

**COMMISSIONERS' COURT AND HOSPITAL DISTRICT BOARD OF DIRECTORS
JOINT MEETING - APRIL 19, 2011**

THE STATE OF TEXAS
COUNTY OF SUTTON

BE IT REMEMBERED that on this the 19th day of April, 2011, the Honorable Commissioners' Court of Sutton County, Texas, and the Lillian M. Hudspeth Hospital District Board of Directors, was duly convened in a Special Meeting in the multipurpose room at LMH Memorial Hospital, Sonora, Texas, with the following officers of the Court present to wit:

CARLA GARNER, COUNTY JUDGE
MIKE VILLANUEVA, COMMISSIONER PRECINCT 1
JOHN WADE, COMMISSIONER PRECINCT 2
MILTON CAVANESS, COMMISSIONER PRECINCT 3
FRED PEREZ, COMMISSIONER PRECINCT 4
RACHEL CHAVEZ DURAN, COUNTY CLERK

LEWIS ALLEN, PRESIDENT
GARY LEONARD, DIRECTOR
LANCE CASTRO, DIRECTOR
PRESTON FARIS, DIRECTOR
LENORA POOL, DIRECTOR
VIRGINIA EPPS, DIRECTOR

The Meeting was duly opened by Judge Garner and she gave brief explanation about the proposed takeover of the Emergency Medical Service by Lillian M. Hudspeth Hospital and the benefits of that proposal if approved. She explained that as it stands only four EMS volunteers are certified to start IV's, intubations, and drug therapy and that this agreement will provide at least one person on each ambulance qualified to perform the necessary lifesaving procedures. Garner went on to state that ultimate concern has been with patient care, and currently, there have been many occasions, in not for help from the hospital, could not field an ambulance run.

Each member of the Commissioners' Court as well as each member of the Hospital Board of directors, were given a proposed draft of the Inter-local Agreement containing twenty proposed terms and conditions, of which is attached. After due discussion, it was agreed to amend, strike or change the following.

(2) Effective date of this agreement is the 1st day of _____, 2011.

CHANGE TO: Deleted

(3) The county shall pay Twenty-seven Thousand Two Hundred Ninety-two and no/100 Dollars (\$27,292.00) per month beginning on or before October 1, 2011 for the first twelve (12) months of the operation of the EMERGENCY MEDICAL SERVICE by the Hospital.

CHANGE TO: The county shall pay Twenty-seven Thousand Two Hundred Ninety-two and no/100 Dollars (\$27,292.00) per month beginning on or before October 1, 2011 for the first twelve (12) months of the operation of the EMERGENCY MEDICAL SERVICE by the Hospital; effective on the first day of the month after the Hospital assumes operations, being the known as the "Effective Date".

(4) After the first twelve (12) months of operation of the EMERGENCY MEDICAL SERVICE by the Hospital, the County shall share cost with the Hospital. Said cost share arrangement is titled, "Gross Expenses-Patient Revenue/2." Both parties agree to the terms therein and the terms therein are incorporated herein by reference.

CHANGE TO: After the first twelve (12) months of operation of the EMERGENCY MEDICAL SERVICE by the Hospital, the County shall share cost with the Hospital. Said cost share arrangement is titled, "Gross Expenses minus collected patient revenue, divided by two. Both parties agree to the terms therein and the terms therein are incorporated herein by reference.

(6) The County shall lease the Sutton County EMERGENCY MEDICAL SERVICE facilities to the Hospital for one (\$1.00) dollar per year commencing on October 1, 2011.

CHANGE TO: The Hospital will be responsible for maintenance of the EMS facility.

(7) The County shall transfer all title to EMERGENCY MEDICAL SERVICE emergency vehicles to the Hospital on or before October 1, 2011.

CHANGE TO: The County shall transfer all title to EMERGENCY MEDICAL SERVICE emergency vehicles to the Hospital on the effective date.

(11) The county shall retain responsibility for Accounts Receivable for prior services.

CHANGE TO: The County shall retain responsibility for Accounts Receivable, up to the effective date.

(12) The Hospital shall make an annual report to the County on or before _____.

CHANGE TO: The Hospital shall make an annual report to the County on or before July 1 of each year.

(14) Amendments to this Agreement may be made at any time upon the action of all parties to this Agreement. All such Amendments must be approved in written form and shall be applicable for only the remaining term of this Agreement.

CHANGE TO: Amendments to this Agreement may be made at any time upon the action of all parties to this Agreement. All such Amendments must be approved in written form.

(19) In the event of termination of this agreement all Emergency Medical Services and Advanced Life Support services shall revert back to the County. All property and vehicles will be transferred to the County as soon as possible. All existing Accounts Receivable shall be retained by the Hospital.

CHANGE TO: In the event of termination of this agreement by Sutton County all Emergency Medical Services and Advanced Life Support services shall revert back to the County. All property and vehicles will be transferred to the County as soon as possible. All existing Accounts Receivable shall be retained by the Hospital. In the event the of termination of this agreement by the Hospital, the Hospital will assume full responsibility for the Emergency Medical Services.

Discussion continued with a few comments and concerns by the Commissioners and Board of Directors. Gary Leonard commended the Commissioners and Judge Garner and stated that it was a good move for the citizens of Sutton County. Preston Faris commented that he did not think it would increase expenses to the county. Keith Butler, Hospital CEO added that he would do his very best to keep cost down.

Commissioner Cavaness thanked the EMS for saving his life on more than one occasion. Commissioner Villanueva thanked Pat Campbell for saving his life when severely burned years ago. County Attorney, David Wallace asked Mr. Campbell to give a brief history of the EMS. Campbell stated that in 1975 there was only one certified person and many times the cook, maintenance personnel, or anyone else working at the hospital would make the calls. This was because there were very few regulations at that time. He said that by 1982, everyone was basically "burnt out" because everyone involved had full time jobs, so at that time, Sutton County took over.

President Lewis Allen opened the floor to the visitors wishing to comment. One visitor inquired as to why the City of Sonora was not involved. Judge Garner explained that there are inter-local agreements currently in place with the City, in which the City is in charge of running operations of the Senior Citizen program and the Fire Department and the County is in charge of running the EMS.

City Councilman, Frank Wamble commented that he had had to call the EMS and didn't understand what was broke. He stated that the police were always first on the scene and that he was not convinced as to what was the hurry or that this plan is necessary. He felt that since the police and sheriff's deputies are already paid, why couldn't they take part? Wamble commended Butler on the fine job at the hospital, but thought more time was needed to "think about it". Director, Lenora Pool responded by stating that neither the police nor the sheriff's deputies were trained and that she had already tried to bring in the fire department many years ago when she ran the EMS, but it did not work. She explained that there just isn't enough volunteer staff and has been a problem for many years.

Director, Virginia Epps commented that she had not been apprised to all of the concerns, but felt that it was a good solution. Pool, further commented that all agendas are posted and public, but the public doesn't get involved or know about it until something goes wrong. Then Judge Wilson commented that "it has not been broke" and that if prior minutes had been properly reviewed, it clearly shows that the problem of staffing the EMS has been foreseen and because of that, the funds have already been budgeted. He stated that even if it

costs more, two choices have to be considered, better service or do without by remaining the same. Commissioner Wade, interjected and stated "what if it's someone's life?"

COURT ADJOURNED

With no further business at hand, Motion to adjourn was made by Director Pool and seconded by Director. Motion carried unanimously.

ATTEST: Racael Chavez
COUNTY CLERK

APPROVED: Carla Bune
COUNTY JUDGE

Miguel Villanueva
COMMISSIONER, PRECINCT NO 1

John Wade
COMMISSIONER, PRECINCT NO 2

Mark Swanson
COMMISSIONER, PRECINCT NO 3

Fred A. Pires
COMMISSIONER, PRECINCT NO 4