

MINUTES

JOINT POWERS AGENCY BOARD – BI-MONTHLY MEETING

Friday, February 18, 2011

Sierra-Sacramento Valley EMS Agency

MEMBERS PRESENT

Roger Abe
Jim Holmes
Larry Montna
Hank Weston
Marcia Armstrong
Dennis Garton
Leonard Moty
Kim Yamaguchi
Don Saylor

MEMBER(S) ABSENT

Mark Marshall

EX-OFFICIO MEMBER

Victoria Pinette

LEGAL COUNSEL

Brian Wirtz, Counsel

OTHERS PRESENT

Karen Crain-Riddle
Troy Falck, MD
John Lord
Diana Nolasco
Geoff Peabody
Dennis Carter
Steve Giusti
Karl Pedroni
Dave Duncan, MD
Giny Chandler
Brad Harris
Byron Parsons
Bob Hoff
Neil Cline
Marty Marshall

REPRESENTING

Yuba County
Placer County
Sutter County
Nevada County
Siskiyou County
Tehama County
Shasta County
Butte County
Yolo County

REPRESENTING

Colusa County

REPRESENTING

S-SV EMS Agency

REPRESENTING

Placer County / S-SV EMS Agency

REPRESENTING

S-SV EMS Agency
S-SV EMS Agency
S-SV EMS Agency
S-SV EMS Agency
S-SV EMS Agency
AMR
AMR
AMR
CalFire
CalFire
CalFire
First Responder
First Responder
Enloe Hospital
Enloe Hospital

A. **CALL TO ORDER**

Chairman Larry Montna called the meeting to order at 1:07 p.m.

B. **WELCOME AND INTRODUCTIONS**

Roll call of the Board members was conducted as requested by Chairman Montna. Supervisors Jim Holmes of Placer County and Don Saylor of Yolo County joined the meeting after roll call. Everyone else present introduced themselves. Chairman Montna congratulated the new Board members.

C. **APPROVAL OF AGENDA**

Regional Executive Director, Vickie Pinette, requested to move Item J-2-Auditor's Report after Consent Agenda. Supervisor Abe moved to approve the Agenda as modified. Supervisor Moty seconded. Motion approved.

D. **PUBLIC COMMENT**

Chairman Montna asked the public if anyone would like to speak to an issue that is not on the Agenda. None was forthcoming.

E. **ELECTION OF OFFICERS**

Supervisor Weston nominated and motioned for Supervisor Montna to remain as Chairman. Supervisor Yamaguchi seconded. There were no oppositions. Motion approved.

Supervisor Montna nominated and motioned for Supervisor Weston to remain as Vice Chairman. There were no oppositions. Motion approved.

F. **BOARD MEMBER ANNOUNCEMENTS**

None

G. **CONSENT AGENDA**

Supervisor Weston moved to approve the following items from the Consent Agenda. Supervisor Abe seconded. Chairman Montna called the question. Motion approved.

1. Minutes dated December 10, 2010
2. Amended Agreement with EMSA (EMS-1077) for an increase in maximum amount by \$12,000
3. Agreement with Fairchild Medical Center regarding Designation as a Level IV Trauma Center

4. Agreement with Placer County for the 2010-2011 Healthcare Facility Disaster Preparedness Program
5. Agreement with Doug Buchanan for LEMSA Component of HPP Grant for the counties of Placer, Yolo, Yuba, Sutter, Nevada, Tehama, and Siskiyou

ITEM J-2 – AUDITOR’S REPORT – Jennifer Jensen of Jensen Smith CPA presented their audit findings to the Board. Supervisor Abe motioned to accept the auditor’s report. Supervisor Weston seconded. Motion approved.

H. INFORMATION UPDATE

1. **Response time compliance** – Vickie Pinette reported that all providers in the exclusive operating areas and the newer counties are in compliance. Response times for the counties of Siskiyou and Shasta have yet to be established. Kristy Harlan of S-SV will attend the next Board meeting to explain the compliance report to the Board.
2. **Transitional Update for Shasta, Siskiyou, and Tehama** – The first quarterly meeting for Shasta, Siskiyou and Tehama counties were a success. There was good attendance and feedback from the providers. The next meetings will be in March and April. These meetings will be held in each county. Shasta County’s last meeting was held in S-SV’s new Redding office. S-SV is currently working on the trauma contracts from each county. STEMI site visits for cardiac center designation were conducted at two hospitals in Redding. The visits went well and they will be designated STEMI centers. MOUs for stroke centers will also be presented to the Board in the future.
3. **LEMSA/EMSA Director’s Meeting** –
 - Prevention funds from the President’s budget were eliminated. This has a tremendous impact on EMS Authority since a third of their staff is funded by this budget item. It is unknown if EMS Authority will divert funds budgeted for Regional EMS Agencies or Poison Control.
 - EMSA’s Disaster Medical Services section reported that the budget for mobile field hospitals was eliminated by the Governor. They are looking to other counties for alternatives to house them.
 - Revisions to regulations for EMTs, Advance EMTs, Paramedics, First Aid, and EMR were discussed.
 - An update on the CEMSIS grants which our Agency manages for the State was given. All EMS agencies will eventually provide data to this data warehouse.

4. **Rideout Level III ACS review** – The American College of Surgeons conducted a consultative site visit. There were a number of areas that needed improvement which was expected from a consultative visit. S-SV met with Rideout last week to discuss improvements. Vickie will present at the next Board meeting a 3-year probationary contract for Rideout as a Level III center contingent upon the timeline S-SV gave them to meet the criteria set out by ACS. Another site visit will be conducted at the end of the 3-year probationary contract. S-SV is pleased with the meeting with Rideout and their commitment as a Level III center.

I. **OLD BUSINESS**

1. **Emergency Medical Response (EMR) certification** – At the last meeting, the Board asked Brian Wirtz, legal counsel, to research any indemnification issues, and the legality of requiring background checks as it pertains to CalFire. Immediately prior to this meeting, Brian had a brief conversation with CalFire's Chief Counsel. Brian requested that the Board allow him to continue this issue to the next Board meeting so he may have a more in-depth discussion with CalFire's Chief Counsel. Concerns were voiced by members of the public regarding the financial impact to both providers and counties, and of the possibility of losing first responders. The Board continued this issue to the next meeting in April 2011.

J. **NEW BUSINESS**

1. **Request to issue an RFP for 9-1-1 ambulance services in Butte County – excluding Gridley** – At a previous JPA Board meeting, the Court of Appeals' decision concerning ALS provider exclusivity in Butte County was discussed. The Court of Appeals determined that only the LEMSA can determine exclusivity, and they therefore upheld EMS Authority's decision that there is no exclusive provider in Butte County because the providers did not meet the requirements to be grandfathered. When a provider does not meet the requirements to be grandfathered, a Request for Proposal (RFP) must go out in order to establish exclusivity. This is an 18-month process. In December 2010, a consultant was approved to begin the process. Vickie presented before the Board the authorization to issue an RFP in Butte County in order to determine exclusive provider(s). This excludes Gridley because they are an exclusive operating area under the grandfathering code 1797.224. Byron Parsons of First Responder commented on behalf of Enloe Hospital and First Responder. He pointed out the language in the court ruling that although the Court of Appeals did give S-SV the entire power of putting a county out to bid or determining if they are eligible for grandfathering, the Court did not determine that the providers in Butte County were not eligible. They believe they qualify for grandfathering because they have been doing business since the early 1970's and 1988. They also believe that Butte County now has the option for S-SV, as the current LEMSA, to put together the information that would verify their qualifications under 1797.224. Byron spoke with the Chairman of Butte

County's Board of Supervisors and they are requesting to table this issue so that their County's Board of Supervisors may have more time to review their options.

Supervisor Yamaguchi of Butte County stated that there had been action by the Board of Supervisors (BOS) of Butte County to take specific RFP action because of the Court's decision. He is unaware that the Chairman of Butte County's BOS stated that he would like to table this issue. Supervisor Yamaguchi continued to state that Butte County's BOS requested the RFP because they are ready to put this issue at rest. Their Board voted 5-0 to go to RFP. In Supervisor Yamaguchi's own opinion, Butte County's providers in the areas for exclusivity are very well placed and very well positioned to compete in RFP versus an outsider who does not have the infrastructure or any of the abilities. They have been serving Butte County well for a number of years and they should be at an advantage to respond to an RFP.

Supervisor Saylor motioned to approve issuance of an RFP for 9-1-1 ambulance services in Butte County (excluding Gridley). Supervisor Holmes seconded. Motion approved.

2. **Auditor's report** – (see above – after Consent Agenda)
3. **Revised 2010/2011 budget** – The budget was revised to include an increase in revenue and expenditure for HPP Year 9 and CEMISIS grants. Supervisor Holmes motioned to approve the revised 2010/2011 budget. Supervisor Saylor seconded. Motion approved.
4. **ESO Solutions – approval to contract with ESO for Pre-hospital Data System** – Vickie requested the Board's approval to negotiate a contract with ESO Solutions as its pre-hospital data vendor. Providers can choose any vendor as long as they meet the State's dataset and their data can be translated to S-SV's ESO product. S-SV agreed to negotiate with ESO Solutions on behalf of the Eastern Placer County Fire Chief's Association so they can obtain standard pricing, training, and upgrades. The cost of the system is half of the original quoted price. Supervisor Saylor motioned to approve the selection of ESO Solutions as the vendor of choice for pre-hospital data system, and to authorize Vickie Pinette to enter into negotiations of the contract. Supervisor Moty seconded. Motion approved.
5. **Employment contract – Regional Executive Director** – Brian Wirtz, Legal Counsel, presented to the Board, amendments to the employment contract of the Regional Executive Director. The Board agreed to a 2.5% increase in salary plus an increase in vehicle reimbursement from \$5,000 to \$7,500. Supervisor Holmes motioned to approve as amended. Supervisor Garton seconded. Supervisor Saylor chose to abstain from the vote as he was not involved in the discussions. Chairman Montna called the question. There were none opposed. Motion approved.

K. EMCC/COUNTY COMMITTEE REPORTS

1. **Bi-County** – They gave updates and discussed the following: HPP Bioterrorism grant, food for an event in November, online training related to the incident commands, new election of officers, and participation in the Golden Guardian exercise (a State exercise that will be held the same week as EMS Week). Bi-County Ambulance was selected by the EMS Authority to receive the Disaster Medical Services Unit (DMSU) and will join the State of California Ambulance Strike Team program.
2. **Placer County** – They discussed many of the same items as Bi-County. They also discussed an ongoing concern with ski patrols; responses to the ski areas by Fire and ski patrols. S-SV is working through this recurring concern. Ski patrols are not regulated by the State because they have their own federal certification. They also reported on the status of mental health patients.
3. **Yolo County** – In the last two meetings, discussions revolved around AMR's contract, dispatch center costs, and data on their patients. A subcommittee was formed and there is progress on these issues.
4. **Nevada County** – No meeting
5. **Colusa County** – No report
6. **Butte County** – They discussed response times. There was a presentation from public telephone on a satellite system. The RFP issue was discussed and they were informed that this will be on the agenda of the next JPA Board meeting. They also discussed disaster planning.

L. LEGISLATION

The EMSAAC Legislative committee will be looking at two task forces that they have set up to write regulations for. One issue is regarding EMRs. The other is on exclusivity to address issues that were brought up by the Butte County Court of Appeals addressing the manner and scope.

M. MEDICAL DIRECTOR'S REPORT

None

N. CLOSED SESSION

None

O. CORRESPONDENCE

Noted

P. **S-SV EMS AGENCY ACTIVITIES**

Noted

Q. **NEXT JPA GOVERNING BOARD MEETING**

Friday, April 8, 2011 – 1:00 pm

R. **ADJOURNMENT**

The meeting adjourned at 2:32 pm.

Respectfully submitted,

Diana Nolasco, Clerk to the Board

Date

Chairman Larry Montna

Date