



**HARRIS COUNTY HOSPITAL DISTRICT  
MINUTES OF THE BOARD OF MANAGERS MEETING**

**Thursday, February 23, 2006**

**Board Room – Administration Building**

**BOARD MEMBERS PRESENT**

Mr. J. Evans Attwell, Chair  
Mr. Stephen H. DonCarlos, Vice Chair  
Ms. Carolyn Truesdell, Secretary  
Dr. Daniel D. Louie, Asst. Sec.  
Mr. Danny Jackson  
Mr. Jim Lemond  
Ms. Mary Spinks

**BOARD MEMBERS ABSENT**

Mr. Elvin Franklin, Jr.  
Mr. E. Dale Wortham

**OTHERS PRESENT**

Mr. David Lopez, President & Chief Executive Officer  
Mr. George Masi, Chief Operating Officer  
Mr. Jack McCown, Harris County Purchasing Agent  
Mr. Kelly Johnson, Harris County Purchasing  
Attorney Mercedes Leal, County Attorney's Office  
Ms. Alison Huff, Commissioner Jerry Eversole's Office  
Ms. Gloria Moreno, Commissioner Sylvia Garcia's Office  
Mr. Mark Fury, Commissioner Steve Radack's Office  
Administrative Staff  
Media  
Guests  
(Sign-in Sheets attached to permanent record)

**I. Call to Order and Record of Attendance**

Mr. J. Evans Attwell, Chair, called the meeting to order at 9:13 A.M. and noted that a quorum was present. The attendance was recorded.

**II. Approval of Minutes of Previous Meeting**

**Motion 06.2-83**

Moved by Dr. Louie, seconded by Mr. DonCarlos, and unanimously passed, that the Board approve the following minutes with the corrections recommended by Ms. Truesdell:

- A. Regular Board Meeting – 1/26/06
- B. Budget Workshop#1 – 1/20/06
- C. Budget Workshop#2 – 2/02/06
- D. Budget Workshop#3 – 2/08/06
- E. Board of Managers Retreat – 1/31/06

### **III. Oath of Office for Newly Appointed Board Member**

This agenda item was taken out of order.

Commissioner El Franco Lee, Precinct One was present and administered the Oath of Office to Board member Mr. Jim Lemond who was reappointed to a two-year term. Commissioner Lee thanked the Board, on behalf of Commissioners Court, for their expertise and time they give to the Harris County Hospital District and the citizens of Harris County.

### **IV. Hear from Citizens**

*Mr. Overton Joseph LeBlanc* thanked the Board and administration for improvements made at LBJ and the good care the District provides to the citizens of Harris County.

*Ms. Manuela Sanchez* addressed the Board regarding dialysis care her bother received as a patient at the Ben Taub General Hospital.

*Rev. David Meeker-Williams* addressed the Board regarding individuals needing dialysis. He thanked the Board for what has been done in the past in the area of dialysis, for Riverside Dialysis Clinic and asked that the Board consider doing more.

*Rev. Paul English* thanked the Board for leasing the Riverside Clinic for dialysis care, stating, that this clinic will improve the lives of some very sick residents of our county. He asked that the District consider service for seven (7) individuals who do not have insurance, are ineligible for Gold Cards and who are undocumented because they had a visa and overstayed their time and will not be eligible for dialysis under the plan that will soon be implemented. Rev. English explained that currently these seven (7) patients can only receive dialysis through the emergency room at a cost of \$284,000 per individual per year and that if the District made changes to its current plan for these seven (7) individuals the cost to the District would be \$76,000 per patient per year, a difference of 1.6 million dollars a year. He concluded by asking the Board to make changes to our current plan so that these seven (7) individuals could be covered.

Mr. Attwell responded to Rev. English's request by stating that, "Our

sympathy is certainly with your request but we are also guided by the advice from our legal council as to what we can do. We will do what we can do to the fullest extent of the law and to the extent the law needs to be changed we will try to change the law but are going to abide by whatever the law provides we have to.”

## V. Purchasing

Mr. Attwell called on Mr. Jackson to present agenda items related to purchasing.

The Fiscal Affairs Committee did not meet and brings directly to the Board the following items for consideration:

A(1). Consideration of Recommendation regarding Approval of Purchases requiring Board Approval:

a. **Motion 06.2-84**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve funding for year two of a five (5) year agreement with Baxa Corporation (PP-NS-126) in the estimated amount of \$178,489 for compounders and accessories for the term February 1, 2006 through January 31, 2007.

b. **Motion 06.2-85**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve funding for year three of a five (5) year agreement with Baxter Healthcare Corporation in the estimated amount of \$1,700,015 for intravenous systems and products for the term February 1, 2006 through January 31, 2007.

c. **Motion 06.2-86**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve additional funds for Gulf Coast Regional Blood Center in the amount of \$500,000 for blood services and components due to an increase in the usage of blood products for the term March 1, 2005 through February 28, 2006.

d. Hill-Rom (PP-CE-006)

This item was withdrawn.

e. **Motion 06.2-87**

Moved by Mr. Jackson, seconded by Dr. Louie, and

unanimously passed, that the Board approve additional funds and revised term for Abbott Diagnostics, Inc. (PP-LA-102) through Cardinal Health in the amount of \$177,362 (estimated additional funding for the revised term) for blood glucose meters, reagents, training and service for the revised term of April 14, 2005 through April 13, 2006 with four (4) one-year renewal options. (Awarded term January 1, 2005 through December 31, 2005 in the amount of \$532,086 for total estimated amount of \$709,448 for the term January 1, 2005 through April 13, 2006.)

f. **Motion 06.2-88**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve the purchase of pulmonary function laboratory testing equipment from SensorMedics Corporation for the amount of \$168,271.

g. **Motion 06.2-89**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve the purchase of non-invasive fetal monitoring equipment from Philips Medical Systems for the amount of \$137,254.

h. **Motion 06.2-90**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve an award to Cardinal Health 200 Inc. in the estimated amount of \$1,200,000 for micro-media, certain reagents and lab supplies for the term January 1, 2006 through December 31, 2006.

i. **Motion 06.2-91**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve a purchase on the basis of sole source of a digital imaging management system from Philips Medical Systems N.A. for the amount of \$608,897.

j. **Motion 06.2-92**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve an award on the basis of sole source to PharMedium Services, L.L.C. in the estimated amount of \$447,000 for analgesic and pharmaceutical admixtures for patient infusion devices for the term March 1, 2006 through February 28, 2007.

k. **Motion 06.2-93**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve an award on the basis of sole source to IRIS Diagnostics in the estimated amount of \$185,640 for urinalysis analyzers, reagents, consumables and service for the term one year effective upon installation and acceptance as specified in the agreement with four (4) one-year renewal options.

l. **Motion 06.2-94**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve the second and final renewal option to Southwestern Bell Telephone Company in the estimated amount of \$542,096 for master agreement, Texas exchange tariff and term pricing plan for telephone services for the term March 1, 2006 through February 28, 2007.

m. **Motion 06.2-95**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve the third of four (4) renewal options to Global Services, L.L.C. in the estimated amount of \$550,000 for photocopier services for the term March 1, 2006 through February 28, 2007.

n. **Motion 06.2-96**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve the second of four (4) renewal options to Johnson Controls, Inc. in the estimated amount of \$222,627 for facility management systems (FMS) service agreement for the term January 1, 2006 through December 31, 2006.

o. **Motion 06.2-97**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve the second of four (4) renewal options to SimplexGrinnell in the estimated amount of \$147,065 for maintenance and services for fire alarm systems for the term March 1, 2006 through February 28, 2007.

p. **Motion 06.2-98**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve the third of four

(4) renewal options to Nova Biomedical in the estimated amount of \$104,120 for two whole blood analyzers including testing reagents for the term April 1, 2006 through March 31, 2007.

q. **Motion 06.2-99**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve the third and final renewal option to Gulf Coast II Lithotripsy L.P. in the estimated amount of \$255,000 for lithotripsy services for the term May 1, 2006 through April 30, 2007.

r. **Motion 06.2-100**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve the third of four (4) renewal options to Nurses Night & Day, Inc. in the estimated amount of \$490,000 for comprehensive home health care for patient who still require health assistance after discharge for the term May 1, 2006 through April 30, 2007.

s. **Motion 06.2-101**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve the first year of a two (2) year agreement on the basis of sole source to Computer Associates International in the amount of \$276,440 for software license agreement for the IBM Mainframe for the term April 30, 2006 through April 29, 2007.

t. **Motion 06.2-102**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board approve the first year of a five (5) year agreement on the basis of sole source to IBM Corporation in the amount of \$61,140.20 for software maintenance support and implementation services that will allow the Picture Archiving Communications System servers and storage to devices to span geographically dispersed sites and help protect clients from site disasters or storage subsystem failures for the term five years upon execution of the agreement. The total amount for the five-year term is \$97,633.00.

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

Agenda items A(2).a through A(2).i do not require Board approval.

a. Premier Contract PP-NS-088: Patient Aids

Transmittal of utilization of the Group Purchasing Organization Premier Partners Contract for an award to Medline Industries, Inc. (PP-NS-088) in the estimated amount of \$80,372 for patient aids for the term March 1, 2006 through February 28, 2007.

b. Job 05/0429: Phototherapy Lights with Mobile Stands (6)

Transmittal of an award on the basis on only bid received to Draeger Medical, Inc. in the amount of \$13,566 for six (6) phototherapy lights with mobile stands.

c. Premier Contract PP-LA-127: Hematology Analyzers, Reagents, Consumables and Services

Transmittal of additional funds for Sysmex America, Inc. (PP-LA-127) in the amount of \$35,000 for hermatology analyzers, reagents, consumables and service for the term July 1, 2005 through June 30, 2006. (Previous approved funds \$264,175 for a total of \$299,175.)

The increase in funds is required to cover the increase in stat test volumes for CHP and BTGH Emergency Laboratory.

d. Premier Contract PP-LA-065; BM 04.8-357: Quality Control Materials

Transmittal of additional funds for Medical Analysis Systems, Inc. (MAS) through Fisher Healthcare (PP-LA-065) in the amount of \$61,030 for quality control materials to be utilized by the laboratories for the term September 1, 2004 through August 31, 2005.

The increase is required to pay outstanding invoices incurred due to an increase in usage at Ben Taub, LBJ, and the ten CHP clinics.

e. Flow Cytometry Analyzer Automation and Software

Transmittal of additional funds and a revision date for BD Biosciences in the amount of \$35,000 for flow cytometry analyzer automation and software for the term August 1, 2005 through July 31, 2006. (Previously approved funds in the amount of \$60,000 for the term February 1, 2005 through January 31, 2006.)

f. Job 01/0137: PCR/Genotyping System Analyzers and Reagents

Transmittal of the fourth and final renewal option for Applied Biosystems in the estimated amount of \$33,488 for PCR/Genotyping System Analyzers and Reagents for the term March 1, 2006 through February 28, 2007.

g. Job 04/0336: High Speed Color Photocopier Services

Transmittal of the first of four (4) renewal options with Global Services, L.L.C. in the estimated amount of \$50,000 and ImageNet Office Systems of Houston in the estimated amount of \$15,000 for a total estimated amount of \$65,000 for high speed and color photocopies services for the term March 1, 2006 through February 28, 2007.

h. Transmittal of Purchases for Categories of Goods and/or Services

Transmittal of purchases for the Hospital District in the amount of \$400,404 for professional services, sole source, Catalog Information Systems Vendor (CISV), TXMAS and Premier vendors for the following:

1. Baylor College of Medicine in the amount of \$48,000 for physician completion of insurance claim forms (Professional Services).
  2. Logquip LLC in the amount of \$38,723 for OR storage system (Sole Source).
  3. Toshiba American Medical in the amount of \$63,187 for vascular x-ray tube/raid assy for cath lab (Sole Source)
  4. Siemens Medical Solutions USA Inc. in the amount of \$40,400 for upgrade angiostar plus devices for PACS project (Sole Source/Premier).
  5. Philips Medical Systems NA Co in the amount of \$26,165 for ultrasound systems for LBJ Urology Clinic (Premier).
  6. Medtronic Emergency Response Systems in the amount of \$87,591 for lifepak 12 for BT Emergency Center (Premier).
  7. Mark III Systems Inc. in the amount of \$28,139 for computer hardware and maintenance (CISV).
  8. Contract Resource Group LLC in the amounts of \$29,509 and \$38,690 for furniture (TXMAS).
- i. Transmittal of the corrected renewal option and term for Vista Fibers of Houston, LTD for estimated revenue of \$28,999 for

sale of recyclable paper products for the term April 1, 2006 through March 31, 2007.

**B. Consideration of Approval of Additional Funds and an Extension for Interim Associate Administrator of Patient Financial Services**

Ms. Beth Cloyd presented the above agenda item. Much discussion ensued.

Mr. Lemond voiced his concern over this particular arrangement. He is not comfortable with this kind of relationship where a consulting company provides certain services and then one person who works for that company becomes our consultant.

Mr. Attwell asked if Administration would come back after April 28, 2006 and ask for an additional extension on this agreement.

Mr. Lopez responded that this is the definitive last time Administration will ask for an extension on this agreement.

**Motion 06.2-103**

Moved by Ms. Truesdell, seconded by Dr. Louie, and passed, that the Board approve additional funds and an extension for Jon Clark through Phase 2 Consulting in the amount of \$63,950 to continue providing transitional management services (Interim Associate Administrator) to the Patient Financial Services Department for the term March 4, 2006 through April 28, 2006.

Motion carried six to one with Mr. Lemond voting nay.

**VI. Reports of the Committees**

Mr. Attwell called on Mr. DonCarlos to present the agenda items related to Joint Conference Committee.

**A. Joint Conference Committee**

The Joint Conference Committee met February 8, 2006 and discussed the following items:

1. Notice of Appointment/Selection of New Service Chiefs
2. Report on the INSight Program
3. Report on the Community Health Program Partnership with Behavioral Health Care Services
4. Proposed Mental Health Retardation Authority Neuro Psychiatric Center and Ben Taub Emergency Center Psych Merger

The following items did not go to Joint Conference Committee and

come directly to the Board for consideration:

1. **Motion 06.2-104**

Moved by Mr. DonCarlos, seconded by Ms. Truesdell, and unanimously passed, that the Board approve the Credentialing changes for Members of the HCHD Medical Staff for February 2006 as recommended by the Medical Board.

2. **Motion 06.2-105**

Moved by Mr. DonCarlos, seconded by Mr. Jackson, and unanimously passed, that the Board accept the Medical Board Report as included in the packet. (Appendix "A").

**B. Fiscal Affairs Committee**

Mr. Attwell called on Mr. Danny Jackson to present the agenda items related to Fiscal Affairs.

The Fiscal Affairs Committee did not meet and brings directly to Board the following items for consideration:

1. Financial Statement

The January 31, 2006 financial report was included in the packets and reviewed by Ms. Gwen Huskey. She highlighted the following:

- Net loss of \$2.941 million
- Total District net revenues are \$2.7 million (4.1%) less than budget
- Total expenses are \$1.3 million (2%) under budget
- Operating income is \$1.4 million below budget

Much discussion ensued.

Mr. Attwell asked that comparisons be made with the same month of the preceding year and that the income statement be based on operations. Therefore, actual DSH/UPL revenues would show below the operating income line as opposed to being put in on a monthly basis that distorts the figures that are presented.

**Motion 06.2-106**

Moved by Mr. Jackson, seconded by Dr. Louie, and unanimously passed, that the Board accept the January 31, 2006 Financial Report subject to final audit.

2. **Motion 06.2-107**

Moved by Mr. Jackson, seconded by Ms. Truesdell, and unanimously passed, that the Board accept the Pension Plan Report for the period ended January 31, 2006 subject to final audit.

3. Consideration of Approval of the Harris County Hospital District's Fiscal-Year 2007 Budget (3/1/06 – 2/28/07)

Mr. Lopez presented the above agenda item. Much discussion ensued. (Appendix "B").

**Motion 06.2-108**

Moved by Mr. Jackson, seconded by Mr. Lemond, and unanimously passed, that the Board approve the Harris County Hospital District's Fiscal-Year 2007 Budget (3/1/06 – 2/28/07) as presented to the Board and included as Appendix "B", subject to a reduction in revenues and expenses to reflect the elimination of ten pediatric resident physicians at Ben Taub, and with removal of the footnote shown on page one of such Appendix "B".

4. **Motion 06.2-109**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board approve the following priority capital projects for development between fiscal year 2007 and fiscal year 2010 subject to the availability of funds and sufficient property for construction: (a) Martin Luther King Clinic (Replacement Facility) – previously approved; (b) Alief Clinic (new facility on the southwest side of the county) – previously approved; (c) Ben Taub Hospital Emergency Room (expansion and remodeling); (d) LBJ Hospital Emergency Room (new facility); (e) Ben Taub Hospital – Specialty Clinic/Outpatient Diagnostic Tower (new facility); and (f) LBJ Hospital – Specialty Clinic/Outpatient Diagnostic Tower (new facility).

Except for items (a) & (b) this approval is in concept only and Administration will come to the Board with recommendations prior to any expenditures.

Mr. Attwell asked Administration to survey our existing clinics to determine their current status and expansibility, and to give the Board an estimation of the extent of needed new clinics, where they might be and what they may cost.

5. **Motion 06.2-110**

Moved by Ms. Truesdell, seconded by Dr. Louie, and unanimously passed, that the Board approve an agreement between the Harris County Hospital District and The Rockwell Foundation, Inc. for the Harris County Community Access Collaborative AmeriCorps Navigator Program and acceptance of \$57,500 in funding.

6. Presentation of January 2006 Financial Statements of Community Health Choice, Inc.

Informational purposes only and no action required.

Mr. Attwell announced that agenda item VII. A. will be taken out order.

**C. Clinic Committee**

Ms. Alicia Reyes presented the agenda items related to Clinic Committee.

The Clinic Committee did not meet and brings directly to Board the following items for consideration:

1. **Items Related to Contractual Agreements**

a. **Motion 06.2-112**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board accept an additional award of \$4,000 and an amendment of the existing agreement between the Harris County Hospital District and the Department of State Health Services: Diabetes Prevention and Primary Care Access Program. (Original amount awarded \$80,000 bringing total grant award amount to \$84,000.)

Mr. Jim Lemond was not present when this vote was taken.

b. **Motion 06.2-113**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board ratify and accept a Notice Grant Award from the Health Resources and Service Administration Division of the U.S. Department of Health and Human Services to the Harris County Hospital District to provide health care to homeless individuals at homeless shelter sites. Federal grant funds are available in an amount not to exceed \$2,201,547. The term of the

Notice of Grant Award is for the period January 1, 2006 through October 31, 2006.

Mr. Jim Lemond was not present when this vote was taken.

**2. Items related to Homeless Program Agreements**

a. **Motion 06.2-114**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board ratify an agreement between the Health Care for the Homeless Program/Harris County Hospital District and the Baylor College of Medicine, Department of Family and Community Medicine to provide medical services to the homeless individuals for the Health Care for the Homeless Program. Grant funds in an amount not to exceed \$92,089 will be provided for the term January 1, 2006 through October 31, 2006.

Mr. Jim Lemond was not present when this vote was taken.

b. **Motion 06.2-115**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board ratify an agreement between the Health Care for the Homeless/Harris County Hospital District and The Cenikor Foundation, Inc. to provide substance abuse services to homeless individuals for the Health Care for the Homeless Program. Grant funds in an amount not to exceed \$69,820 will be provided for the term January 1, 2006 through October 31, 2006.

Mr. Jim Lemond was not present when this vote was taken.

c. **Motion 06.2-116**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board ratify an agreement between the Health Care for the Homeless Program/Harris County Hospital District and Craven and Plummer, P.C. for dental services provided to the homeless individuals for the Health Care for the Homeless Program. Federal grant funds in an amount not to exceed \$171,398 will be provided for the term January 1, 2006 through October 31, 2006.

Mr. Jim Lemond was not present when this vote was taken.

d. **Motion 06.2-117**

Moved by Dr. Louie, seconded by Ms. Spinks, and

Unanimously passed, that the Board ratify an agreement between the Health Care for the Homeless Program Agreement/Harris County Hospital District and Howard Nelson for data management services provided for the Health Care for the Homeless Program. Federal grant funds in an amount not to exceed \$25,000 will be provided for the term January 1, 2006 through October 31, 2006.

Mr. Jim Lemond was not present when this vote was taken.

e. **Motion 06.2-118**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board ratify an agreement between the Health Care for the Homeless Program/Harris County Hospital District and the Salvation Army to provide substance abuse treatment services to the homeless individuals for the Health Care for the Homeless Program. Federal grant funds in an amount not to exceed \$34,326 will be provided for the term January 1, 2006 through October 31, 2006.

Mr. Jim Lemond was not present when this vote was taken.

f. **Motion 06.2-119**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board ratify an agreement between the Health Care for the Homeless Program/Harris County Hospital District and the Salvation Army Adult Rehabilitation Center to provide on-site health services to homeless individuals at the Salvation Army Adult Rehabilitation Center facilities at no cost to the Hospital District for the term November 1, 2005 through October 31, 2006.

Mr. Jim Lemond was not present when this vote was taken.

g. **Motion 0.2-120**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board ratify an agreement between the Health Care for the Homeless Program/Harris County Hospital District and Houston Catholic Worker – Casa Juan Diego – Centro San Jose Obrero to provide on-site health services to homeless individuals at Houston Catholic Worker – Casa Juan Diego – Centro San Jose

Obrero facilities at no cost to the Hospital District for the term November 1, 2005 through October 31, 2006.

Mr. Jim Lemond was not present when this vote was taken.

h. **Motion 06.2-121**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board ratify an agreement between the Health Care for the Homeless Program/Harris County Hospital District and Compass to provide on-site health services to homeless individuals at Compass facilities at no cost to the Hospital District for the term November 1, 2005 through October 31, 2006.

Mr. Jim Lemond was not present when this vote was taken.

i. **Motion 06.2-122**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board ratify an agreement between the Health Care for the Homeless Program/Harris County Hospital District and Open Door Mission to provide on-site health services to homeless individuals at Open Door Mission facilities at no cost to the Hospital District for the term November 1, 2005 through October 31, 2006.

Mr. Jim Lemond was not present when this vote was taken.

j. **Motion 06.2-123**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board ratify an agreement between the Health Care for the Homeless Program/Harris County Hospital District and S.E.A.R.C.H. to provide on-site health services to homeless individuals at S.E.A.R.C.H. facilities at no cost to the Hospital District for the term November 1, 2005 through October 31, 2006.

Mr. Jim Lemond was not present when this vote was taken.

k. **Motion 06.2-124**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board ratify an agreement between the Health Care for the Homeless Program/Harris County Hospital District and Star of Hope to provide on-site health services to homeless individuals at no cost to the

Hospital District for the term November 1, 2005 through October 31, 2006.

Mr. Jim Lemond was not present when this vote was taken.

## 2. **Items related to Reports**

Report regarding Ongoing Activities of the Council-at-Large

Mr. Lopez reported that the Council-at-Large had an election and Mr. DeWitt McAfee was re-elected as Chairman.

## **E. Governmental & Public Affairs Committee**

Mr. Attwell called on Ms. Carolyn Truesdell who called on Mr. King Hillier and Ms. Mary Schneider to present agenda items related to the Governmental & Public Affairs Committee.

The Governmental & Public Affairs Committee did not meet and brings directly to the Board the following items:

1. Update, Discussion and Possible Action regarding Activities in Austin relating to Harris County Hospital District and its Legislative Platform
2. Discussion, Update and Possible Action regarding the Regional UPL Initiative in Harris and Surrounding Counties
3. Update, Discussion and Possible Action regarding Pending Federal Legislative, Earmarks and Policy Issues affecting HCHD

Mr. King Hillier reported on the status of the pending 3588 trauma funds. The previous week the Speaker and Lieutenant Governor agreed to lift the \$31 million dollar ceiling. This would infuse a total of \$27.6 million more into the trauma fund for distribution to recipients, including the District.

Mr. Hillier also distributed and reported on the Senate interim charges that are of significance to the District.

Mr. Hillier and Ms. Schneider gave an overview of the President's budget and possible fiscal and operational implications for the District. Reductions in Medicare that will impact the District include a \$6.2 billion phase out of bad debt reimbursement and \$3.8 billion in Medicaid reductions over 5 years.

It was also reported that there were line items that included \$500 million for 10 pilots for innovative insurance initiatives for the chronically uninsured. Also reported was \$150 million in the Agency for Healthcare Research and Quality budget for pilot programs in the area of health information and technology.

Mr. Hillier also reported that in May, he would be requesting Board of Managers participation in the National Association of Public Hospitals and Health Systems hill visits in Washington, D.C.

## **F. Buildings & Properties Committee**

Mr. Attwell called on Ms. Spinks who called on Mr. Lawrence Bell to present agenda items related to Buildings & Properties

The Buildings & Properties Committee did not meet and brings directly to Board the following items:

### **1. Motion 06.2-125**

Moved by Ms. Spinks, seconded by Dr. Louie, and unanimously passed, that the Board authorize the Hospital District to enter into architectural/engineering agreements, approved by the County Attorney's Office, with Page Southerland Page for the Martin Luther King, Jr. Health Center Project for a fee not to exceed \$1,000,000 and with STOA/Golemon/Bollulo for the Alief Community Health Center Project for a fee not to exceed \$1,000,000.

Mr. Jim Lemond was not present when this vote was taken.

### **2. Motion 06.2-126**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board approve entering into lease option 9, pursuant to the lease agreement between the Harris County Hospital District and the City of Pasadena for the Strawberry Health Center/Eligibility Center for the amount of \$8,891 per month for the period March 1, 2006 through February 28, 2007.

Mr. Jim Lemond was not present when this vote was taken.

### **3. Motion 06.2-127**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board authorize the Hospital District to amend the lease agreement Option 1 with Petereit Investments, Inc. to include 10,000 square feet of additional space for the E.A. Squatty Lyons Health Center at the cost of \$1.05 per square foot for the period November 1, 2005 through October 31, 2006. Additionally, it is recommended that a build out rate of \$60 per square foot be established. (The monthly and yearly lease payments for lease Option 1 will be adjusted upon completion and occupancy (Summer 2006) of the additional 10,000 square feet of space.)

Mr. Jim Lemond was not present when this vote was taken.

4. **Motion 06.2-128**

Moved by Dr. Louie, seconded by Ms. Spinks, and unanimously passed, that the Board authorize the Hospital District to amend the lease agreement with South Loop Associates, L.P., to include 11,200 square feet of additional space for our Health Maintenance Organization, Community Health Choice at a cost of \$16.00 per square foot for the period March 1, 2006 to June 30, 2006. Additionally, it is recommended that a tenant improvement rate of \$10 per square foot be established. (Community Health Choice will fund the costs associated with the monthly lease payments.)

Mr. Jim Lemond was not present when this vote was taken.

**VII. Miscellaneous Agenda Items**

Mr. Attwell called on Mr. Hank Coleman, HCHD Foundation attorney, to present agenda item VII. A. This item was taken out of order (10:35 a.m.).

A. **Motion 06.2-111**

Moved by Ms. Truesdell, seconded by Mr. Jackson, and unanimously passed, that the Board ratify the amended Harris County Hospital District Foundation Bylaws adopted by the HCHD Foundation January 10, 2006.

Mr. Attwell announced that the Board will now go into Executive Session (10:37 a.m.). The meeting was reconvened at 11:52 a.m. by Chairman Attwell.

B. **Motion 06.2-129**

Moved by Ms. Truesdell, seconded by Ms. Spinks, and unanimously passed, that the Board approve acceptance of equipment valued at \$84,797.92 for Ben Taub General Hospital, \$73,804.81 for Lyndon B. Johnson General Hospital and \$41,889.89 for Quentin Mease Community Hospital from the Regional Hospital Bio-Terrorism Task Force.

Mr. Jim Lemond was not present when this vote was taken.

C. **Motion 06.2-130**

Moved by Dr. Louie, seconded by Mr. DonCarlos, and unanimously passed, that the Board approve an agreement between Community Health Clinic dba Denver Harbor Health Center and the Harris County Hospital District for the District to serve as the FQHC's pharmacy. The term of this agreement is for one year upon

execution of the agreement with annual renewals with the agreement of both parties.

Mr. Jim Lemond was not present when this vote was taken.

D. **Motion 06.2-131**

Moved by Dr. Louie, seconded by Mr. DonCarlos, and unanimously passed, that the Board ratify an agreement between the Harris County Hospital District and the National Multiple Sclerosis Society – Lone Star Chapter to implement a pilot project which provides dedicated interpreters with specialized training and Spanish language materials in the MS Clinic at Ben Taub General Hospital for the term December 8, 2005 through June 13, 2006 and acceptance of \$1300 in grant funding.

Mr. Jim Lemond was not present when this vote was taken.

E. **Motion 06.2-132**

Moved by Dr. Louie, seconded by Mr. DonCarlos, and unanimously passed, that the Board ratify an agreement between the Harris County Hospital District and the Department of State Health Services for Children, which expands the existing INSight Program to incorporate Youth Suicide Universal Interview Process (UIP), screening and intervention for the term December 1, 2005 through September 30, 2006 in the amount of \$208,968.00.

Mr. Jim Lemond was not present when this vote was taken.

F. **Motion 06.2-133**

Moved by Dr. Louie, seconded by Mr. DonCarlos, and unanimously passed, that the Board approve an amendment to the Facility Letter effective March 13, 2005 addressing Lyndon B. Johnson General Hospital's participation in AstraZeneca Pharmaceuticals LP Study 1839US/0713.

Mr. Jim Lemond was not present when this vote was taken.

G. **Motion 06.2-134**

Moved by Dr. Louie, seconded by Mr. DonCarlos, and unanimously passed, that the Board approve an agreement between the Harris County Hospital District and the Office of Applied Studies, Substance Abuse and Mental Health Services Administration with the U.S. Department of Health and Human Services for collection of data on drug-related emergency department visits. This agreement is ongoing and our participation is on a continuous basis at no cost to the Harris County Hospital District.

Mr. Jim Lemond was not present when this vote was taken.

### **VIII. Items Related to Miscellaneous Reports**

- A. Report on the Status of an Agreement between the Harris County Hospital District and MD Anderson

No action required. Included in packet for information only.

- B. Update on the Process Improvement Initiatives in Patient Business Services

No action required. Included in packet for information only.

- C. Strategic Project Status on PeopleSoft Phase II - H.R. and Payroll Systems, Epic Clinical Information Systems, Patient Management/Patient Accounting and Picture Archival and Communication System (PACS)

No action required. Included in packet for information only.

### **IX. Executive Session**

Agenda items related to Executive Session were taken out of order (10:37 a.m.).

At 10:37 A.M., Mr. Attwell stated that the Board would go into Executive Session under Section 161.032 of the Texas Health & Safety Code and 551 of the Texas Government Code, Section 071. He stated that the regular meeting of the Board would reconvene at the close of Executive Session.

Mr. Jim Lemond exited the meeting during Executive Session.

### **X. Reconvene**

At 11:52 A.M., Mr. Attwell reconvened the meeting and asked if there were further input to the Agenda.

The meeting returned to the order of the agenda beginning with Agenda Item VI. C.

- A. 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 Section 161.032 of the Texas Health & Safety Code

Presented as information only requiring no action.

- B. Consultation with County Attorney regarding the Status of Litigation Involving LBJ Property Acquisition, pursuant to Tex. Gov't Code Ann. § 551.071, and Possible Action regarding this Matter upon return to Open Session

No action taken.

- C. Consultation with County Attorney regarding the Transfer of District Employees Currently Assigned to the District's Gateway to Care Program to a Separate 501(c)(3) Entity relating to their District Employment Benefits, pursuant to Tex. Gov't Code Ann. § 551.071 and Possible Action regarding this Matter Upon Return to Open Session

**Motion 06.2-135**

Moved by Ms. Spinks, seconded by Dr. Louie, and unanimously passed, that the Board of Managers resolves that in connection with the transition and transfer of the functions of the Gateway to Care from a department of the District to a non-profit organization, the positions to be eliminated in the Gateway to Care Department are not eligible for the severance benefits in the Permanent Reduction in the Work Force due to Business Necessity Policy (Policy No. 6.01).

Mr. Jim Lemond was not present when this vote was taken.

- D. Consultation with the County Attorney regarding the Settlement of a Healthcare Liability Claim of Esmerelda Gomez, pursuant to Tex. Gov't Code Ann. § 551.071 and Possible Action regarding this Matter Upon Return to Open Session

This item was pulled.

**XI. Adjournment**

There being no further business, the meeting adjourned at 12:45 P.M.

I certify that the foregoing are the Minutes of the Meeting of the Board of Managers of the Harris County Hospital District held at the Administration Building in Houston, Texas on February 23, 2006

J. Evans Attwell, Chairman  
Board of Managers  
Harris County Hospital District  
Houston, Texas

Carolyn Truesdell, Secretary

Recorded by Anne McCowan