

**Tulare Local Healthcare District
SPECIAL Board of Directors Meeting**

Minutes

Wednesday, October 10, 2018 6:30 PM Evolutions

Fitness & Wellness Center

1425 E. Prosperity Ave., Tulare CA 93274

In Attendance:	Kevin Northcraft	Larry Blitz	Interim CEO
	Mike Jamaica	Dan Heckathorne	Interim CFO
	Senovia Gutierrez	Todd Wynkoop	Legal Counsel
	Stephen Harrell		
	Xavier Avila - Absent		

1. Call to Order

Meeting called to order at 6:30 pm

2. Public Comment: Jennifer Burcham
Walter Gorelick
Jan Smith
Chris Northcraft

3. Announcements – Board

Mike Jamaica announced the ribbon cutting for the hospital to be held 10/15 - 9 am

4. Consent Agenda Items – None

5. Update on Activities Related to Hospital Reopening

a. CDPH Survey Update

Randy Dodd reported that the survey will be complete on Tuesday. They will be following up on the emergency supply trailer.

b. Outstanding items

The DEA Certification will be done Thursday or Friday

6. Report and discussion on Audit Report by the California State Auditor concerning the TLHD dated October 9, 2018. Release controlled by California State Auditor (available at www.auditor.ca.gov)

Kevin Northcraft reported that the State Audit report confirmed what was thought. They will agendize the recommendations made by the auditors.

7. Update on real property lease of the Tulare Regional Medical Center to Adventist Health and Deloitte Fair Market Valuation.

Todd Wynkoop advised the summary and lease have been posted on the District website and have been approved by both parties

8. Update on bankruptcy process related to In re Tulare Local Healthcare District dba Tulare Regional Medical Center --United States Bankruptcy Court Eastern District of California Case No. 17-13797

Riley Walter gave an update on the bankruptcy status. No action taken

9. Discussion and Action on pollution insurance coverage policy

Senovia Gutierrez moved to approve the three year Navigators pollution insurance coverage with tank coverage. Mike Jamaica seconded the motion. Approved by the Board 4-0.

10. Discussion and Action to enter new Security service contract for Tulare Local Healthcare District

Tabled for more information

11. Discussion and Action regarding issues associated with the operational needs of the District and Adventist Health and the shared use of District employees/consultants and Adventist Health employees during the interim management period.

Todd Wynkoop recommended appointing a committee with an Adventist Health representative and a District staff representative. No action taken

12. Suspend open session – recess to closed session

Moved to closed session at 8:35 pm

13. Closed session

a. Conference with Interim Legal Counsel- Existing litigation (*pursuant to Ca. Govt. Code § 54956.9*)

- (1) In re Tulare Local Healthcare District dba Tulare Regional Medical Center -- United States Bankruptcy Court Eastern District of California Case No. 17-13797
- (2) HCCA v. Tulare Local Healthcare District, and Counterclaim, U.S. Bankruptcy Court Eastern District of California Adv. Proc. No. 17-01095 – B
- (3) TRMC v. Celtic Leasing-- U.S. Bankruptcy Court Eastern District of California Adv. Proc. No. 18-01008
- (4) Kumar v. Betre—Tulare County Superior Court Case No. VCU265230 & Appeal
- (5) Phelps v. Greene-- Tulare County Superior Court Case No. VCU270681
- (6) Drilling v. Bell-- Tulare County Superior Court Case No. VCU267051
- (7) Martin Soares v. TRMC-- Tulare County Superior Court Case No. VCU266902
- (8) Gutierrez v. TLHD-- Tulare County Superior Court Case No. VCU271265
- (9) Specialty Laboratories v. TRMC-- U.S. Bankruptcy Court Eastern District of California Adv. Proc. No. 18-01014
- (10) First Source Solutions USA LLC v. TRMC et. al, United States District Court, Eastern District of California Case No. 1:15 –cv-01136
- (11) Maxim Healthcare Services v. HCCA-- U.S. Bankruptcy Court Eastern District of California Adv. Proc. No. 18-01018

- b. Conference with designated negotiator Richard Gianello regarding the real properties commonly referred to as Evolutions and the Cottage Properties related to financing agreement with Business Capital (*pursuant to Govt. code § 54956.8*)
- c. End closed session

14. Reconvene Open Session – Public report of action taken in closed session (if necessary) pursuant to Government Code 54957.1

15. Adjournment *Next regular board meeting scheduled for 6:30 PM on Wednesday October 24, 2018 at Tulare City Council Chambers.*