BOARD RECONVENED

Supervisors: McQuiston, Scrivner, Maggard, Watson, Goh
ROLL CALL: All Present

SALUTE TO FLAG - Led by Toni Smith, Chief Nursing Officer, Kern Medical Center

NOTE: The vote is displayed in bold below each item. For example, McQuiston-Watson denotes Supervisor McQuiston made the motion and Supervisor Watson seconded the motion.

CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT: ALL ITEMS LISTED WITH A "CA" OR "C" WERE CONSIDERED TO BE ROUTINE AND APPROVED BY ONE MOTION.

BOARD ACTION SHOWN IN CAPS

REPORT ON ACTIONS TAKEN IN CLOSED SESSION ON TUESDAY, AUGUST 2, 2011, AT 2:00 P.M. -

Item No. 53 concerning a request for Closed Session regarding a lawsuit entitled Gary Madsen v. County of Kern (WCAB Case No. ADJ Unassigned) (Government Code Section 54956.9(a)) - THE BOARD OF SUPERVISORS UNANIMOUSLY VOTED TO Approve SETTLEMENT AUTHORITY BY WAY OF STIPULATIONS WITH REQUEST FOR AWARD FOR 81% PERMANENT DISABILITY, CARRYING AN ESTIMATED MONETARY VALUE OF $179,787; AUTHORIZED AUDITOR-CONTROLLER TO ISSUE WARRANTS AS REQUESTED BY COUNTY COUNSEL; AND AUTHORIZED COUNTY COUNSEL TO PRESENT THE PROPOSED SETTLEMENT TO THE WORKERS’ COMPENSATION APPEALS BOARD AND EXECUTE ALL NECESSARY CLOSING DOCUMENTS.
Item No. 54 concerning a request for Closed Session regarding a lawsuit entitled Ruben Padilla v. County of Kern (WCAB Case No. ADJ7247066 and ADJ7247048) (Government Code Section 54956.9(a)) - THE BOARD OF SUPERVISORS UNANIMOUSLY VOTED TO APPROVE SETTLEMENT AUTHORITY BY WAY OF COMPROMISE & RELEASE FOR $145,000; AUTHORIZED AUDITOR-CONTROLLER TO ISSUE WARRANTS AS REQUESTED BY COUNTY COUNSEL; AND AUTHORIZED COUNTY COUNSEL TO PRESENT THE PROPOSED SETTLEMENT TO THE WORKERS' COMPENSATION APPEALS BOARD AND EXECUTE ALL NECESSARY CLOSING DOCUMENTS

PUBLIC PRESENTATIONS

1) This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board. Board members may respond briefly to statements made or questions posed. They may ask a question for clarification, make a referral to staff for factual information or request staff to report back to the Board at a later meeting. Also, the Board may take action to direct the staff to place a matter of business on a future agenda. SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE AND SPELL YOUR NAME BEFORE MAKING YOUR PRESENTATION. THANK YOU!

NO ONE HEARD

BOARD MEMBER ANNOUNCEMENTS OR REPORTS

2) On their own initiative, Board members may make an announcement or a report on their own activities. They may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda (Gov. Code Sec. 54954.2[a])

NO ONE HEARD

DEPARTMENTAL REQUESTS

KERN MEDICAL CENTER

3) Kern Medical Center Management Report (Fiscal Impact: None) - RECEIVED AND FILED

Watson-Goh: All Ayes

4) Report on Kern Medical Center financial condition for period ending June 30, 2011 (Fiscal Impact: None) - RECEIVED AND FILED

McQuiston-Watson: All Ayes

CA-5) Monthly report from County Administrative Office regarding Kern Medical Center’s General Fund loan (Fiscal Impact: None) - RECEIVED AND FILED

Watson-Scrivner: All Ayes

6) Proposed Agreement with Acacio Fertility Center, Inc., an independent contractor, for professional medical services in the Department of Obstetrics and Gynecology from September 18, 2011 through September 17, 2014, in an amount not to exceed $360,000 (Fiscal Impact: $360,000 (FY 2011-2012 $105,000); KMC Enterprise Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 603-2011

Watson-Goh: All Ayes
CA-7) Proposed Amendment No. 2 to Agreement 1049-2008 with Comforce Technical Services, Inc., an independent contractor, for temporary staffing services, extending the term from December 8, 2011 through December 7, 2014, adding critical and hard-to-recruit management and other positions to the contingent workforce list and rate adjustments, and increasing the not to exceed amount by $15,996,445, from $14,000,000 to $29,996,445 (Fiscal Impact: $15,996,445 (FY 2011-2012 $5,332,148); KMC Enterprise Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 604-2011

Watson-Scrivner: All Ayes

CA-8) Proposed retroactive Agreement with California Department of Health Care Services, an independent contractor, for intergovernmental transfer (IGT) of public funds to fund increased Medi-Cal managed care capitation rate payments through Health Net, Inc., for the period October 1, 2009 through September 30, 2010 (Fiscal Impact: $1,025,895; KMC Enterprise Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 605-2011; REFERRED TO KERN MEDICAL CENTER, COUNTY ADMINISTRATIVE OFFICE, AND AUDITOR-CONTROLLER-COUNTY CLERK FOR PAYMENT OF IGT

Watson-Scrivner: All Ayes

CA-9) Proposed retroactive Amendment No. 2 to Agreement 663-2006 with Health Net, Inc., an independent contractor, for intergovernmental transfer of public funds to fund increased Medi-Cal managed care capitation rate payments, effective October 1, 2009 (Fiscal Impact: $1,556,163 Revenue FY 2009-2010; KMC Enterprise Fund; Budgeted; Discretionary) - APPROVED; AUTHORIZED CHAIRMAN TO SIGN AGREEMENT 606-2011

Watson-Scrivner: All Ayes

ADJOURNED TO CLOSED SESSION

Scrivner

CLOSED SESSION

(If public reporting is required by Government Code Section 54957.1 relating to the following matter(s), the public reporting of any action taken in closed session will be made at the beginning of the next session of the Board of Supervisors.)

COUNTY ADMINISTRATIVE OFFICE

10) Request for Closed Session regarding public employee performance evaluation - Title: Kern Medical Center Chief Executive Officer (Government Code Section 54957) –

NO REPORTABLE ACTION TAKEN

RECONVENED FROM CLOSED SESSION; ADJOURNED TO TUESDAY, AUGUST 9, 2011 AT 9:00 A.M.

Goh-McQuiston

/s/ Kathleen Krause
Clerk of the Board

/s/ Mike Maggard
Chairman, Board of Supervisors