



REGULAR MEETING OF THE BOARD OF DIRECTORS MINUTES

Thursday, August 25, 2022 at 4:00 p.m.

Pursuant to Assembly Bill 361, the Regular Meeting of the Tahoe Forest Hospital District Board of Directors for August 25, 2022 will be conducted telephonically through Zoom. Please be advised that pursuant to legislation and to ensure the health and safety of the public by limiting human contact that could spread the COVID-19 virus, the Eskridge Conference Room will not be open for the meeting. Board Members will be participating telephonically and will not be physically present in the Eskridge Conference Room.

1. CALL TO ORDER

Meeting was called to order at 4:00 p.m.

2. ROLL CALL

Board: Alyce Wong, Board Chair; Mary Brown, Vice Chair; Dale Chamblin, Treasurer; Robert (Bob) Barnett, Board Member

Staff in attendance: Harry Weis, President & Chief Executive Officer; Louis Ward, Chief Operating Officer; Crystal Betts, Chief Financial Officer; Dr. Gary Gray, Interim Chief Medical Officer; Ted Owens, Executive Director of Governance; Martina Rochefort, Clerk of the Board

Other: David Ruderman, General Counsel

Director Michael McGarry joined the meeting at 4:01 p.m.

3. DELETIONS/CORRECTIONS TO THE POSTED AGENDA

Item 16.3. will be removed from the agenda.

General Counsel read the board into Closed Session.

4. INPUT AUDIENCE

No public comment was received.

Open Session recessed at 4:06 p.m.

5. CLOSED SESSION

5.1. Hearing (Health & Safety Code § 32155)

Subject Matter: Third & Fourth Quarter Fiscal Year 2022 Patient Complaint & Grievance Report

Number of items: One (1)

Discussion was held on a privileged item.

5.2. Hearing (Health & Safety Code § 32155)

Subject Matter: Third & Fourth Quarter Fiscal Year 2022 Service Adjustments and Service Recovery Report

Number of items: One (1)

Discussion was held on a privileged item.

5.3. Hearing (Health & Safety Code § 32155)

Subject Matter: Third & Fourth Quarter Fiscal Year 2022 Service Excellence Report

Number of items: One (1)

Discussion was held on a privileged item.

5.4. Approval of Closed Session Minutes

7/28/2022 Regular Meeting

Discussion was held on a privileged item.

5.5. Conference with Legal Counsel; Existing Litigation ((Gov. Code § 54956.9(d)(1))

The District Board finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the local agency in the litigation.

Name of Case: Tahoe Forest Hospital District v. Modernizing Medicine, Inc. et al.

Names of Parties: Plaintiff Tahoe Forest Hospital District; Defendant Modernizing Medicine, Inc.

Case No. 22-81252-CIV-CANNON (U.S. Dist. Court, S.D. Fla.); Case No. 2:21-cv-01705-TLN-CKD (U.S. Dist. Court, E.D. Cal.); Case No. CU21-058759 (Nev. County Super. Ct.)

Discussion was held on a privileged item.

5.6. Liability Claim (Gov. Code § 54956.95)

Claimant: Shawni Coll

Claim Against: Tahoe Forest Hospital District

Discussion was held on a privileged item.

5.7. Public Employee Performance Evaluation (Gov. Code § 54957)

Title: President and Chief Executive Officer

Item was moved to later in the meeting.

5.8. TIMED ITEM – 5:30PM - Hearing (Health & Safety Code § 32155)

Subject Matter: Medical Staff Credentials

Discussion was held on a privileged item.

6. DINNER BREAK

7. OPEN SESSION – CALL TO ORDER

Open Session reconvened at 6:00 p.m.

8. REPORT OF ACTIONS TAKEN IN CLOSED SESSION

General Counsel noted there was no reportable action on items 5.1. through 5.3. Item 5.4. Closed Session Minutes for July 28, 2022 were approved on a 5-0 vote. There was also no reportable action

on item 5.5. and item 5.6. Item 5.7. Public Employee Performance Evaluation was moved to later in the meeting. Item 5.8. Medical Staff Credentials was approved on a 5-0 vote.

9. DELETIONS/CORRECTIONS TO THE POSTED AGENDA

Item 16.3. will be removed from the agenda.

10. INPUT – AUDIENCE

No public comment was received.

11. INPUT FROM EMPLOYEE ASSOCIATIONS

No public comment was received.

12. ACKNOWLEDGEMENTS

12.1. Second Quarter 2022 Values Recognition Winners were announced.

13. MEDICAL STAFF EXECUTIVE COMMITTEE

13.1. Medical Executive Committee (MEC) Meeting Consent Agenda

MEC recommended the following for approval by the Board of Directors:

Privilege Approval, with changes:

- *NP/PA Privilege Form*

Policy Approval, with changes:

- *MNT Screening and Nutrition Assessments, DMNT-2*

Discussion was held.

ACTION: Motion made by Director Barnett, to approve the Medical Executive Committee Meeting Consent Agenda as presented, seconded by Director Brown. Roll call vote taken.

Barnett – AYE

Chamblin – AYE

McGarry – AYE

Brown – AYE

Wong – AYE

14. CONSENT CALENDAR

14.1. Approval of Minutes of Meetings

14.1.1. *Corrected 06/23/2022 Special Meeting*

14.1.2. *07/28/2022 Regular Meeting*

14.2. Financial Reports

14.2.1. Financial Report – July 2022

14.3. Board Reports

14.3.1. President & CEO Board Report

14.3.2. COO Board Report

14.3.3. CNO Board Report

14.3.4. CIO Board Report

14.4. Approve Resolution for Continued Remote Teleconference Meetings

14.4.1. Resolution 2022-15

14.5. Approve Incline Village Community Hospital Foundation Board Member

14.5.1. Julie Teel

Director Chamblin pulled item 14.2.1. for additional discussion.

ACTION: Motion made by Director Chamblin, to approve the Consent Calendar excluding item 14.2.1., seconded by Director McGarry. Roll call vote taken.

Barnett – AYE

Chamblin – AYE

McGarry – AYE

Brown – AYE

Wong – AYE

15. ITEMS FOR BOARD ACTION

15.1. Split Dollar Program

Trevor Lattin of Executive Benefit Solutions reviewed the Executive Summary for a proposed voluntary Split Dollar Retirement Plan.

Public comment was received from Dr. Johanna Koch, Dr. Jeff Fountain and Jonathan Lowe.

The board would like table the discussion and bring it back to a future meeting.

16. ITEMS FOR BOARD DISCUSSION

Item 16.2. was heard next.

16.1. Board Education

16.1.1. No Surprises Act

Item was deferred to September. No discussion was held.

16.2. Burnout Recovery Improvement

Harry Weis, President & CEO, and Dr. Gary Gray, Interim Chief Medical Officer, reviewed follow up on Senior Leadership's actions related to burnout recovery. Discussion was held.

Public comment was received from Porscha Adams PA-C, Dr. David Ritchie, Dr. Gina Barta, Dr. Nina Winans, Dr. Thomas Semrad, Samantha Smith, PA, Dan Coll, PA, Dr. Shawni Coll, and Dr. Jeffrey Fountain. Dr. Chris Arth and Dr. Oleg Vayner provided comment via zoom chat.

16.3. Legislative Reform Discussion

Item was pulled from the agenda. No discussion was held.

17. DISCUSSION OF CONSENT CALENDAR ITEMS PULLED, IF NECESSARY

Item 14.2.1. Financial Report – July 2022 was discussed. There was an error on the Chandler Investment rate. It showed as .18% and should have read 2.87%.

ACTION: Motion made by Director Chamblin, to approve Consent Calendar item 14.2.1. Financial Report for July 2022, seconded by Director Brown. Roll call vote taken.

Barnett – AYE

Chamblin – AYE

McGarry – AYE
Brown – AYE
Wong – AYE

18. BOARD COMMITTEE REPORTS

No discussed was held.

19. BOARD MEMBERS REPORTS/CLOSING REMARKS

No discussion was held.

General Counsel read the board back into Closed Session on item. 5.7. No public comment was received.

Open Session recessed at 8:31 p.m.

20. CLOSED SESSION CONTINUED, IF NECESSARY

20.1. Public Employee Performance Evaluation (Gov. Code § 54957)

Title: President and Chief Executive Officer

Discussion was held on a privileged item.

21. OPEN SESSION

Open Session reconvened at 9:38 p.m.

22. REPORT OF ACTIONS TAKEN IN CLOSED SESSION, IF NECESSARY

General Counsel noted there was no reportable action on item 5.7. Public Employee Performance Evaluation.

23. ADJOURN

Meeting adjourned at 9:38 p.m.