

**NUECES COUNTY HOSPITAL DISTRICT
Board of Managers - Special Meeting
Monday, November 20, 2017 at 12:00 PM**

Agenda

1. **CALL TO ORDER**

2. **ESTABLISHMENT OF QUORUM**

3. **PUBLIC COMMENT** - Persons wishing to comment must sign-in on the "Agenda Item Request to Speak" form provided at the entrance of the Board meeting room at least five (5) minutes prior to commencement of the Board meeting. Commenters shall limit their comments to three (3) minutes and comments must be appropriate to the agenda item(s). See the "Public Comment" section of the preceding General Information page for additional Public Comment-related requirements and information.

4. **AGENDA:**
 - A. Ratify Amendment No. 7 to June 12, 2012 Letter Agreement with Health Management Associates relating to support of Anchor Entity responsibilities under the Texas Health and Human Services Commission-sponsored Medicaid 1115 Waiver; Amendment extends Letter Agreement to September 30, 2018 and adjusts related fees. (***ACTION***)

 - B. Discuss and consider approval of First Amendment to Christus Spohn Health System Corporation Amended and Restated Membership Agreement relating to the Texas Health and Human Services Commission-sponsored Uniform Hospital Rate Increase Program; and authorize Administrator to execute Amendment. (***ACTION***)

 - C. Discuss and consider acquiring the professional services of attorney Richard Schechter and his legal team as lead counsel and attorney Simon Purnell and his legal team to represent Nueces County Hospital District in the opioid litigation and related matters; and authorize Administrator to negotiate and execute related agreements. (***ACTION***)

5. **CLOSED MEETING: PUBLIC NOTICE** is hereby given that the Board of Managers may elect to go into closed meeting session(s) at any time during the meeting to discuss any matter(s) listed on the Agenda, when so authorized by the provisions of the Open Meetings Act, Texas Government Code, Chapter 551; the Texas Health and Safety Code, Chapter 161, §161.031, §161.0315, and §161.032;

and the Texas Occupations Code, Chapters 151 and 160; and that the Board specifically expects to go into a closed session(s) on the matters listed below. In the event the Board elects to go into closed session(s) regarding an agenda item(s), the section(s) of the Open Meetings Act authorizing the closed session will be publicly announced by the presiding officer. In accordance with the authority of the Texas Government Code, §551.071, the Board will hold a closed meeting to consult with attorneys on matters relating to contemplated litigation. Upon completion of the closed session(s), the Board, in open session(s), may take such action as appropriate on the item(s) discussed in the closed session(s).

- A. Discuss and consider authorizing Nueces County Hospital District to sue opioid drug manufacturers, promoters, and distributors responsible for causing and contributing to an epidemic of opioid addiction in Nueces County, including but not limited to Purdue Pharma, Endo Pharmaceuticals, Janssen Pharmaceuticals, Insys Therapeutics, the McKesson Corporation, Cardinal Health and AmerisourceBergen for violations of the Deceptive Trade Practices Act, fraud, unjust enrichment, negligence, violations of the federal Controlled Substances Act, civil conspiracy and any other related causes of action, and related matters.

6. OPEN MEETING:

- A. Discuss and consider action on matters considered in Closed Meeting. (***ACTION***)

7. ADJOURN