

Minutes of Board of Managers - Regular Meeting

The Board of Managers Nueces County Hospital District

A Board of Managers - Regular Meeting of the Board of Managers of Nueces County Hospital District was held Tuesday, September 24, 2024, beginning at 12:00 PM in the Board of Managers Meeting Room
555 N. Carancahua Street, Room 950-A
Corpus Christi, Texas 78401

1. WELCOME

2. ROLL CALL OF BOARD OF MANAGERS

- ___ John E. Valls, MBA, Chairman
- ___ Vishnu V. Reddy, M.D., Vice Chairman
- ___ Sylvia Tryon Oliver
- ___ Belinda Flores, R.N.
- ___ Judge Mariana Garza
- ___ Efrain Guerrero, Jr.
- ___ Arthur Granado

3. CALL TO ORDER, ESTABLISHMENT OF QUORUM, MEETING POSTING CONFIRMATION, AND CLOSED MEETING NOTICE:

- A. Call to order.
- B. Establish quorum.
- C. Confirm posting of Meeting's public notice in accordance with Texas Open Meetings Act, Texas Government Code, Chapter 551.
- D. 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.

4. ANNOUNCEMENT ON DISCLOSURE OF CONFLICTS OF INTEREST. Any Conflicts of Interest or Appearance of a Conflict of Interest with items on this agenda shall be declared at this time. Members with conflicts will refrain from voting and are asked to refrain from discussion on such items. Conflicts discovered later in the meeting shall be disclosed at that time.

5. **PUBLIC COMMENT** - Persons attending in-person and wishing to comment on any item(s) on the agenda or any subject within the Board's responsibilities 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 meeting. Persons attending via audio or video conference and wishing to comment on any item(s) on the agenda or any subject within the Board's responsibilities must verbally notify the presiding officer of their desire to comment when the officer calls for public comment from those attending via audio and video conference. Commenters shall limit their comments to three (3) minutes, except that Commenters addressing the Board through a translator shall limit their comments to six (6) minutes.

6. **CONSENT AGENDA** - The Consent Agenda consists of those agenda items which are routine, administrative in nature, not in need of separate attention, and which a member of the Board has not requested be discussed separately. If requested to be discussed separately, that agenda item will be removed from the Consent Agenda by the presiding officer to the Regular Agenda and discussed as a part of the Regular Agenda at the appropriate time. All remaining items listed under the Consent Agenda will be voted upon in a single vote:

A. Approve Board of Managers Regular Meeting minutes of August 27, 2024.

B. Receive summary payment information on Nueces County health care disbursements for Fiscal Year 2024 year-to-date:

1. Salaries, benefits, and supplies at/for the City of Corpus Christi/Nueces County Public Health District;

2. Emergency medical services provided in unincorporated areas of Nueces County;

3. Supplemental and jail diversion program funding for Nueces Center for Mental Health and Intellectual Disabilities;

4. Medical services provided at County correctional facilities:

a. Nueces County Jail; and

b. Nueces County Juvenile Detention Center;

5. Funding for alcohol and drug abuse treatment programs:

a. Cenikor (Charlie's Place); and

b. Council on Alcohol and Drug Abuse;

6. Funding for diabetes prevention and supporting programs; and

7. Public health grants. (*Finance Committee*)

C. Receive summary imputed claims information on medical and hospital care provided to the Nueces Aid Program population consistent with the CHRISTUS Spohn Health System Corporation Amended and Restated Membership Agreement for fiscal year-to-date period-

ended August 31, 2024. (*Finance Committee*)

- D. Receive fiscal year-to-date Specified Annual Percentage-related revenue reports; revenue receipts pursuant to CHRISTUS Spohn Health System Corporation Amended and Restated Membership Agreement, Section 5.03. (*Finance Committee*)
- E. Receive monthly statement of escrow amounts deposited and/or withdrawn by CHRISTUS Spohn Health System Corporation; deposits pursuant to and consistent with Schedule 1 to CHRISTUS Spohn Health System Corporation Amended and Restated Membership Agreement; receive statement for month-ended August 31, 2024. (*Finance Committee*)
- F. Receive statement of amounts deposited to and/or withdrawn from Local Provider Participation Fund for fiscal year-to-date; deposits and withdrawals pursuant to Board of Managers Order authorizing participation in a health care provider participation program pursuant to Texas Health and Safety Code, Chapter 298C, as amended. (*Finance Committee*)
- G. Receive summary report of cumulative actual intergovernmental transfers (IGTs) made in support of local and other healthcare providers participating in Medicaid directed and supplemental payment programs sponsored by the Texas Health and Human Services Commission (HHSC), and receive estimates of provider payments resulting from the IGTs:
 - 1. Directed Payment Programs - IGTs for HHSC's Medicaid managed care organization payments to healthcare providers that support overall Medicaid program goals and objectives:
 - a. Aligning Technology by Linking Interoperable Systems for Client Health Outcomes Program (ATLIS);
 - b. Comprehensive Hospital Increase Reimbursement Program (CHIRP);
 - c. Network Access Improvement Program (NAIP); and
 - d. Texas Incentives for Physicians and Professional Services (TIPPS); and
 - 2. Supplemental Payment Programs - IGTs for HHSC Medicaid payments made to hospitals, separate from and in addition to base payments, for achieving certain goals or to support health care providers that see significant numbers of uninsured or persons without much money:
 - a. Disproportionate Share Hospital (DSH);
 - b. Graduate Medical Education (GME);
 - c. Hospital Augmented Reimbursement Program (HARP); and
 - d. Hospital Uncompensated Care (UC). (*Finance Committee*)
- H. Receive reports relating to Nueces Aid Program enrollment for the month-ended August 31, 2024:
 - 1. Total Persons and Households Enrolled;
 - 2. Enrollment Summary;
 - 3. Denials;
 - 4. Application Processing Summary; and

5. Enrollment by Zip Code. (*Finance Committee*)

7. **REGULAR AGENDA** - The Regular Agenda consists of those agenda items which are non-routine, not administrative in nature, or are otherwise in need of separate attention. Each Regular Agenda item will be voted upon separately if action is required:

A. **Finance Committee:**

1. **Financial Statements:**

a. Receive and approve unaudited financial statements for the month and fiscal year-to-date period ended August 31, 2024. (***ACTION***)

B. **Legislative Committee:**

1. Discuss and consider revision of the 89th Texas Legislative Session Agenda of August 21, 2024. (***ACTION***)

C. **Indigent Health Care:**

1. Discuss and consider authorizing the Administrator to negotiate and execute agreements with local non-profit organizations relating to building awareness and advocacy of the Nueces Aid Program, the indigent healthcare program operated by the Hospital District, and related matters. (***ACTION***)
2. Discuss and consider approval of a Professional Services Agreement For Non-Exclusive License with Indigent Healthcare Solutions (IHS) to provide sole-source specialized data processing software to support the enrollment, claims processing, reporting, and other related technology functions necessary for efficient operation of the Nueces Aid Program, an NCHD-sponsored indigent healthcare program operated pursuant to Chapters 61 and 281, Texas Health and Safety Code; Agreement for two-year term September 1, 2024 – August 31, 2026; and authorize Administrator to execute Agreement and related documents. (***ACTION***)
3. Discuss and consider matters related to an agreement in development with 3Dhealth Inc. to prepare a current and five-year physician specialty needs assessment for Nueces County, and related matters. (***ACTION***)

D. **Opioid Settlement Funds:**

1. Receive information on first distribution of Texas Opioid Abatement Fund Council funds from the Texas Comptroller of Public Accounts, and discuss related matters. (***INFORMATION***)

2. Discuss Texas Opioid Abatement Fund Council rules relating to the use of funds distributed by the Texas Comptroller of Public Accounts, and related matters. (**INFORMATION**)

E. Board of Managers Business:

1. Confirm appointment of the Administrator as Secretary of the Board of Managers, appointment pursuant to §281.023(b), Texas Health and Safety Code. (**ACTION**)
2. Discuss and consider postponing action on the election of Board of Managers Officers and appointment of Committee Chairs and Committee members for Fiscal Year 2025 until after the Commissioners Court takes action on Board reappointment(s) or appointment(s); annual officer elections and committee chair and committee member appointments pursuant to Board of Managers Bylaws, §2.2.A. (**ACTION**)

F. Administrator's Actions:

1. Ratify Administrator's action(s) performed as part of his duties directing the affairs of the Hospital District and/or as required by the Board of Managers; duties established pursuant to Texas Health and Safety Code, §281.026(e):

- a. Execution of Personal Services Contract for legislative services during the 89th Texas Legislative Session:

1. Luis Saenz. (**ACTION**)

G. Administrator's Briefing:

1. Pending and other Hospital District matters. (**INFORMATION**)
2. Next scheduled Board of Managers and Board Committee regular meetings (all meetings' dates, times, and locations are subject to change):
 - a. Finance Committee: Tuesday, October 22, 2024, at 11:15 AM in NCHD Board of Managers Meeting Room at 555 North Carancahua Street, Room 950-A, Corpus Christi, Texas 78401;
 - b. Legislative Committee: Tuesday, October 22, 2024, at 11:45 AM in NCHD Board of Managers Meeting Room at 555 North Carancahua Street, Room 950-A, Corpus Christi, Texas 78401; and
 - c. Board of Managers: Tuesday, October 22, 2024, at 12 Noon in NCHD Board of Managers Meeting Room at 555 North Carancahua Street, Room 950-A, Corpus Christi, Texas 78401. (**INFORMATION**)
8. **CLOSED MEETING** - Public Notice is hereby given that the Board of Managers may 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. *To the extent there has been a past practice of distinguishing items for public deliberation and those for executive session, the public is advised that the Board is departing from that practice and reserves the right to discuss any listed agenda items in a closed meeting when authorized by law to do so.* When the Board goes 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. Should any final action, final decision, or final vote be required in the opinion of the Board with regard to any matter considered in closed session(s), then the final action, final decision, or final vote shall be either: (a) in the open meeting covered by the Notice upon reconvening of the public meeting; or (b) at a subsequent public meeting of the Board upon notice thereof, as the Board shall determine pursuant to applicable laws. The Board specifically expects to go into a closed session(s) on the matters listed below pursuant to the Act, §551.071 and §551.074.

- A. Consult with attorneys relating to matters relating to bank accounts and related matters, pursuant to §551.071.
 - B. Consult with attorneys on matters relating to appropriate procedure to be used by members of the Hospital District Board of Managers related to the discussion and consideration of agenda items before the Board of Managers, pursuant to §551.071.
 - C. Consult with attorneys on matters relating to provisions of the Amended and Restated CHRISTUS Spohn Health System Corporation Membership Agreement, Escrow Agreement, and Amended and Restated Memorandum of Understanding Relating to Termination of the Membership Agreement and related matters, pursuant to §551.071.
 - D. Consult with attorneys on matters relating to Letter Agreement with CHRISTUS Spohn Health System Corporation relating to Hospital District's support of CHRISTUS Spohn's Emergency Medicine Residency Program and related matters, pursuant to §551.071.
 - E. Consult with attorneys on matters relating to Escrow Amendment Conditions Letter Agreement in development with CHRISTUS Spohn Health System Corporation, and related matters, pursuant to §551.071.
 - F. Administrator's performance evaluation and related matters, pursuant to §551.074.
9. **OPEN MEETING** - Following the Closed Meeting, the Board of Managers will reconvene the Open Meeting prior to taking any action(s) on matters considered in the Closed Meeting or adjourning the meeting.
- A. Discuss and consider final action, decision, or vote on matters considered in Closed Meeting. (***ACTION AS NEEDED***)
10. **ADJOURN**
11. Public Notice Posting Receipt.

