



**HARRIS HEALTH SYSTEM**  
**MINUTES OF THE BOARD OF MANAGERS MEETING**

**Thursday, May 30, 2013**

**Board Room – Administration Building**

**BOARD MEMBERS PRESENT**

Ms. Carolyn Truesdell, Chair  
Mr. Elvin Franklin, Jr., Vice Chair  
Ms. Anne Clutterbuck  
Mr. Stephen DonCarlos  
Mr. Lawrence Finder  
Dr. George Santos  
Mr. TJ Tijerina  
Mr. E. Dale Wortham (arrived at 9:57 a.m.)

**BOARD MEMBERS ABSENT**

Ms. Daisy Stiner, Secretary

**OTHERS PRESENT**

Mr. David Lopez, President & Chief Executive Officer  
Mr. Michael Norby, Chief Financial Officer  
Mr. Kelly Johnson, Harris County Purchasing Agent  
Ms. Vivian Groce, Harris County Assistant Purchasing Agent  
Ms. Mercedes Leal, Attorney, Harris County Attorney's Office  
Dr. John Burruss, General Director, Affiliated Medical Services  
Dr. Tien Ko, Chairman, Medical Executive Board  
Ms. Peggy Boice, Judge Ed Emmett's Office  
Ms. Monica DelaRosa, Commissioner El Franco Lee's Office  
Ms. Elizabeth Neal, Commissioner Jack Cagle's Office  
Mr. Mark Fury, Commissioner Steve Radack's Office  
Administrative Staff  
Guests  
(Sign-in Sheets attached to permanent record)

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

Ms. Carolyn Truesdell, Chair, called the meeting to order at 9:03 a.m. and noted that a quorum was present. The attendance was recorded.

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

**Motion 13.05-58**

Moved by Mr. Elvin Franklin, Jr., seconded by Mr. Stephen DonCarlos, and unanimously passed,

that the Board approve the minutes of the April 25, 2013 Board of Managers and Called Board Meeting Minutes, May 6, 2013

**III. Announcements/Special Presentations**

Ms. Carolyn Truesdell welcomed LifeGift representatives, Mr. Kevin Meyer and Ms. Kimberly Davis. Mr. Meyer presented the Bronze Medal Award from the U. S. Department of Health and Human Services for Ben Taub General Hospital's commitment to saving lives through organ donation. Dr. Dana Bjarnason, Chief Nursing Officer, Dr. Kenneth Mattox, Chief of Staff, and Mr. Jeffrey Webster, Hospital Administrator graciously accepted the award for Ben Taub staff and the Harris Health System.

Ms. Carolyn Truesdell presented Mr. Stephen DonCarlos with a crystal gavel and a signed photograph of the Harris Health System Board of Managers for his dedication and leadership as Board Chair from 2007 to 2013. Mr. DonCarlos expressed his appreciation and joy in working with the board members who demonstrate their love and concern for the community.

**IV. Hear from Citizens**

No citizens appeared to address the Board of Managers.

**V. Consideration of Approval of Recommendations and Acceptance of Agenda Items Identified as Consent Agenda Items**

Ms. Carolyn Truesdell noted that the Board did not have Consent items because there were only two Committee meetings in May. The Purchasing Recommendations were presented.

Mr. TJ Tijerina, Jr., noted the following changes: A.I.d, A.I.j. and A.I.p. were **PULLED or WITHDRAWN**.

Mr. Stephen DonCarlos addressed item, V.A.(1)a and asked if these funds were being divided by precinct. Mr. Lopez replied Precinct 2 and Precinct 3 each will be allocated \$150,000 for physicians services. Dr. Ericka Brown stated that this program is under the direction of Dr. Katy Smith, Ph.D, from Baylor College of Medicine.

Mr. DonCarlos addressed also item, V.A.(1)c regarding the cost. Mr. Michael Staley confirmed that the Chopra Imaging Centers ultrasound services are not to exceed \$100,000 and will remain in the Lyndon B. Johnson Hospital, and that expanded services for Ben Taub will be in the Smith Clinic.

Dr. George Santos addressed item V.A.(1)b regarding Health Revenue Assurance Associates. Dr. Fred Sutton explained that Health Revenue Assurance Associates is an external group contracted to help Harris Health System improve compliance with regulatory agencies and ensure the data gathered is accurate and linked to efficiency and quality. Health Revenue Assurance Associates has been contracted for eight weeks and will prepare a report that will determine how data is gathered and processed for clinical services and documented accurately to ensure compliance.

Dr. George Santos addressed item V.A.(1)g regarding The Gordian Group. Mr. Ronald Johnson stated that The Gordian Group's specialty and expertise is validation of job ordering projects. The Gordian Group gathers and updates pricing data as well as maintaining software and examining job order contracts.

Dr. George Santos addressed item V.A.(1)k regarding FKP Architects. Mr. George Masi stated that FKP Architects will provide a review of the entire hospital and re-evaluate the architectural structure of the old Ben Taub. Mr. Masi also stated that FKP will provide the Board a specific plan with definitive costs.

**Motion 13.05-59**

Moved by Mr. Lawrence Finder, seconded by Mr. Stephen DonCarlos, and passed, that the Board approve items V.A.(1)a. to V.A.(1)ff., with the exception of items V.A(I)d., V.A(I)j., and V.A(I)p., items that were PULLED or WITHDRAWN.

A. Items related to Purchasing

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

- a. approve an exemption from the competitive bid requirements and renewal for Baylor College of Medicine to provide preventative medical services, including immunizations, general health assessments, laboratory services, athletic physicals, vision and hearing screening to HISD students in Precinct 3 for the Harris County Hospital District d/b/a Harris Health System in the estimated amount of \$150,000 for the term July 1, 2013 through June 30, 2014.
- b. approve an exemption from the competitive bid requirements for Health Revenue Assurance Associates, Inc. to provide management and assessment services needed to assist Harris Health System with compliance quality and strengthen accuracy and quality of data reported, subject to execution of the Agreement, in the amount of \$342,048 for a six-month initial term.
- c. approve the second of four (4) renewal options for One Step Diagnostic (\$100,000), Chopra Imaging Centers, Inc. dba Advanced Diagnostics (\$100,000), and TH Healthcare Ltd. dba Park Plaza Hospital (\$340,000) to provide ultrasound services to Harris Health System patients when equipment limitations or maximum capacity has been reached in the total multi-vendor estimated amount of \$540,000 for the term July 1, 2013 through June 30, 2014.
- d. **WITHDRAWN**
- e. approve the award on the basis of lowest priced proposal for Hologic LP to provide a Cytology Liquid-Based System on a cost per reportable basis, subject to execution of the Agreement, in the estimated amount of \$481,500 for a one-year initial term with four (4) one-year renewal options.
- f. approve the award on the basis of lowest priced proposal meeting requirements for Lee Construction and Maintenance dba LMC Corporation (Primary Vendor) and AMS of Houston, LLC (Secondary Vendor) to provide plumbing, repair, renovation, or alteration services to various hospitals and clinics for Harris Health System, subject to execution of the Agreement, in the estimated amount of \$487,875 for a one-year initial term with four (4) one-year renewal options. The secondary vendor (\$685,000) will be used only if the primary is unable to fulfill the work tasks.
- g. approve the third of four (4) renewal options for The Gordian Group, Inc. to develop, implement, execute, assist and support a Job Order Contracting (JOC) management system to engage contractors to perform small/large construction and/or construction related projects in the estimated amount of \$275,000 for the term August 10, 2013 through August 9, 2014.
- h. approve an exemption from the competitive bid requirements for C.L. Davis and Associates to provide topographic, utility, investigation and boundary surveying services for future Harris Health System projects, subject to execution of the Agreement, in the

estimated amount of \$150,000 for a one-year initial term with three (3) one-year renewal options.

- i. approve an exemption from the competitive bid requirements and renewal for Inventure Design to provide architectural services for various projects as needed for the Harris Health System in the estimated amount of \$100,000 for the term July 25, 2013 through July 24, 2014.
- j. **PULLED**
- k. approve an exemption from the competitive bid requirements for FKP Architects to provide architectural services to develop a facility master plan for Ben Taub General Hospital, subject to execution of the Agreement, in the estimated amount of \$204,000.
- l. approve an exemption from the competitive bid requirements and renewal for MEDesign Architectural Group, Inc. to provide architectural services for various projects as needed for the Harris Health System in the estimated amount of \$100,000 for the term June 1, 2013 through May 31, 2014.
- m. approve an award on the basis of best bid for South Texas Boiler to provide all labor, material, equipment and incidentals required to furnish, deliver and install new boilers and heat exchangers at Lyndon B. Johnson General Hospital for Harris Health System in the amount of \$1,210,000 (\$1,165,777 construction price and \$44,223 for owner contingency).
- n. approve transfer of funds for J. T. Vaughn Construction Company, LLC to provide allowances not used in Phase Task Order 2 in the amount of \$682,552 will be transferred to Phase Task Order 3 to be utilized as needed by Harris Health System, subject to execution of the Amendments, in the amount of \$682,552 (Board previously approved funds in the amount of \$9,967,575).
- o. approve an exemption from the competitive bid requirements for Walter P. Moore to provide structural and civil engineering, parking and traffic planning and/or design and structural assessment services for various Harris Health System locations, subject to execution of the Agreement, in the estimated amount of \$150,000 for a one-year initial term with three (3) one-year renewal options.
- p. **WITHDRAWN**
- q. approve the award on the basis of lowest priced proposal for Performance Logic, Inc. to provide the primary software that will be used by Harris Health System to manage 1115 Waiver projects, timelines, outcomes, metrics and milestones and will be the tool used for project management and accountability tracking, subject to execution of the Agreement, in the estimated amount of \$144,600, year 1 (\$484,600, five-year period) for a one-year initial term with four (4) one-year renewal options.
- r. approve the renewal on the basis of sole source for McKesson Health Solutions, LLC to provide data on patient admissions and continued stays to determine payor reimbursement and to provide guidance for decision making based on the patients' individual medical and clinical needs in the estimated amount of \$159,307 for the term June 25, 2013 through June 24, 2014.

- s. approve renewal on the basis of sole source for Citrix Systems, Inc. to provide maintenance and support for Citrix XenApp software and Citrix Netscaler hardware which provides for improved support and delivery of the Epic clinical and business applications to Harris Health System staff members in the estimated amount of \$192,521 for the term July 1, 2013 through June 30, 2014.
- t. approve the first of four (4) renewal options for USA Mobility Wireless, Inc. to provide wireless pagers, messaging services and related items for immediate communication between personnel while on duty or on leave for Harris Health System in the estimated amount of \$205,600 for the term June 1, 2013 through May 31, 2014.
- u. approve the purchase on the basis of sole source for Greater Houston Healthconnect to enable the exchange of patient medical records between Harris Health System and other providers that do not have Epic EMR software that is required for Harris Health System to maintain a Meaningful Use certification, improve patient care and reduce cost through reduction of duplicate diagnostic testing, subject to the execution of the Agreement, in the estimated amount of \$100,000 for a one-year initial term with continuous one-year renewal options unless terminated by either party.
- v. approve the fourth and final renewal option for Allscripts Healthcare, LLC (formerly Eclipsys Corporation) to provide maintenance and support for the Eclipsys EPSI Sunrise software, a decision support system that incorporates all the major components on financial management – strategic planning, product line budgeting, cost accounting, and operational and capital budgeting in the estimated amount of \$113,785 for the term June 30, 2013 through June 29, 2014.
- w. approve the ratification of the purchase on the basis of sole source for API Healthcare Corporation to provide continued access to historic data in the timekeeping system previously utilized by Harris Health System. Harris Health System records retention mandates the data be available for five years. A “software true-up” for maintenance and support from May 1, 2012 through April 30, 2013, is included in the estimated amount of \$152,887 for the term of May 1, 2013 through April 30, 2014.
- x. approve the second of four (4) renewal options for Shared Technologies, Inc. to provide maintenance, equipment service and system upgrades for telephone and voice communication systems for Harris Health System in the estimated amount of \$895,658 for the term June 1, 2013 through May 31, 2014.
- y. approve the purchase on the basis of lowest priced contract for GE Healthcare (PP-IM-188) to provide two (2) 3D ultrasound systems required for Lyndon B. Johnson Westland Specialty Clinic in the amount of \$106,272.
- z. approve the award on the basis of lowest priced proposal for OmniGuide, Inc. to provide a CO<sub>2</sub> laser system for Lyndon B. Johnson General Hospital Westland Specialty Clinic, subject to execution of the Agreement, in the estimated amount of \$125,010, year 1 (\$35,600, 2 – 5 years maintenance).
- aa. approve third-year funding for the GPO contract for Medical Action Industries, Inc. (PP-NS-669) to provide Harris Health System with patient bedside products such as urinals, bedpans, wash basins and water pitchers in the estimated amount of \$177,254 for the term July 1, 2013 through June 30, 2014.

- bb. approve the ratification of the second of four (4) renewal options for The LaNair Company, Inc. dba City Brace Company, Inc. to provide rehabilitation devices for Harris Health System patients in the estimated amount of \$175,160 for the term May 1, 2013 through April 30, 2014.
- cc. approve the second of four (4) renewal options for Hill-Rom Company, Inc. to provide therapeutic and bariatric beds, surfaces, accessories and services throughout Harris Health System in the estimated amount of \$731,575 for the term June 1, 2013 through May 31, 2014.
- dd. approve the ratification of second-year funding for the GPO contract for Covidien Sales LLC (fka Tyco Healthcare Group) (PP-NS-680) to provide ECG electrodes, cables and leads for Harris Health System in the estimated amount of \$181,092 for the term May 1, 2013 through April 30, 2014.
- ee. approve second-year funding for the GPO contracts for Becton Dickinson and Company (PP-NS-610) (\$45,825) and Smiths Medical ASD, Inc. (PP-NS-612) (\$402,553) to provide Harris Health System with various sizes of safety intravenous catheters in the estimated multi-vendor amount of \$448,378 for the term July 1, 2013 through June 30, 2014.
- ff. approve additional budgeted funds for Kronos Incorporated to provide software configuration and programming changes to the time, attendance and scheduling system in order to support changes required by the Fair Labor Standards Act in the additional budgeted funds of \$132,800 (consulting services) for a twelve week term or upon completion of services (Board previously approved funds in the amount of \$124,335; software maintenance).

A (2). Transmittals of Completed Items **(For Informational Purposes)**

- a. transmittal of the purchase on the basis of lowest priced contract for GE Healthcare (PP-IM-186) to provide a GE Vivid E9 Cardiovascular Ultrasound System for Lyndon B. Johnson General Hospital, which will be used in the Emergency Center to expedite cardiac evaluations to increase Emergency Center throughput, and will also be used in the non-invasive cardiology department to increase out-patient volume which will decrease wait time in the amount of \$99,982.
- b. transmittal of the third of four (4) renewal options for Smith Seckman Reid, Inc. to provide engineering and consulting services for life safety and fire protection for Ben Taub General Hospital, Lyndon B. Johnson General Hospital and Quentin Mease Community Hospital in the estimated amount of \$83,000 for the term July 2, 2013 through July 1, 2014.
- c. transmittal of purchase on the basis of low quote for SHI Government Solutions, Inc. (DIR-SDD-1951) to provide Polycom video conferencing equipment, which will complete the rollout of the project for Microsoft Lync enterprise audio, video, PC, and web conferencing infrastructure in the amount of \$60,126.
- d. transmittal of purchase on the basis of low quote for CDW Government, LLC (PP-IT-065) to provide two (2) IBM EXP5000 disk expansion units, (60) 600GB refurbished hard drives and (94) 600GB new hard drives to support increased storage demand for Harris Health System information systems that will be utilized at the Holly Hall Data Center in the amount of \$83,280.

**VI. Reports of the Committee**

#### **A. Joint Conference Committee**

1. Consideration of Acceptance of the Medical Executive Board Report.

Ms. Carolyn Truesdell noted that in the section entitled, Standing Business, that there is an increase of 10,000 patients in Emergency Center volume. She also noted the Performance Improvement Joint Commission Report will now be called the *Accreditation* Report.

Dr. George Santos inquired, under New Business, about the frequency of the Epic upgrade. Mr. Tim Tindle stated that the upgrade will require less down time, an approximate twelve (12) hour outage. Mr. Tim Tindle noted that there is a downtime procedure that will be implemented.

Ms. Carolyn Truesdell took time to recognize Dr. Kenneth Mattox for having received the Platinum Award from the Texas Medical Association and that he is a recipient of the Master Clinician Award from the Baylor College of Medicine.

##### **Motion 13.05-60**

Moved by Mr. Elvin Franklin, Jr., and seconded by Mr. TJ Tijerina, Jr., and unanimously passed, that the Board accept the Medical Executive Board Report, item VI.A.1. A copy of the Medical Executive Board report is available in the permanent record.

2. Approval regarding the Credentialing Changes for Members of the Harris Health System Medical Staff (May 2013).

Mr. Lawrence Finder addressed item VI.A.2 credentialing of a nurse practitioner to work in Harris Health System while affiliated with another hospital. Dr. Fred Sutton stated there is no law that restricts a nurse from working in another hospital as long as she/he is certified, credentialed and affiliated with either Baylor College of Medicine or the University of Texas.

##### **Motion 13.05-61**

Moved by Mr. Elvin Franklin, Jr., seconded by Mr. Stephen DonCarlos, and unanimously passed, that the Board approve Credentialing changes for Members of the Harris Health System Medical Staff (May 2011), agenda item VI.A. 2. A copy of the report is available in the permanent record.

3. Approval regarding the Credentialing Changes for Members of the Harris Health System Medical Staff (Pending Items, May 2013).

Dr. George Santos addressed item VI.A.3 regarding the pending items that are near expiration and he requested that future reports on pending credentials include an action plan that specifies steps or corrective actions to resolve pending items.

##### **Motion 13.05.62**

Moved by Dr. George Santos, seconded by Mr. Elvin Franklin, Jr., and unanimously passed, that the Board approve the Credentialing changes for members of the Harris Health System Medical Staff (Pending Items, May 2013), agenda item VI.A.3.

4. Consideration of Approval for the Agreement between Harris Health System and Affiliated Medical Services for the Purpose of Providing Medical Services Related to the 1115 Medicaid Waiver DSRIP Projects. This agenda item was **PULLED** because the contract was not complete.

#### **B. Performance Improvement & Patient Safety Committee**

1. Review, Discussion and Possible Action Regarding the Harris County Hospital District d/b/a Harris Health System Quality Scorecard, Physician Satisfaction, and Patient Satisfaction

Dr. Fred Sutton explained that medication reconciliation numbers are improving. Patient satisfaction is also improving as a result of the two-bed conversions. A committee has been formed to address psychiatric restraints which are now being catalogued by EC, 5D, and med surge psych. Dr. George Santos requested a report delineating the restraint rate in each emergency room and hospital inpatient facility using the CMS definition and benchmarks. This data will be brought to the Committee for review during the June meeting.

The Ambulatory Care Services Scorecard is being revised to capture activity and efficiency among mid-level providers and staff. Dr. George Santos noted the data sources for ACS services efficiency scorecard should delineate: 1) room turnover rate, 2) number of rooms not being used and, 3) length of time to turn over a room. A report containing more descriptive data and simpler terms will be presented during the June meeting of the Board of Managers. Report will also capture the number of available services currently utilized and number of patients seen by provider.

Dr. Fred Sutton also stated that future reports on Surgical Site Infections will include risk adjustments and be presented to the Board on a quarterly basis.

Mr. Stephen DonCarlos addressed a concern regarding medical reconciliations and having a hard stop in EPIC. Dr. Fred Sutton and Dr. Stephen Greenberg addressed this item and some of the factors impacting a hard stop that includes medication, medical services and medical reconciliation. Discussion ensued.

Dr. George Santos inquired about physician satisfaction. Dr. Fred Sutton replied that the Physician Satisfaction Survey will be issued next week. He also noted that on the first Monday of each month, a committee comprised of medical managers, doctors and staff meets to address doctors' issues and concerns. A copy of the Physician Satisfaction report is available in the permanent record.

#### **C. Information Technology Committee**

1. Consideration of Approval of a Contract with Greater Houston HealthConnect for Health Information Exchange Service. Mr. Stephen DonCarlos wanted to know how a patient enters into this exchange. Tim Tindle explained that the patient will sign a consent or opt out of participation.

##### **Motion 13.05-63**

Moved by Dr. George Santos, seconded by Ms. Anne Clutterbuck, and unanimously passed, that the Board approve agenda item VI.C.1.

2. Review and Discussion of Identity and Access Management Selection Software. **PULLED**
3. Review and Discussion Regarding Information Technology FY14 IT Projected Purchasing Board Motions

Mr. Tim Tindle noted the FY-14 Capital Project Board Motions report included the estimated month and amount for each item that will be presented to the Board of Managers. Also, the estimated month and amount may vary based on additional information received. New Capital Projects currently include six (6) projects totaling \$5,100,986. The estimated amount for Information Technology Operating Capital is \$1,133,143 and Technology Refresh (replacement of aging hardware, upgrades and



networks) is estimated to be \$3,352,686. The plan updates will include changes and the associated motion numbers in order to track modifications from the original motion or approved purchase items. FY14 Capital is on hold pending budget approval.

**D. Budget and Finance Committee**

1. Consideration of Acceptance of the Harris Health System April 2013 Financial Report Subject to Audit

Mr. Michael Norby presented the April 2013 Financial Report. He reviewed the summary report and indicated that adjusted patient days were 2.2% greater than budget with approximately 66.6% of the volume representing outpatient care. Clinic visits of 101,868 were 5.6% greater than the budget of 96,422. Primary care clinic visits were 3.9% greater than the month's budget, and total Specialty clinic visits were 10.3% greater than the April budget. A copy of the report is available in the permanent record.

Mr. Norby explained the patient volume impact on the budget and income. Dr. Santos requested a clarification of the number of services for new patients be included. Mr. David Lopez committed to report new patient data at the June Board meeting. Discussion ensued.

On Friday, May 24<sup>th</sup>, Harris Health System received DSRIP distribution for \$49 million dollars of which \$23 million dollars will be reported as net revenue for the month of May. Another installment will be received during the month of June.

The Harris Health System Board of Managers will hold a public hearing of the FY2014 Operating and Capital Budget on June 24, 2013. Then Harris Health System's FY2014 Operating and Capital Budget will be presented to the Commissioners Count on June 25<sup>th</sup>.

2. Consideration of Acceptance of the Harris Health System April 2013 Pension Plan Report Subject to Audit

Mr. Norby presented the April 2013 Pension Plan Report. As of April 30, 2013, the market value of the plan was \$506.2 million which is \$36.8 million greater than the value at the beginning of the calendar year and includes the employer contribution of \$10.0 million dollars. It is estimated that the Plan is 76.0% funded as of April 30, 2013.

3. Consideration of Acceptance of the Harris Health System April 2013 Investment Report

Mr. Norby presented the April 2013 Investment Report. A copy of the report is available in the permanent record.

**Motion 13.05-64**

Moved by Mr. Elvin Franklin, Jr., seconded by Ms. Anne Clutterbuck, and unanimously passed, that the Board accept the April 2013 Financial Report, The Pension Plan Report, and the Investment Report, agenda items VI.D.1, VI.D.2, and VI.D.3.

4. Consideration of Approval of the new Harris Health System Policy 3.57 Patient Information Pass Code Policy. A copy of the report is available in the permanent record.

**Motion 13.05-65**

Moved by Mr. TJ Tijerina, seconded by Dr. George Santos, and unanimously passed, that the Board approve the new Harris Health System Policy 3.57, Patient Information Pass Code Policy, agenda item VI.D.4.

5. Consideration of Approval to Consent to an Assignment and Assumption Agreement

between SBS Financial Products Company and Deutsche Bank Ag, New York. A copy of the report is available in the permanent record.

**13.05-66**

Moved by Mr. TJ Tijerina and seconded by Mr. Lawrence Finder, and unanimously passed that the Board approve the Consent to an Assignment and Assumption Agreement between SBS Financial Products Company and Deutsche Bank Ag, New York, agenda item VI.D.5.

6. Presentation of April 2013 Financial Statements of Community Health Choice, Inc.

Mr. Kenneth Janda presented the April 2013 Financial Statements of Community Health Choice, Inc. He stated that the net income for April 2013 was \$930,029 which is a net loss year-to-date of \$2,570,043. Despite the net loss, total revenue was 1% above budget for the month. He noted that the State is revising rates and the outcome of the review will be released during the month of June. A copy of the report is available in the permanent record.

**EXECUTIVE SESSION** held out of sequence. Please refer to page 15.

**E. Planning and Operations Committee**

**Items Related to Building and Properties**

1. Consideration of Approval of the naming opportunity for the new Specialty Clinic located at 5550-A Kelley Street, Houston, Texas 77026. The recommended name is "Westland Clinic" Agenda item VI.E.1 was **PULLED**.

**Items Related to Human Resources**

2. Consideration of Approval of 401K Fidelity Trust Schedule D Signature Authority  
Due to the retirement of the former signatory, Ms. Lyllyan Bradshaw, a new signature authority for the 401K Fidelity Trust Schedule D is to be approved by the Board of Manager and assigned to Ms. Diane Poirot, the new Director of Human Resources Operations.

**Motion 13.05-67**

Moved by Dr. George Santos, seconded by Ms. Anne Clutterbuck, and unanimously passed, that the Board approve the 401K Fidelity Trust Schedule D Signature Authority, agenda VI.E.2.

**Other Items**

3. Consideration of Approval of an Interlocal Agreement between the Harris County Hospital District d/b/a Harris Health System and Harris County for Laboratory Tests and Other Services
4. Consideration of Approval of an Agreement between the Harris Health System and the Celgene Corporation to allow Smith Clinic to participate in the Celgene Patient Assistance Foundation
5. Consideration of Approval of an Agreement between the Harris County Hospital District d/b/a Harris Health System and the Baylor College of Medicine for a research study to improve retention in HIV care after hospitalization
6. Consideration of Approval of Agreements between the Harris County Hospital District d/b/a Harris Health System and the Federally Qualified Health Centers (FQHCs) located in Harris County, Texas to facilitate referral of Harris Health System patients seeking primary health care services to the FQHCs

7. Consideration of Approval to Renew an Interlocal Agreement between the Harris County Hospital District d/b/a Harris Health System and the Dallas County Hospital District, The Parkland Foundation for Texas/Oklahoma AIDS Education and Training Center Funded Under Ryan White HIV/AIDS Treatment Extension Act Part F to Provide State of the Art Education, Consultation, and Support to Healthcare Professionals Treating HIV-Infected patients.

**Motion 13.05-68**

Moved by Dr. George Santos, seconded by Ms. Anne Clutterbuck, and unanimously passed, that the Board approve agenda items VI.E.3, VI.E.4, VI.E.5, VI.E.6, and VI.E.7.

8. Consideration of Approval to Ratify a Third Amendment to extend a salary reimbursement Agreement between The Harris County Hospital District d/b/a/ Harris Health System and The University of Texas M.D. Anderson Cancer Center

**Motion 13.05-69**

Moved by Dr. George Santos, seconded by Mr. DonCarlos, and unanimously passed, that the Board approve agenda item VI.E.8.

9. Consideration of Approval of Engagements with Outside Legal Counsel for Legal Services Related to Healthcare and Reimbursement Matters, Employee Benefits, and Immigration services on an as needed basis beginning June 1, 2013 to May 31, 2014 with the following law firms: Jackson Walker LLP in an amount not to exceed \$80,000, with Fulbright & Jaworski, LLP in an amount not to exceed \$170,000, and FosterQuan, LLP in an amount not to exceed \$50,000

**Motion 13.05-70**

Moved by Dr. George Santos, seconded by Ms. Anne Clutterbuck, and unanimously passed, that the Board approve agenda item VI.E.9.

10. Consideration of Approval to Explore Expanding the Number of Operating Rooms at Ben Taub General Hospital

Mr. George Masi gave an overview regarding expansion of operating rooms at Ben Taub General Hospital. He stated that a proposal is presented to the Board to have an architectural and engineering firm delineate the cost to build-out eight operating rooms on the second floor at the current Ben Taub Hospital, which is half of the available square footage on the second floor. The key planning assumptions will include: 1) no new money is available to support this endeavor, and 2) only cash on hand would be transferred or dollars that have already been appropriated (but not obligated for other capital improvement projects) as part of the Strategic Master Plan. The architectural and engineering firm will also determine the bed complement to accommodate eight (8) operating rooms. Discussion ensued.

Ms. Carolyn Truesdell requested a full presentation of the Strategic Plan be presented in the Strategic Planning Committee meeting and Mr. Elvin Franklin, Jr., agreed to re-engage the Committee. A copy of the report is available in the permanent record.

Ms. Anne Clutterbuck revisited the topic of Interlocal Agreements and asked whether there is a plan to have someone available to address Interlocal agreements during the Commissioners Court meetings. Mr. Lopez committed to assign the appropriate Administrative staff members to be available to answer questions regarding Interlocal agreements and other agenda items during Commissioners Court meetings.

**Motion 13.05.71**

Moved by Mr. TJ Tijerina, Jr., seconded by Mr. Stephen DonCarlos, and unanimously

passed, that the Board approve Exploration of Expanding the Number of Operating Rooms at Ben Taub General Hospital, agenda item VI.E.10.

**F. Ad Hoc Community Health Choice, Inc. Committee**

Consideration of Approval to Accept the Resignation of Gilbert Herrera from the Community Health Choice, Inc. (CHC) Board of Directors, Effective April 17, 2013

**Motion 13.05-72**

Moved by Ms. Anne Clutterbuck, seconded by Mr. Stephen DonCarlos, and unanimously passed, that the Board approve acceptance of agenda item VI.F.1.

**G. Legislative Committee**

1. Update, Discussion and Possible Action Regarding Activities in Austin Relating to Legislative/Regulatory Issues Impacting Harris Health System, the 83<sup>rd</sup> Legislative Session, and the Harris Health System Legislative Platform.

Mr. Hillier presented the 83<sup>rd</sup> Legislative Session activities impacting Harris Health System. He presented a letter estimating the 10-year impact of federal funds on Harris Health System. Also, he noted that Harris Health System achieved several goals this session

The state's Supplemental Appropriations bill contributed \$137 million dollars into the DSH program. This was the first time in 20 years that the state even allocated funds to the program.

Mr. R. King Hillier also acknowledged the efforts of Senator Tommy Williams and Representative Sarah Davis for supporting Harris Health System concerns and initiatives. An initiative that began last year, the Maternal Mortality Morbidity Review Task Force, has been approved. This task force will examine why women are dying after childbirth.

Mr. Hillier announced that the Texas Medical Board is assuming the Department of Public Safety function that involves an improved, automatic renewal process of driver's licenses for physicians. This will assist in expediting the credentialing process of Harris Health System medical staff, specifically physicians.

2. Update, Discussion and Possible Action Regarding Pending Federal Legislative, and Policy Issues Affecting Harris Health System

Mr. Hillier noted the Board will receive a detailed, written report after June 16, 2013 summarizing legislative/regulatory issues impacting Harris Health System. Further, Mr. R. Hillier stated that Board members should have received the transmittal from Mr. Hillier's office that included letters written to Senator Ted Cruz and Senator John Cornyn providing factual information regarding utilization and the number of immigrants Harris Health System served last year. The report the Board received was shared with the Senate Judiciary Committee during the debate on the immigration policy. He acknowledged that Ms. Mary Schneider followed up with telephone calls to many of the offices of legislative staff who interact with the judiciary committee. Mr. Hillier stated that the budget timelines for the debt ceiling have been extended and that more debate regarding the sequestration will transpire this summer.

**H. Corporate Compliance Committee**

1. Consideration of Approval of the Revised Harris Health System Policy 3.37 Office of Corporate Compliance and Legal Counsel Protocols and Procedures. Discussion ensued. A copy of the policy is available in the permanent record.

2. Consideration of Approval of the new Harris Health System Policy 3.58 Non-Retaliation for Reporting Fraud, Abuse, or Wrongdoing. A copy of the policy is available in the permanent record.
3. Consideration of Approval of the Revised Harris Health System Policy 3.31 Preventing Fraud, Abuse, and Wrongdoing. A copy of the policy is available in the permanent record.
4. Consideration of Approval of the Rescission of Harris Health System Policy 3.25 Reporting Fraud, Abuse, Wrongdoing and Non-Retaliation. A copy of the policy is available in the permanent record.

**Motion 13.05-73**

Moved by Dr. George Santos, seconded by Mr. Elvin Franklin, Jr., and unanimously passed that the Board approve agenda items VI.H.1, VI.H.2, VI.H.3, and VI.H.4

**VII. President/Chief Executive Officer's Report**

*Data Governance & Integrity*

Tim Tindle stated that Harris Health System currently generates data from three main sources: Information Technology, Financial Services and Quality Assurance.

Management from these three areas now meets weekly to review data and works to establish standard indicators to ensure appropriate terms and appropriate data are being referenced and utilized. These indicators will then be integrated into the data governance system to ensure quality and accuracy to improve Harris Health System's business integrity and decision making process.

*Joint Leadership Strategic Dialogue*

Mr. Lopez stated that the first meeting with executive leadership from Baylor College of Medicine and the University of Texas was held to discuss and review Harris Health System's Strategic Plan. Mr. Lopez noted the leaders were readily engaged and demonstrated their willingness to understand the logic, approach and direction of the Harris Health System. The leaders also addressed medical school concerns and priorities.

*DNV Survey Report & External Operational Assessment*

Dr. Fred Sutton explained that regulatory assessment with the DNV was conducted over a period of four days. Dr. Sutton noted the DNV forces an organization to establish processes. If Harris Health System addresses an issue, DNV will monitor that process to ensure it is effective. The follow up report from the four day assessment includes DNV's observance of Harris Health System's compliant and non-compliant levels. Harris Health System must then submit a report containing corrective actions in response to DNV's report within ten (10) business days. Discussion ensued.

**VIII. Executive Session** was held out of sequence. Please refer to page 11.

At 10:59 a.m., Ms. Carolyn Truesdell stated that the Board would go into Executive Session under §161.032 of the Texas Health & Safety Code, Texas Occupations Code §160.007, and Chapter 551 of the Texas Government Code, Sections 071 and 074. Ms. Carolyn Truesdell stated that the regular meeting of the Board would reconvene at the close of Executive Session.

**IX. Reconvene**

At 1:04 p.m., Ms. Carolyn Truesdell 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 §161.032 of the Tex. 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. Occ. 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. Consultation with Gjerset & Lorenz, LLP regarding the Medicaid Supplemental Payment Program for private hospitals pursuant to Tex. Gov't Code Ann. §551.071, and Possible Action Regarding this Matter Upon Return to Open Session

No action taken.

- D. Consultation with the County Attorney regarding the Legal Structure and Bylaws of Community Health Choice, Inc., 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 County Attorney regarding the Approval Process for Harris Health Contracts, pursuant to Tex. Gov't Code Ann. §551.071, and Possible Action Regarding this Matter Upon Return to Open Session

No action taken.

- F. Discussion Regarding the Evaluation of the Harris Health System President/CEO, pursuant to Tex. Gov't Code Ann. §551.074 and Possible Action Regarding this Matter Upon Return to Open Session

No action taken.

**X. Adjournment**

Moved by Dr. George Santos, seconded by Mr. Stephen DonCarlos, and unanimously accepted to adjourn the meeting.

There being no further business, the meeting adjourned at 2:00 p.m.

I certify that the foregoing are the Minutes of the Meeting of the Board of Managers of the Harris County Hospital District d/b/a Harris Health System held at the Administration Building in Houston, Texas on May 30, 2013.

Respectfully submitted,

Ms. Carolyn Truesdell, Chair  
Board of Managers

Ms. Daisy Stiner, Secretary  
Board of Managers

Recorded by Henrietta Robinson