



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

Thursday, August 30, 2012

Board Room – Administration Building

BOARD MEMBERS PRESENT

Mr. Stephen DonCarlos, Chair
Ms. Carolyn Truesdell, Vice Chair
Dr. George Santos
Dr. Atul Varadhachary
Mr. TJ Tijerina, Jr.
Mr. Lawrence Finder (9:14 a.m.) (left at 11:36 a.m.)
Mr. Elvin Franklin, Jr. (9:10 a.m.)
Ms. Daisy Stiner

BOARD MEMBERS ABSENT

Mr. E. Dale Wortham, Secretary

OTHERS PRESENT

Mr. David Lopez, President & Chief Executive Officer
Mr. George Masi, Chief Operating Officer
Mr. Michael Norby, Chief Financial Officer
Mr. Kelly Johnson, Harris County Purchasing Agent
Ms. Vivian Groce, Harris County Assistant Purchasing Agent
Attorney Mercedes Leal, County Attorney's Office
Ms. Peggy Boice, Judge Ed Emmett's Office
Lester Byrd, Commissioner El Franco Lee's Office
Ms. Elizabeth Neal, Commissioner Jack Cagle's Office
Dr. Matthew Wall, Chairman, Medical Executive Board
Dr. John Burruss, AMS
Administrative Staff
Guests
(Sign-in Sheets attached to permanent record)

I. Call to Order and Record of Attendance

Mr. Stephen DonCarlos, Chair, called the meeting to order at 9:08 a.m. and noted that a quorum was present. The attendance was recorded.

II. Approval of Minutes of Previous Meetings

Motion 12.8-99

Moved by Mr. Tijerina, seconded by Ms. Truesdell, and unanimously passed, that the Board approve the minutes of the July 26, 2012 Board of Managers meeting.

Motion 12.8-100

Moved by Ms. Truesdell, seconded by Dr. Varadhachary, and unanimously passed, that the Board approve the minutes of the June 14, 2012 Called Board meeting.

III. Hear from Citizens

Mr. Walter Protheroe addressed the Board regarding issues at Ben Taub General Hospital.

Dr. Stephen Spann presented a letter written by patient, *Sonya Anderson*, commending Family Practice Resident Dr. Cesar Maldonado. Mr. DonCarlos presented a resolution from the Board of Managers to Dr. Maldonado.

Item VII.H. was addressed out of order

IV. Reports of the Committees

A. Joint Conference Committee

1. Approval regarding the Credentialing Changes for Members of the HCHD Medical Staff (August 2012).
2. Approve regarding the Credentialing Changes for Members of the HCHD Medical Staff (Pending Items, August 2012).

Dr. Wall presented the credentialing changes for members of the HCHD medical staff for August 2012. Discussion ensued. Copies of the reports are available in the permanent record.

Motion 12.8-101

Moved by Mr. Franklin, seconded by Mr. Tijerina, and unanimously passed, that the Board approve items IV.A.1. and IV.A.2.

3. Approve the Recommendation of Appointment of Carmel Dyer, M.D. as Chief of Staff for LBJ General Hospital

Motion 12.8-102

Moved by Mr. Franklin, seconded by Ms. Stiner, and unanimously passed, that the Board approve item IV.A.3.

B. Budget and Finance Committee

Dr. Varadhachary recused himself from item A1c.

Ms. Stiner requested clarification on item A1d (career coaching and educational program implementation services). Ms. Cloyd stated that this contract has been in place for several years now. It provides coaching to nurses or individuals interested in nursing. This is for internal staff and is a huge asset to nursing staff.

Ms. Stiner addressed items related to Information Technology, stating that they were receiving a report at one time showing the status of implementation. Mr. Tindle stated that he would provide another update on implementation. Significant discussion ensued.

Motion 12.8-103

Moved by Ms. Stiner, seconded by Dr. Santos, and unanimously passed, that the Board approve items IV.A1a to IV.A1ll (with the exception of A1n and A1t). Dr. Varadhachary recused himself from item A1c.

1. Items related to Purchasing

a(1). Consideration of Purchasing Recommendations Requiring Board Approval:

- a. award on the basis of best bids meeting specifications by class for Advanced Pharma, Ameridose, LLC, Healix Infusion Therapy, Inc., PharMedium Services, LLC, and Unique Pharmaceuticals, Ltd. for sterile admixing pharmaceutical products in the estimated multi-vendor amount of \$2,167,567 for the term September 1, 2012 through August 31, 2013 with two one-year renewal options.
- b. ratify an exemption from the competitive bid requirements and renewal for St. Luke's Episcopal Hospital for hospital services for HCHD patients in the estimated amount of \$123,289 for the term August 15, 2012 through August 14, 2013.
- c. ratify an exemption from the competitive bid requirements for The University of Texas M.D. Anderson Cancer Center for oncology services at no cost to the District for the term July 1, 2012 through June 30, 2013.
- d. award for The University of Texas Health Science Center at Houston for career coaching and educational program implementation services in the estimated amount of \$42,000 for the term September 1, 2012 through August 31, 2013.
- e. ratification for The University of Texas Medical Branch at Galveston for perinatal HIV prevention online program in the amount of \$3,000 for the term September 1, 2011 through March 31, 2013.

- f. approve the third of four renewal options for Adil Business Systems, Inc. (Category 2), Computer Task Group, Inc. (CTG) (Category 1), Elite Computer Consultants, LP dba ECOM (Category 2), Idea Integration Corp. (Categories 1 and 7), Nash Holdings, LLC dba Endeavor Management (Category 6), Nimble Services, Inc. (Category 7), and Onur Ulgen, Inc. dba Production Modeling Corporation (PMC) (Category 6) for information technology consulting/contracting in the estimated amount of \$1,693,600 for the term September 1, 2012 through August 31, 2013.
- g. approve additional budgeted funds for Shared Technologies, Inc. for maintenance and telephone and voice communication systems in the estimated additional budgeted amount of \$137,200 for the term June 1, 2012 through May 31, 2013 (Board previously approved funds in the amount of \$696,267 for the term June 1, 2012 through May 31, 2013).
- h. award on the basis of low quote for AT&T for data circuit services in the estimated amount of \$3,837,213 for the term of thirty-six months upon execution of the Agreement.
- i. award on the basis of low quote for General DataTech, L.P. for wireless hardware and communications equipment in the amount of \$278,209.
- j. approve the fourth and final renewal option for Network Sciences, Inc. for joint eligibility software system in the estimated amount of \$362,262 for the term August 22, 2012 through August 21, 2013.
- k. approve the third and final renewal option for Hewitt EnnisKnupp, Inc. (formerly Aon Investment Consulting, Inc.) for investment consultant services for 401(k) Plan, 457(b) Plan and Pension Plan in the estimated amount of \$124,910 for the term October 1, 2012 through September 30, 2013.
- l. award on the basis of best proposal meeting requirements for University HealthSystem Consortium for benchmarking project in the estimated amount of \$690,600 for a one year initial term with four one-year renewal options.
- m. approve the first of four renewal options for Alliant Insurance Services, Inc. for human resources consulting services in the estimated amount of \$227,000 for the term October 1, 2012 through September 30, 2013.
- n. WITHDRAWN.

- o. award on the basis of highest overall evaluation for JE Dunn Construction for Construction Manager at Risk for the conversion of semi-private rooms in the estimated amount of \$1,744,472.
- p. approve exemption from the competitive bid requirements for Smith Seckman Reid, Inc. for engineering services in the estimated amount of \$250,000.
- q. approve an exemption from the competitive bid requirements for Wylie Consulting Engineers for engineering services in the estimated amount of \$375,000.
- r. approve the fourth and final renewal option for Hernandez Landscape Company for grounds maintenance in the estimated amount of \$245,000 for the term November 1, 2012 through October 31, 2013.
- s. award on the basis of best proposal meeting requirements for Draeger Medical, Inc. for anesthesia systems in the estimated amount of \$1,734,141 for FY12 and FY13.
- t. WITHDRAWN.
- u. award on the basis of single source contract for Philips Medical Systems, NA (PP-MM-166) for physiological monitoring equipment in the estimated amount of \$407,370.
- v. award on the basis of lowest priced proposal for OmniGuide, Inc. for CO₂ Laser with flexible fibers in the estimated amount of \$125,460.
- w. ratify second year funding for the GPO Contract for Medical Action Industries, Inc. (PP-NS-669) for patient bedside products in the estimated amount of \$106,000 for the term July 1, 2012 through June 30, 2013.
- x. approve third year funding for the GPO Contract for Welch Allyn, Inc. (PP-AC-026) for disposable vaginal speculums in the estimated amount of \$114,183 for the term September 1, 2012 through August 31, 2013.
- y. approve funding for year two of a three year agreement for Siemens Healthcare Diagnostics, Inc. (PP-LA-257) for chemistry and immunochemistry analyzers/integrated platform – automation, reagents, consumables and service (VISTA) in the estimated amount of \$2,330,483 for the term September 13, 2012 through September 12, 2013.

- z. approve funding for year two of a three year Agreement for Siemens Healthcare Diagnostics, Inc. (PP-LA-257) for chemistry and immunochemistry analyzers/integrated platform – automation, reagents, consumables and service (CENTAUR) in the estimated amount of \$1,393,865 for the term September 13, 2012 through September 12, 2013.
- aa. ratify an exemption from the competitive bid requirements for Stryker Sales Corporation through Stryker Endoscopy Division for laparoscopic surgical equipment, support and processing in the estimated amount of \$1,656,200 for a one year initial term with four one-year renewal options.
- bb. approve the second of four renewal options for Stryker Craniomaxillofacial and Synthes USA for craniomaxillofacial and neurosurgical craniofacial implants and related products in the estimated amount of \$1,570,000 for the term August 27, 2012 through August 26, 2013.
- cc. award on the basis of best offer for SurgiCount Medical, Inc. for surgical sponge detection system in the estimated amount of \$269,760 for a one year initial term with four one-year renewal options.
- dd. approve second year funding for the GPO contracts for Hartmann-Conco, Inc. (PP-NS-645)-\$157, Systagenix Wound Management (PP-NS-650)-\$9,896, Hollister Incorporated (PP-NS-646)-\$11,056, DermaScience (local pricing)-\$21,350, ConvaTec Inc. (PP-NS-644)-\$30,643, 3M Company (PP-NS-643)-\$71,014, Smith & Nephew, Inc. (PP-NS-649)-\$93,477, and Molnlycke Health Care (PP-NS-648)-\$272,490 for advanced wound care in the multi-vendor estimated amount of \$509,903 for the term September 1, 2012 through August 31, 2013.
- ee. approve fourth year funding for the GPO contracts for Cook Medical, Inc. (PP-OR-497)-\$50,059 and Boston Scientific Company (PP-OR-496)- \$459,029 for gastrointestinal endoscopy products in the multi-vendor estimated amount of \$509,088 for the term September 1, 2012 through August 31, 2013.
- ff. approve funding for the GPO contract for CareFusion 2200, Inc. (PP-NS-564) for respiratory therapy products in the estimated amount of \$137,640 (6 months) for the term August 1, 2012 through January 31, 2013.
- gg. approve the third of four renewal options for Cardinal Health 200, LLC for prime distributor for medical/surgical supplies in

the estimated amount of \$1,729,445 (service fee) for the term September 1, 2012 through August 31, 2013.

- hh. award on the basis of best proposals meeting requirements for Grainger to supply and distribute janitorial supplies in the estimated amount of \$1,112,757 for a one year initial term with four one-year renewal options.
 - ii. award for Mental Health and Mental Retardation Authority of Harris County (MHMRA) for security and housekeeping services provided by the Harris County Hospital District for the Neuro-Psychiatric Center at Ben Taub General Hospital in the estimated revenue amount of \$454,000 for the term September 1, 2012 through August 31, 2013.
 - jj. award on the basis of low bid meeting specifications for DSG, Inc., a Texas Corporation d/b/a Sign Shares for interpreter services for hearing impaired persons in the estimated amount of \$110,000 for the term September 1, 2012 through August 31, 2013 with four one-year renewal options.
 - kk. award on the basis of low quote for San Antonio Ambulance Sales, Inc. to replace two ambulances used by the EMS Department due to increasing maintenance costs in the amount of \$244,572.
 - ll. approve additional budgeted funds for Langrand and Company for the new branding and marketing campaign in the additional budgeted amount of \$88,000 for the extended term August 1, 2012 through December 31, 2012 (Board previously approved funds in the amount of \$383,600 for the term August 1, 2011 through July 31, 2012).
- a (2). **Transmittals of Completed Items (For Informational Purposes)**
- a. transmittal of award on the basis of best bids per option for Greater Houston Transportation Company (primary vendor) – options 1A, 1B, 2A, 2B and Cardinal Delivery Service LLC (secondary vendor) – options 2B, 3B for transportation services for patients and packages in the multi-vendor amount of \$75,000 for the term September 1, 2012 through August 31, 2013 with four one-year renewal options.
 - b. transmittal of purchase on the basis of best quote for Brady Hull & Assoc. dba Corporate Incentives Inc. for uniform shirts and sweaters for eligibility, registration and patient access services in the amount of \$76,508.

- c. transmittal of the third of four renewal options for Houston Marriott Medical Center for hosting facility and food catering services for events in the estimated amount of \$90,500 for the term July 23, 2012 through July 22, 2013.
- d. transmittal of exemption from the competitive bid requirements for Bryan, Pendleton, Swats & McAllister, LLC for actuarial services in the estimated amount of \$66,000 for the term October 1, 2012 through September 30, 2013.
- e. transmittal of the second of four renewal options for H/P Technologies, Hudson Global Resources Management, Inc., iSphere Innovation Partners LLC, Med Career Advisors, Search Technology, LLC, TEKsystems, Inc., and WorldBridge Partners of Omaha for recruitment services for information technology personnel in the estimated amount of \$85,000 for the term August 1, 2012 through July 31, 2013.
- f. transmittal of purchase on the basis of low quote for MDL Enterprise, Inc. for Hewlett-Packard (HP) computer hardware in the amount of \$86,110.
- g. transmittal of award on the basis of best proposal meeting requirements for Hologic, Inc. for breast biopsy radiographic specimen system in the amount of \$82,000.
- h. transmittal of purchase on the basis of product standardization for Olympus America, Inc. (PP-OR-778) for portable pulmonary endoscopic video equipment in the amount of \$63,900.
- i. transmittal of purchase on the basis of sole source for BioRad Laboratories, Inc. to provide rapid response HIV-1 confirmation kits and processing equipment for diagnosing HIV-1.
- j. transmittal of purchase on the basis of sole source for Immucor-Gamma for traditional blood bank reagents in the estimated amount of \$65,022 for the term August 1, 2012 through July 31, 2013.
- k. transmittal of third year funding for the GPO contract for Microtek Medical, Inc. (PP-OR-586) for OR equipment drapes in the estimated amount of \$64,560 for the term September 1, 2012 through August 31, 2013.
- l. transmittal of an exemption from the competitive bid requirements for Baylor College of medicine for Medical Director for Riverside Dialysis Center in the amount of \$60,000.

Mr. Norby presented the July 2012 Financial Report. Salaries and benefits were less than budgeted due to the time of year and many employees taking

vacation. Discussion ensued regarding PTO time and the budget. Questions were raised regarding volume. Mr. Norby stated that outpatient obs volume is really driving the overall volume increase for the year. Charity and self-pay were almost 64% unfunded for the month. He stated that collection on patient accounts is up \$10 million from the previous year. Cash flow from other sources is up approximately \$15 million from the previous year. Total operating expense is slightly favorable. A copy of the report is available in the permanent record.

2. **Motion 12.8-104**

Moved by Mr. Franklin, seconded by Dr. Santos, and unanimously passed, that the Board accept the July 2012 Financial Report subject to audit.

Mr. Norby presented the July 2012 Pension Plan Report. A copy of the report is available in the permanent record.

3. **Motion 12.8-105**

Moved by Mr. Franklin, seconded by Ms. Stiner, and unanimously passed, that the Board accept the July 2012 Pension Plan Report subject to audit.

4. **Motion 12.8-106**

Moved by Dr. Santos, seconded by Mr. Franklin, and unanimously passed, that the Board authorize the District's Chief Financial Officer to execute Medicaid Provider Enrollment Applications and Provider Participation Agreements with other States or U.S. Territories in order to enroll the District in their Medicaid Programs.

5. Presentation of July 2012 Financial Statements and Background and Strategic Priorities of Community Health Choice, Inc.

Mr. Janda presented the July 2012 Financial Statements of Community Health Choice, Inc. Net income is 5.9% above budget. Total member months were 3.3% above budget for July. Administrative expenses are 7.4% below budget for the month and 11.4% below budget year-to-date. A copy of the report is available in the permanent record.

C. Planning and Operations Committee

1. **Motion 12.8-107**

Moved by Ms. Truesdell, seconded by Dr. Santos, and unanimously passed, that the Board approve an Agreement between the Harris County Hospital District and the Texas Department of State Health Services and acceptance of grant funding in an amount not to exceed \$103,955 for the term September 1, 2012 through August 31, 2013.

Motion 12.8-108

Moved by Dr. Santos, seconded by Ms. Truesdell and unanimously passed, that the Board approve items IV.C.2-IV.C.8. Item IV.C.9 was pulled from the agenda.

Mr. Finder addressed IV.C.2., asking if they were looking for replacement facilities for Peoples. Mr. R. Johnson stated yes.

Mr. Finder addressed item IV.C.9, identifying conflicting statements in the policy. The item was pulled for further review.

2. Authorization for the Hospital District to enter into a new lease agreement with Kynto Ventures, LLC for one year plus three annual renewals, for the leasing of approximately 15,000 square feet of office space for the Peoples Health Center. The initial term of the lease agreement begins October 1, 2012 to September 30, 2013 at a not-to-exceed rate of \$21,226.50 per month plus tenant's pro-rata share of the operating expenses up to a maximum of 3% of the previous year's monthly rental rate.
3. Authorization for the Hospital District to enter into an Inter-local Cooperation Contract with the University of Texas Health Science Center at Houston ("UTHSCH") to renovate room 213 in the UT-Annex at Lyndon B. Johnson General Hospital. UTHSCH will be responsible for the payment of services performed under this agreement at a not-to-exceed amount of \$96,000.
4. Approval of the fourth amendment to the Pension Plan, as required by the Internal Revenue Service, effective as provided in the amendment.
5. Approval of the second amendment to the 401K Plan, as required by the Internal Revenue Service, effective January 1, 2012.
6. Approval of the 16th amendment to the Trust Agreement between Fidelity Management Trust Company and Harris County Hospital District for the 401K Plan effective May 1, 2012.
7. Approval of the Memorandum of Understanding between the Texas Department of State Health Services (TDSHS) and the Harris County Hospital District regarding provision of HIV medications at Northwest Health Center Pharmacy (renewal term: every 3 years).
8. Approval of the Agreement between the Harris County Hospital District and the Texas Department of State Health Services (TDSHS) and acceptance of grant funding in an amount not to exceed \$105,000 for the term September 1, 2012 through August 31, 2013.
9. WITHDRAWN. Approval of the Memorandum of Understanding between the Harris County Hospital District and the Neighborhood

Centers Inc. (NCI) SUNNY FUTURES Healthy Start Program (SFHS)
for the term August 31, 2012 through August 30, 2013.

D. PI & Patient Safety Committee

Review, Discussion and Possible Action regarding the Harris County Hospital District (HCHD) Quality Scorecard

Dr. Sutton reviewed the Harris County Hospital District Quality Scorecard with the Board. He focused on those areas still needing improvement. Discussion ensued regarding infection control indicators. Dr. Santos asked why there were blank spaces with no data. Mr. Schubert stated that this is related to the CDC definition. They must follow the procedures done in June through the end of July resulting in a 30-day delay. Dr. Sutton referred back to the report, stating that they are still working on medication reconciliation. Significant discussion ensued regarding satisfaction scores.

Mr. Tijerina stated that the Board is not receiving any type of regular report on wait times. This information should be reviewed regularly and really be made a priority. Dr. Santos suggested picking a few major markers such as wait time in the emergency center or time to obtain an appointment through Ambulatory Care Services. Mr. Masi stated that he would start the dialogue in regards to this process. A copy of the report is available in the permanent record.

E. Ad Hoc Committee to Address the 1115 Waiver

Discussion and Possible Action regarding the 1115 Waiver

The 1115 Waiver was moved to item V.

F. Corporate Compliance Committee

Presentation of Video, Provider Compliance Training by the Department of Health and Human Services, Office of Inspector General: False Claims Act.

G. Legislative Committee

1. Update, discussion and possible action regarding activities in Austin relating to regulatory issues impacting HCHD, the 82nd Legislative Session and the HCHD legislative platform
2. Update, discussion and possible action regarding pending federal legislative, line items and policy issues affecting HCHD

Mr. Hillier presented the Legislative Report. He stated that there is not much happening on the federal level since it is convention season. The Lieutenant Governor appointed Tommy Williams as the new Senate Finance Committee Chair. He welcomed any Board member to join him and Mr. Lopez to meet with Senator Williams. There will be a hearing

on the disproportionate share rule on September 18. Significant discussion ensued regarding the 1115 waiver.

V. President/Chief Executive Officer's Report to Include Possible Action regarding: 1) JCAHO Site Visit: Report; 2) Smith Clinic Opening; 3) Brand Name Launch: Status Report; 4) Disproportionate Share Hospital (DSH) Update; and 5) Medicaid 1115 Waiver: Update

JCAHO Site Visit: Report

Mr. Webster stated that there was an unannounced visit with a Joint Commission Surveyor two weeks ago as a result from the previous survey. They are now in full compliance with JCAHO and have received a full 3 year accreditation.

Smith Clinic Opening

Ms. Callaway addressed the Smith Clinic opening, stating that there will be a soft opening next week. The main opening will start on October 1, 2012.

Brand Name Launch: Status Report

Ms. Callaway addressed the brand name launch, stating that a written update was provided. They have worked to educate and engage employees over the past few months. Many employees thought it was great that this was being done, but felt that more was still needed. New interaction standards have been developed. Training will be held for management and then training for employees will begin. Ms. Truesdell addressed new patients, stating that it will take a while for them to know that Harris Health is the Harris County Hospital District. Ms. Callaway stated that they have already started by putting banners in all facilities. The new website will go live on September 6 and callers will start to be greeted with Harris Health. A copy of the report is available in the permanent record.

Disproportionate Share Hospital (DSH) Update

Mr. Lopez presented the DSH Update. Significant discussion ensued regarding the proposed rules.

Medicaid 1115 Waiver: Update

Mr. Lopez addressed the 1115 waiver update. Ms. Nicole Lievsay was introduced to the Board. Mr. Lopez stated that the UC Template has been completed. Mr. Norby stated that it has been completed and put on the website. It has been temporarily pulled back for revision, but will be back up shortly. Mr. Lopez reviewed the current schedule for the 1115 waiver with the Board.

VI. Executive Session

At 9:22 a.m., Mr. DonCarlos stated that the Board would go into Executive Session under Section 161.032 of the Texas Health & Safety Code, Texas

Occupations Code 160.007, and Chapter 551 of the Texas Government Code Sections 071, 072, and 085. Mr. DonCarlos stated that the regular meeting of the Board would reconvene at the close of Executive Session.

At 12:16 p.m., Mr. DonCarlos stated that the Board would go into Executive Session under Section 161.032 of the Texas Health & Safety Code, Texas Occupations Code 160.007, and Chapter 551 of the Texas Government Code Sections 071, 072, and 085. Mr. DonCarlos stated that the regular meeting of the Board would reconvene at the close of Executive Session.

VII. Reconvene

At 9:54 a.m., Mr. DonCarlos reconvened the meeting and stated that no action was taken in Executive Session.

At 1:17 p.m., Mr. DonCarlos reconvened the meeting and stated that no action was taken in Executive Session.

A. Report by Senior Vice President of Corporate Compliance 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.

No action taken.

B. Report by the Chief Medical Officer regarding Quality of Medical and Health Care, pursuant to Tex. Health & Safety Code Ann. §161.032 and Tex. Occupations Code Ann. §160.007 to receive Peer Review and/or Medical Committee Report in Connection with the Evaluation of the Quality of Medical and Health Care Services.

No action taken.

C. Discussion regarding the Acquisition of Real Property in Connection with the Harris County Hospital District's 2015 Strategic Plan, pursuant to Tex. Gov't Code §551.072 and Possible Action regarding this Matter upon Return to Open Session.

No action taken.

D. Consultation with the County Attorney regarding the District's Agreement with Western Reserve MedTec Services, LLC, pursuant to Tex. Gov't Code Ann. §551.071, and Possible Action regarding this Matter upon Return to Open Session.

No action taken.

E. Consultation with the County Attorney regarding Cause Number 2012-33659; *Eugene J. Rideaux, Elestured McCullough, Timothy Boone, Sara Flournoy, and Maria Aguilera v. Harris County Hospital District*, In the 80th 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.

No action taken.

- F. Consultation with the County Attorney regarding an Automobile Claim filed by Betty Nissen, pursuant to Tex. Gov't Code Ann. §551.071, and Possible Action regarding this Matter upon Return to Open Session.

Motion 12.8-109

Moved by Ms. Truesdell, seconded by Mr. Franklin, and unanimously passed, that the Board adopt the following resolution:

The Harris County Hospital District, by and through its Board of Managers, approves and hereby authorizes the settlement of an automobile claim filed by Betty Nissen in the amount of \$1,395.09. David S. Lopez, President/CEO, is authorized to execute any agreement, release or other necessary documents to effect this settlement.

- G. Consultation with the County Attorney regarding Cause Number 2011-22776; *Philip Ogwo v. Harris County Hospital District*, In the 80th 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.

Motion 12.8-110

Moved by Ms. Truesdell, seconded by Ms. Stiner, and unanimously passed that the Board adopt the following resolution:

The Harris County Hospital District, by and through its Board of Managers, approves and hereby authorizes the settlement of Cause No. 2011-22776; *Philip Ogwo v. Harris County Hospital District*; In the 80th Judicial District Court of Harris County, Texas in an amount not-to-exceed \$21,600.00, payable to Philip Ogwo and his attorney Craig R. Keener. David S. Lopez, President/CEO, is authorized to execute any agreement, release or other necessary documents to effect this settlement.

- H. Discussion regarding Qualifications and Evaluation of a Radiology Fellow pursuant to Tex. Health & Safety Code Ann. §161.032 and Tex. Occupations Code Ann. §160.007.

No action taken.

- I. Discussion regarding Financial Planning Information relating to the Negotiation with Affiliated Medical Services for the Arrangement or Provision of Medical Services pursuant to Tex. Gov't Code Ann. §551.085 and Possible Action regarding this Matter upon Return to Open Session.

No action taken.

VIII. Adjournment

Moved by Mr. Franklin, seconded by Ms. Stiner, and unanimously accepted to adjourn the meeting.

There being no further business, the meeting adjourned at 1:18 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 August 30, 2012.

Mr. Stephen DonCarlos, Chair
Board of Managers

Mr. E. Dale Wortham, Secretary
Board of Managers

Recorded by Christie Reno