Board of Directors Meeting Minutes

Friday, October 1, 2021
Bishop, CA – TIHP Conf. Center

TOIYABE INDIAN HEALTH PROJECT

BOARD MEMBERS PRESENT:

Big Pine Paiute Tribe of the Owens Valley:
☑ Virgil "Dave" Moose
☑ L'eaux Stewart
☐ Charlotte David, Alternate

Bishop Paiute Tribe:
☑ Tilford Denver
☐ Vacant
☑ Jeff Romero, Alternate

Bridgeport Indian Colony:
☑ Ervin Lent, Sr. – via phone
☑ Janice Mendez – VICE-CHAIRPERSON
☐ Vacant, Alternate

Fort Independence Indian Reservation:
☑ Marilyn Bracken
☑ Rick Maddux – TREASURER
☐ Lindsey Stine, Alternate

Lone Pine Paiute-Shoshone Reservation:
☑ Melvin Joseph
☐ Lisa Smith
☐ Naomi Sellberg, Alternate

Timbisha Shoshone Tribe:
☑ George Gholson – CHAIRMAN
☑ Jimmy-John Thompson – EXEC. MEMBER AT-LARGE
☐ Carmen Armitage, Alternate

Utu Utu Gwaitu Paiute Tribe:
☑ Geraldine Cady
☐ Vacant
☐ Jerold Blain, Alternate

STAFF MEMBERS PRESENT:

☑ Joseph Herman, Chief Executive Officer
☑ Ethan Dexter, Chief Operations Officer
☑ Jernon Kelly, Chief Financial Officer
☐ Summer Frazier, Chief Medical Officer
☑ Susan Lovelace, Executive Assistant to the CEO

GUEST(S) PRESENT:

I. CALL TO ORDER

Board Chairman, Dave Moose, called the meeting to order at 9:03A.M.

II. INVOCATION

An invocation was given by Dave Moose.

III. ROLL CALL

Board Chairman, conducted roll call, establishing a quorum to conduct business with 11 Board members present. L'eaux Stewart joined the meeting at 10:30am.

IV. APPROVAL OF MEETING AGENDA

MOTION: To approve the meeting agenda as presented.
M/S/C: Marilyn Bracken / George Gholson / Carried unanimously.

V. PUBLIC COMMENT

Tina Stone made public comment, in regards to closing the doors to new patients. She stated that he daughter called into the clinic recently and could not be seen as they had a long waiting list. She thanked Joseph Herman for allowing her daughter to go to the hospital to be seen. Tina also mentioned that one of the Toiyabe doctors also at a school Board meeting had stated that kids do not get COVID. This needs to be corrected and dealt with. This should have never happened. The Administration staff will look into this matter.

George mentioned that complaints need to be going through the process. Complaints need to go through the process and this will be followed up on in regards to a representative making comments.

Tucheh Stone made public comment that he has been reaffirmed at the General Council meeting and that we need to follow the By-laws with the public being at meetings. It was stated that the Bishop Paiute Tribe did not send a letter to Toiyabe at this time.

Tilford made comments in regards to Tucheh's statement of his reaffirmation. This is still being discussed at the Tribal Council level.

Dave Moose spoke about public comment and that before the CEO would respond to the comments, however the Board should not. George stated that public comment is productive, however complaints are not and should follow the complaint process. Dave would like to add a clause on the public comment form regarding speaking about employees. The rules should be in red.

VI. GUESTS

None

VII. APPROVAL OF MEETING MINUTES

Friday, September 3, 2021

MOTION: To approve the meeting minutes for Friday, September 3, 2021 as presented.
M/S/C: Marilyn Bracken / Jeff Romero / Motion carried

VIII. APPROVAL OF SPECIAL MEETING MINUTES

None

IX. TRIBAL CORRESPONDENCE

None

X. INTERNAL CORRESPONDENCE

None

XI. UNFINISHED BUSINESS

Dialysis

Joseph reported on the construction and management phase of the construction. We anticipate to go out to bid the first week of November. We also have an inspector working on both projects.
We will be looking for a new nephrologist in the future.
The Board used to have a construction committee and this could be added to the dialysis committee. Marilyn asked what this committee would do as the Board doesn't know about construction. Dave stated that this would be for updates on any construction projects.
Discussion was had on the legislative committee and CRIHB March on Washington.

Strategic Plan

The next phase of this is the planning phase. The final document is in the packet for review. George brought up the New Board member orientation, which is done yearly.

Land Appraisal

Jernon mentioned that there is no new information with the land appraisal. We have been presented with an appraisal from the Bishop Paiute Tribe, we then looked into the old land appraisal that we had done with the building of this facility. They also want to use a percentage of our labor costs to pay the Tribe. Discussion was had on TERO and the Bishop Paiute Tribe. Jernon walked the Board through the report that she produced for payment options. Jernon cautioned that if we pay full market value we will not be able to receive M&I funding for the upkeep of the building as this would then be the responsibility of the Bishop Paiute Tribe. Dave discussed what should be included in the offer letter and that TERO should be completely exempt for Toiyabe. We will draft a letter for Dave to review. This will include the following: The payment will be at 1% and be for both leases (in the event of lease extentsion) and TERO waived in all forms.

MOTION: To approve that the CEO draft a letter with the discussed terms to the Bishop Paiute Tribe.
M/S/C: George Gholson / Melvin Joseph, Sr. / Carried unanimously.

Julie Hemann would like to know what the Board would like to see from the Employee survey. Dave would like to see the entire survey. Discussion was had on the surveys and the patient satisfaction survey, which Joseph will work on. This will be brought to QA Committee this month. COVID policies were discussed and that they are reviewed.

XII. EXECUTIVE SESSION

MOTION: To enter Executive Session at 10:45am..
M/S/C: Jimmy-John Thompson / Geraldine Cady / Carried unanimously.

CEO Performance Appraisal

CEO Metrics

Lone Pine Lease

MOTION: To exit Executive Session at 11:50am.
M/S/C: George Gholson / Jimmy-John Thompson / Carried unanimously.

MOTION: To approve the CEO performance appraisal.
M/S/C: George Gholson / L'eaux Stewart / Carried unanimously.

MOTION: To approve the CEO Metrics.
M/S/C: Marilyn Bracken / Melvin Joseph, Sr. / Carried unanimously.

XIII. CEO REPORT

Joseph Herman

Joseph reported on the Nextgen implementation, new phone system, new generator, construction in Lone Pine, Medi-cal enrollment, overhead door and vaccinations in the Toiyabe communities. We continue to check on signage, which there is no install date as of yet.
Joseph will be working to finalize the request from Lone Pine this letter will be sent out next week.
Joseph reviewed the encounters numbers in his report. Ervin Lent, Sr. asked about the Bridgeport numbers and if they are going fine. The provider works less days per week than prior to the fire in Coleville. Ervin wants to know if the numbers are good in Bridgeport or not. Joseph replied that these numbers are year to date. Ervin wants to know where are we with the rebuild of the Coleville clinic? He does not see that we are moving forward. Joseph will be reaching out to the Bridgeport Tribe as they are back in the office this week. Ervin asked if we are working on getting a facility in Walker or working with a long term remedy with Bridgeport. Joseph will have this conversation on Monday. The potential for a mobile unit was mentioned, however we do not have funds for this unit.

MOTION: To approve the CEO Report presented by Joseph Herman.

M/S/C: *Tilford Denver / Jimmy-John Thompson / Carried unanimously.*

XIV. COO REPORT

Ethan Dexter

This is under Action Items.

XV. CFO REPORT

Jernon Kelly

Jernon reviewed the Fiscal Report, mentioning as of August 21 we are showing a profit of $1.6 million (this is unaudited), the way that financial statements are audited and that we really did not have as big a loss last year and that we saved money by bringing out billing back in house. Jernon discussed our different bank account balances, loan payments, investment account and COVID restricted spending monies. Jernon would like to put the new funding into the investment account as this will take Toiyabe a while to spend and in the interim we could potentially be making money.
Dave mentioned that all the finance committee items need to be condensed. Dave would like an expense report limited to two pages. All the grants should be into one sheet. This will be reported to the Committee.

MOTION: *To approve the Fiscal Report presented by Jernon Kelly.*
M/S/C: *Tilford Denver / Marilyn Bracken / Carried unanimously.*

XVI. NEW BUSINESS

None

XVII. EXTERNAL BOARDS REPORTS

California Area Tribal Advisory Committee (CATAC)

No new information at this time.

California Rural Indian Health Board (CRIHB)

TGCC Meeting on the 13th will be sent to the Tribal leaders.

MOTION: *To approve the CRIHB Report presented by Rick Maddux.*
M/S/C: *Jimmy-John Thompson / Marilyn Bracken / Carried unanimously.*

California Indian Manpower Consortium (CIMC)

Annual meeting will be Nov 5th and 6th in Pala CA.

Approved by CONSENSUS.

XVIII. ACTION ITEMS

COO Report for Approval

MOTION: To approve the COO Report presented by Ethan Dexter.
M/S/C: George Gholson / L'eaux Stewart / Carried unanimously

DHCS Tribal Designee Letter for Approval

MOTION: To approve the DHCS Designee Letter.
M/S/C: Rick Maddux / Janice Mendez / Carried unanimously

Sunland Invoice for Approval

MOTION: To approve the Sunland Invoice in excess of $20,000.
M/S/C: George Gholson / Jimmy-John Thompson / Carried unanimously

DocStar Agreement for Approval

MOTION: To approve the DocStar Agreement.
M/S/C: Janice Mendez / Marilyn Bracken / Carried unanimously

Phone Bid for Approval

MOTION: To approve the Phone bid .
M/S/C: Tilford Denver / Rick Maddux / Carried unanimously

Movement of Funds to Merrill Lynch Account

MOTION: To approve the movement of funds to the Merrill Lynch Account.
M/S/C: Tilford Denver / Jimmy-John Thompson / Carried unanimously

Consent Memorandum – Board Committees Report.

MOTION: To approve the consent memorandum, as presented.
M/S/C: Rick Maddux / Janice Mendez / Marilyn Bracken / Carried unanimously.

XVIV. NEXT SCHEDULED MEETING

It was noted that the next scheduled meeting will be, Friday, November 5, 2021 @ 9:00 A.M. in Bishop, CA, in person.

Discussion was had on the date for the Board Orientation and Board Holiday Dinner. The CEO will propose a date for the Board Orientation, which will be Monday the 15th of November and the Holiday Dinner we will set for December 11th, this will be pending

MOTION: *To adjourn the meeting.*
M/S/C: *Jimmy-John Thompson / George Gholson / Carried unanimously; the meeting thusly adjourned at 12:58P.M.*

Respectfully submitted,

Susan Lovelace
Recording Secretary

Reviewed & authorized by:

Secretary, TIHP Board of Directors