



**Joint Meeting of
Board of Trustees
and Finance
Committee**

December 17, 2021





**Joint Meeting of the
Natividad Medical Center Board of Trustees and
Natividad Medical Center Board of Trustees Finance Committee
Special Meeting
Friday, December 17, 2021
9:00 AM
*** VIDEO CONFERENCE TELEPHONIC MEETING ***
AGENDA**

IMPORTANT NOTICE Regarding COVID 19

Based on guidance from the California Department of Public Health and the California Governor's Office, in order to minimize the spread of the COVID-19 virus, the Joint Meeting of the Natividad Medical Center ("Natividad") Board of Trustees ("BoT") and Natividad BoT Finance Committee ("Committee") will be held entirely by Zoom. There will be no physical location for these meetings. BoT and Committee Members shall participate in the meeting by Zoom.

To participate in this Natividad BoT and Natividad BoT Finance Committee joint meeting, the public are invited to observe and address the BoT and Committee via Zoom.

The meeting will be conducted via teleconference using the Microsoft Zoom program. This gives the public two options. The public may attend the meeting by phone. Or, the public may attend and observe the Zoom meeting via computer audio.

To participate by phone call use any of these numbers below:

- +1 971 247 1195 US (Portland)
- +1 253 215 8782 US (Tacoma)
- +1 346 248 7799 US (Houston)
- +1 602 753 0140 US (Phoenix)
- +1 720 928 9299 US (Denver)

Enter the Meeting ID number: **953 5347 6060** when prompted. You will then enter the Password: **639508** when prompted.

Or, to attend the Natividad BoT and Natividad BoT Finance Committee joint meeting by Zoom computer audio click the following link:

<https://natividad.zoom.us/j/95353476060?pwd=U3Y5NjZwZmR6RXBPYm8rYTIwdTNtdz09>

You will be placed in the meeting as an attendee; when you are ready to make a public comment if joined by computer audio please select the "Raise your Hand" option on the Zoom screen; and by phone please push #9 on your keypad.

1. If a member of the public wishes to comment on a particular agenda item, the public is strongly encouraged to submit their comments in writing via email to the Natividad BoT and Natividad BoT Finance Committee at Natividadpubliccomments@natividad.com by 2:00 p.m. on the Thursday prior to the Joint Meeting of the

Natividad BoT and Natividad BoT Finance Committee. To assist Natividad staff in identifying the agenda item to which the comment relates, the public is requested to indicate the meeting date and agenda number in the subject line. Comments received by the 2:00 p.m. Thursday deadline will be distributed to the Natividad BoT and Natividad BoT Finance Committee and will be placed in the record.

2. Members of the public wishing to comment on a specific agenda item while the matter is being heard may participate by any of the following means:
 - a. When the Chair calls for public comment on an agenda item, the Secretary of the Natividad BoT and Natividad BoT Finance Committee or his or her designee will first ascertain who wants to testify (among those who are in the meeting telephonically) and will then call on speakers one at a time. Public speakers will be broadcast in audio form only.
 - b. If speakers or other members of the public have documents they wish to distribute to the Natividad BoT and Natividad BoT Finance Committee for an agenda item, they are encouraged to submit such documents by 2:00 p.m. on Tuesday before the meeting to: Natividadpubliccomments@natividad.com. To assist staff in identifying the agenda item to which the comment relates, the public is requested to indicate the meeting date and agenda number in the subject line.
 - c. If members of the public want to present documents/Power Point presentations while speaking, they should submit the document by 2:00 p.m. on Thursday before the meeting at Natividadpubliccomments@natividad.com (If submitted after that deadline, staff will make best efforts, but cannot guarantee, to make it available to present at the Natividad BoT and Natividad BoT Finance Committee meeting.)
 - d. While the matter is being heard, a member of the public may submit a comment via email, preferably limited to 250 words or less, to the Secretary of the Natividad BoT and Natividad BoT Finance Committee at Natividadpubliccomments@natividad.com. To assist staff in identifying the agenda item to which the comment relates, the public is requested to indicate the meeting date and agenda number in the subject line. If the comment is received prior to close of public comment on an agenda item, every effort will be made to read the comment into the record, but some comments may not be read out loud due to time limitations or length of the comment (if the comment exceeds 250 words). Comments received prior to the close of the public comment period on an agenda item will be made part of the record for that item.
3. Members of the public who wish to make a general public comment for items not on the day's agenda may submit their comment via email, preferably limited to 250 words or less, to the Secretary of the Natividad BoT and Natividad BoT Finance Committee at Natividadpubliccomments@natividad.com. The meeting date and "general comment" should be indicated in the subject line. The comment will be placed in the record for the meeting, and every effort will be made to read the comment into the record at the appropriate time on the agenda.
4. Individuals with disabilities who desire to request a reasonable accommodation or modification to observe or participate in the meeting may make such request by sending an email to Natividadpubliccomments@natividad.com. The request should be made no later than noon on the Wednesday prior to the meeting in order to provide time for Natividad to address the request.
5. The Chair and/or Secretary may set reasonable rules as needed to conduct the meeting in an orderly manner.

Pursuant to AB361 some or all members of the Natividad BoT and Natividad BoT Finance Committee may participate in the meeting by telephone or video conference.

Roll Call

Public Comments (Limited 3 minutes per speaker)

This portion of the meeting is reserved for persons to address the Natividad BoT and Natividad BoT Finance Committee on any matter not on this agenda but under the jurisdiction of the Committee. Committee 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 Committee at a future meeting.

Scheduled Items/Discussion Items

1. Consider findings, pursuant to AB 361, that the COVID-19 pandemic state of emergency declared by Governor Newsom is still in effect; the Natividad Medical Center (“Natividad”) Board of Trustees and the Natividad Board of Trustees Finance Committee have reconsidered the circumstances of the state of emergency; and the Monterey County Health Officer continues to recommend social distancing measures for meetings of the legislative bodies.

Adjournment

**NEXT NATIVIDAD BOARD OF TRUSTEES FINANCE COMMITTEE MEETING:
FRIDAY, JANUARY 14, 2022 AT 8:30 A.M.**

NEXT NATIVIDAD BOARD OF TRUSTEES MEETING JANUARY 14, 2022 AT 9:00 A.M.

***** VIDEO CONFERENCE TELEPHONIC MEETING *****

NOTE: Any individual may request a copy of the agenda, or a copy of all the documents constituting the agenda packet of any joint meeting of the Natividad Medical Center Board of Trustees and the Natividad Medical Center Board of Trustees Finance Committee as required by the Ralph M. Brown Act, Section 54954.1. Upon receipt of a written request, the clerk to the Natividad Medical Center Board of Trustees and the Natividad Medical Center Board of Trustees Finance Committee shall cause the requested materials to be mailed at the time the agenda is posted pursuant to Section 54954.2 and 54956. Any request for mailed copies of agendas or agenda packets shall be valid for the calendar year in which it is filed, and must be renewed following January 1 of each year. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the American with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals requesting a disability-related modification or accommodation, including auxiliary aids or services, may contact Natividad Medical Center Hospital Administration at 831.755-4185. These requests may be made by a person with disability who requires a modification or accommodation in order to participate in the public meeting.

..Title

Consider finding, pursuant to AB 361, that the COVID-19 pandemic state of emergency declared by Governor Newsom is still in effect; the Natividad Medical Center (“Natividad”) Board of Trustees and the Natividad Board of Trustees Finance Committee have reconsidered the circumstances of the state of emergency; and the Monterey County Health Officer continues to recommend social distancing measures for meetings of the legislative bodies.

..Report

RECOMMENDATION:

It is recommended that the Natividad Medical Center (“Natividad”) Board of Trustees and the Natividad Board of Trustees Finance Committee find, pursuant to AB 361, that the COVID-19 pandemic state of emergency declared by Governor Newsom is still in effect; the Natividad Board of Trustees and the Natividad Board of Trustees Finance Committee have reconsidered the circumstances of the state of emergency; and the Monterey County Health Officer continues to recommend social distancing measures for meetings of the legislative bodies.

SUMMARY/DISCUSSION:

On September 16, 2021, Governor Newsom signed AB 361. This legislation amends the Brown Act to allow meeting bodies subject to the Brown Act to meet via teleconference during a proclaimed state of emergency in accordance with teleconference procedures established by AB 361 rather than under the Brown Act’s more narrow standard rules for participation in a meeting by teleconference. AB 361 provides that if a state or local health official recommends social distancing, a legislative body may meet remotely after September 30, 2021, provided that within 30 days of the first meeting after September 30, and every 30 days thereafter, the legislative body finds 1) the Governor’s proclaimed state of emergency is still in effect; 2) the legislative body has reconsidered the circumstances of the state of emergency, and 3) either the Monterey County Health Officer continues to recommend social distancing measures for meetings of legislative bodies or the state of emergency continues to directly impact the ability of the members to meet in person.

The Monterey County Health Officer has recommended social distancing measures for meetings of legislative bodies, so the Natividad Board of Trustees and the Natividad Board of Trustees Finance Committee were able to meet remotely the first time after September 30, 2021, i.e., October 8, 2021. In order to continue meeting, the Natividad Board of Trustees and the Natividad Board of Trustees Finance Committee must make the findings outlined above every 30 days.

Accordingly, staff recommends making the appropriate findings to allow the Board of Trustees and Finance Committee to continue meeting remotely for the next 30 days.

OTHER AGENCY INVOLVEMENT:

The Interim CEO concurs with this recommendation.

FINANCING:

The only financial impact is the continuing cost of teleconferencing.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

The report is intended to assist Natividad in the provision of reliable and high quality patient care and of the safety of patients and their families, County staff and officials, and the public.

- Economic Development
- Administration
- Health and Human Services
- Infrastructure
- Public Safety

..Prepared and approved by: Stacy L. Saetta, x5045, Chief Deputy County Counsel

Attachments:

- A. AB 361
- B. Monterey County Health Officer Recommendation