16 ea.) – *Hill Rom Company Inc.*
- u. Premier Contract: Purchase of Physiological Patient Monitors (39 ea.) – *Philips Medical Systems N.A.*
- v. Premier Contract: Award for Physiological Monitoring Systems – *Philips Medical Systems, N.A.*
- w. Job 05/0209: Renewal of Award for Dental DHMO and DPPO, Basic Life and AD&D, Voluntary Life and Voluntary AD&D, Vision and Flexible Spending Account Coverage – *Aetna Life Insurance Company (Flexible Spending Account), Spectera, Inc. (Vision), United Healthcare Insurance Company (DPPO), National Pacific Dental, Inc. (DHM), and Hartford Life & Accident Insurance Company (Life/ AD&D)*
- x. Premier Contract: Renewal of Award for Reverse Drug Distribution – *EXP Pharmaceutical Services Corp. (PP-PH6EXP01)*
- y. Job 05/0345: Renewal of Award for Patient Satisfaction and HCAHPS Surveys, Employee Surveys, and Physician Surveys – *National Research Corporation dba NRC + Picker*
- z. Job 05/0145: Renewal of Award for Patient Billing Services – *Professional Systems Corporation dba PSC Info Group*
- aa. Job 05/0423: Renewal of Award for Excess Workers' Compensation and Employer's Liability Insurance – *Midwest Employers Casualty Co. through Alamo Insurance Group, Inc.*
- bb. Interlocal Agreement Renewal for On-Site Mammography Services – *The University of Texas M.D. Anderson Cancer Center*

- cc. Premier Contract: Renewal of Award for Maintenance and Services for Fire Alarm Systems – *SimplexGrinnell*
- dd. Professional Services: Renewal of Award for Blood Products and Components – *The American National Red Cross*
- ee. Job 04/0429: Renewal of Award for Infant/Adult, Nutritional/Disease Specific Formulas – *Nestle USA, Inc. d/b/a Nestle Nutrition, Ross Products Division, Abbott Labs., and Mead Johnson & Company*
- ff. Premier Contract: Ratification of Award for IV Systems and Products – *Baxter Healthcare Corporation*

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

- a. Job 06/0032: Renewal of Award for Interpreter Services for Hearing Impaired Persons – *Nightingale Adult Day Center*
- b. Premier Contract: Award for Contrast Media - Barium – *Mallinckrodt Inc. through Merry X-Ray*
- c. Job 07/0001: Award for Ophthalmology Operating Microscope – *Leica Microsystems, Inc.*
- d. Premier Contract: Award for Mobility Aids – *Medline Industries, Inc.*
- e. Premier Contract: Award Stretchers (13 ea.) – *Stryker Corporation*
- f. Premier Contract: Additional Funds for Immunochemistry Analyzers, Lab Automation, Reagents, Consumables and Service – *Siemens Medical Solutions Diagnostics (PP-LA-117) fka Bayer Healthcare LLC Diagnostic Division*
- g. Professional Services: Exemption from the Competitive Bid Requirements and Additional Funds for Consulting Services – *Vinson & Elkins, L.L.P.*
- h. Transmittal of Purchases for Various Categories of Goods and/or Services – *See Attached*

VIII. Reports of the Committees

A. Joint Conference – *Stephen DonCarlos*

The Joint Conference Committee did not meet and brings directly to the Board the following:

1. Consideration of Recommendation regarding the Credentialing Changes for Members of the HCHD Medical Staff – *Kevin Finkel, M.D.*

2. Consideration of Acceptance of the Medical Board Report – *Kevin Finkel, M.D.*

B. Budget and Finance Committee– *Danny Jackson*

The Budget and Finance Committee did not meet and brings directly to the Board the following:

1. Consideration of Approval of the Harris County Hospital District Fiscal Year 2008 Operating and Capital Budget (3/1/07 – 2/29/08) – *Liz Alhand*
2. Recommendation of Acceptance of the Harris County Hospital District’s January 31, 2007 Financial Report Subject to Final Audit – *Liz Alhand*
3. Recommendation of Acceptance of the Harris County Hospital District’s January 31, 2007 Pension Plan Report Subject to Final Audit – *Liz Alhand*
4. Consideration of Approval of the Harris County Hospital District Process for the Sale/Disposal of Excess/Obsolete Hospital District Property – *Robert Scholz*
5. Presentation of January 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 did not meet and brings directly to the Board the following:

1. Items Related to Contractual Agreements – *Elvin Franklin, Jr.*
 - a. Consideration of an Agreement between the Harris County Hospital District and Lord of the Streets Episcopal Church to Provide On-site Health Care Services to Homeless Individuals – *Michelle Fowler*
 - b. Consideration of an Agreement between the Harris County Hospital District and Harmony House to Provide On-site Health Care Services to Homeless Individuals – *Michelle Fowler*
 - c. Consideration of Approval of the First Amendment to the Professional Services Agreement between the Harris County Hospital District and the University of Texas Health Science Center at Houston for Telemedicine Medical Sciences – *Michelle Fowler*
 - d. Consideration of a Renewal Agreement between the Harris County Hospital District and the Mental Health and Mental Retardation Authority of Harris County to Provide Mental Health Services at the School-based Clinics – *Michelle Fowler*

2. Items Related to Contractual Agreement Ratifications – *Elvin Franklin, Jr.*
 - a. Consideration of Ratification of an Agreement between the Harris County Hospital District and M.D. Anderson Cancer Center for the Provision of Radiation Therapy Services – *Robert Scholz*
 - b. Consideration of Ratification of an Agreement between the Harris County Hospital District and Baylor College of Medicine to Provide HIV Perinatal Transmission Program Education, Training, Consultation and Evaluation Services Funded by Texas Department of State Health Services to Selected Hospital Labor & Delivery Units throughout Harris County – *Michelle Fowler*
 - c. Consideration of Ratification of an Agreement between the Harris County Hospital District and Baylor College of Medicine for a Medical Director of Psychiatry DMIE Program – *Elizabeth Cloyd*
3. Items Related to Ryan White Funding – *Elvin Franklin, Jr.*
 - a. Contractual Agreements
 1. Consideration of an Agreement between the Harris County Hospital District and Harris County to Provide Primary Care Under Ryan White Title I to Eligible HIV-infected Females – *Michelle Fowler*
 2. Consideration of an Agreement between the Harris County Hospital District and Harris County to Provide Medical Case Management under Ryan White Title I to Eligible HIV-infected Individuals – *Michelle Fowler*
 3. Consideration of an Agreement between the Harris County Hospital District and Harris County to Provide Primary Care under Ryan White Title I to Eligible HIV-infected Individuals – *Michelle Fowler*
 4. Consideration of an Agreement between the Harris County Hospital District and University of Texas Health Science Center of Houston to Provide Physician Services Funded by Ryan White Title I to Eligible HIV-infected Individuals – *Michelle Fowler*
 5. Consideration of an Agreement between the Harris County Hospital District and Baylor College of Medicine, Department of Obstetrics and Gynecology to Provide

Physician Services Funded by Ryan White Title I to Eligible HIV-infected Females – *Michelle Fowler*

6. Consideration of an Agreement between the Harris County Hospital District and Baylor College of Medicine, Department of Medicine to Provide Physician Services Funded by Ryan White Title I to Eligible HIV-infected Individuals – *Michelle Fowler*

b. Contractual Ratifications

1. Consideration of Ratification of an Agreement between the Harris County Hospital District and Baylor College of Medicine, Department of Family and Community Medicine to Provide Physician Services Funded by Ryan White Title III to Eligible HIV-infected Individuals – *Michelle Fowler*
2. Consideration of Ratification of an Agreement between the Harris County Hospital District and Baylor College of Medicine, Department of Family and Community Medicine to Provide Physician Services Funded by Ryan White Title III to Eligible HIV-infected Individuals – *Michelle Fowler*
3. Consideration of Ratification of an Agreement between the Harris County Hospital District and Baylor College of Medicine, Department of Medicine to Provide Physician Services Funded by Ryan White Title III to Eligible HIV-infected Individuals – *Michelle Fowler*
4. Consideration of Ratification of an Agreement between the Harris County Hospital District and University of Texas Health Science Center of Houston Funded by Ryan White Title I, III, and IV to Provide Physician and Support Services to Eligible HIV-infected and Affected Women, Children, and Infants at Lyndon B. Johnson General – *Michelle Fowler*

c. Settlement Agreement Ratifications

1. Consideration of Ratification of a Settlement Agreement between the Harris County Hospital District and University of Texas Health Science Center of Houston Funded by Ryan White Title I to Provide HIV Fellow Services – *Michelle Fowler*
2. Consideration of Ratification of a Settlement Agreement between the Harris County Hospital District and

University of Texas Health Science Center of Houston
Funded by Ryan White Title I to Provide Physician
Services – *Michelle Fowler*

3. Consideration of Ratification of a Settlement Agreement between the Harris County Hospital District and Baylor College of Medicine Funded by Ryan White Part F to Provide Medical Direction Services to the AIDS Education Training Center Local Performance Site – *Michelle Fowler*
4. Items Related to Point of Entry Agreements – *Elvin Franklin, Jr.*
 - a. Consideration of a Point of Entry Agreement between the Harris County Hospital District and Houston Department of Health and Human Services – *Michelle Fowler*
 - b. Consideration of a Point of Entry Agreement between the Harris County Hospital District and Legacy Community Health Services – *Michelle Fowler*
 - c. Consideration of a Point of Entry Agreement between the Harris County Hospital District and Houston Area Community Services (HACS) – *Michelle Fowler*
 - d. Consideration of a Point of Entry Agreement between the Harris County Hospital District and Family Service Center – *Michelle Fowler*
 - e. Consideration of a Point of Entry Agreement between the Harris County Hospital District and Montrose Counseling Center – *Michelle Fowler*
 - f. Consideration of a Point of Entry Agreement between the Harris County Hospital District and St. Hope Foundation – *Michelle Fowler*
5. Items Related to Facilities Use Agreements – *Elvin Franklin, Jr.*
 - a. Consideration of a Facilities Use Agreement between Harris County Hospital District and Houston Volunteer Lawyers to Provide Legal Consultation to Eligible HIV-infected Individuals – *Michelle Fowler*
 - b. Consideration of a Facilities Use Agreement between Harris County Hospital District and AIDS Foundation of Houston (AFH) to Provide Childcare to Eligible HIV-infected Individuals – *Michelle Fowler*
 - c. Consideration of a Facilities Use Agreement between Harris County Hospital District and People with AIDS Coalition

(PWA) to Provide Health Education Groups to Eligible HIV-infected Individuals – *Michelle Fowler*

6. Items Related to Personnel – *Elvin Franklin, Jr.*
 - a. Consideration of Approval of the Sixth Amendment to the Harris County Hospital District’s Pension Plan – *Lou Gould*
 - b. Consideration of Approval of Additional Signature Authority for Schedule “D” 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 Revised Severance Benefits for the Positions of Director Level and Above Policy – *Lou Gould*
 - d. Consideration of Approval of the Revised Permanent Reduction in the Work Force Due to Business Necessity Policy – *Lou Gould*
 - e. Consideration of Approval of the Revised Neutral Absence Policy – *Lou Gould*
 - f. Discussion and Possible Action regarding the Harris County Hospital District’s Staffing During Disasters Policy – *Lou Gould*
7. Items Related to Building and Properties – *Elvin Franklin, Jr.*

Consideration of Award of Contract for Construction Services to Craig & Heidt, Inc. for the Baytown Community Health Center Parking Lot Driveway Extension Project – *Ronald Johnson*
8. Informational Report – *Elvin Franklin, Jr.*

Report regarding Ongoing Activities of the Council-at-Large – *Elvin Franklin, Jr.*

D. Legislative Committee – *Jim Lemond*

The Legislative Committee did not meet and brings directly to the Board 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*

IX. Executive Session

- A.** Report by Corporate Compliance Officer regarding Compliance with

- A. Medicare, Medicaid, HIPAA, and other Federal and State Health Program Requirements and a Status of Fraud and Abuse Investigations pursuant to §161.032 of the Texas Health & Safety Code – *Walter Freitag*
 - B. 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*
 - C. Consultation with County Attorney regarding a Possible Settlement with the United States Department of Health and Human Services Office of Inspector General, Any Private Parties, and the Texas Attorney General Involving Documents Requested Under Authority of Public Law 95-542 by Subpoena Duces Tecum Control No. 8783 on March 12, 2004, pursuant to Tex. Gov't Code Ann. §551.071, and Possible Action regarding this Matter Upon Return to Open Session – *Glen Van Slyke*
 - D. Consultation with the County Attorney regarding Cause No. 2006-15322; *Sonja Scott v. Harris County Hospital District, et al*; 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 – *Glen Van Slyke*
 - E. Consultation with the County Attorney regarding Cause No. 2005-66516; *Halina Cebrat v. Harris County Hospital District, et al*; in the 190th 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 – *Arlen Pruitt*
 - F. Consultation with the County Attorney regarding Cause No. 851,988; *Mary Joyce Holcomb v. Harris County Hospital District, et al*; in the County 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 – *Arlen Pruitt*
 - G. Consultation with the County Attorney regarding Compliance with State Licensing regulations Applicable to District Facilities, pursuant to Tex. Gov't Code Ann. §551.071 and Possible Action regarding this Matter Upon Return to Open Session – *Arlen Pruitt*
 - H. Discussion of the Employment, Evaluation of and a Complaint against the Vice President for Corporate Compliance, pursuant to Tex. Gov't Code Ann. §551.071 – *David Lopez*
- X. Reconvene**
- XI. Adjournment**