

## 08/30/2018 EPAB Board Meeting Minutes

Voting Member	Represents	Jan 18	Mar 22	May 24	July 26	Aug 30	Sept 27	Oct 25	Dec 06
Chris Bolton	Baylor All Saints	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Daniel Guzman	Cook Children's	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> *	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anant Patel	JPS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/> *	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rajesh Gandhi	JPS (Trauma)	<input type="checkbox"/>	<input type="checkbox"/> *	<input type="checkbox"/> *	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Holly Baselle	MedCtrAlliance	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Alana Snyder	MCFW	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/> *	<input type="checkbox"/> *	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Steven Martin	TCMS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gary Floyd	TCMS	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dan Goggin	TCMS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Angela Self	TCMS	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brett Cochrum	TCMS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Geesbreght	THR - FW	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brad Commons	THR - Alliance	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Witham	THR (Trauma)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Shawn Sanderson	THR - Huguely	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> *	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Michelle Beeson	THR - SW	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/> *	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attendee	Representing	Attendee	Representing	Attendee	Representing
Christopher Delacerda	Bell Helicopter	Doug Spears	FRAB	Ken Simpson	MedStar
Paul Richards	Bell Helicopter	Kristofer Schleicher	MAEMSA	Macara Trusty	MedStar
Casey Davis	Burleson FD	Gan Su	MCFW	Austin Cox	OMD
Michael Farris	CareFlite	Steven Springer	MCFW	Dwayne Howerton	OMD
Leanne Gurman	CFW	Brain Swift	TCMS	Kier Brister	OMD
Stacy Almond	City of Lake Worth	Shelia Haynie	THFW	Laura Long	OMD
Jeff Ballew	Edgecliff Village FD	Kate Colquitt	TCPH	Levi Hejl	OMD
Ken Stevens	FWFD	Steve Hamilton	TH Huguley	Matthew Cobb	OMD
Randy Chapman	Forest Hills FD	Joan Jordan	MedStar	Neal Richmond	OMD
Jason Cearley	FWFD	Chad Carr	MedStar	Sabrina Vlk	OMD
Sherri Hauch	FWFD	Daniel Ebbett	MedStar	Veer Vithalani	OMD
Michael Glynn	FWFD 440	Douglas Hooten	MedStar	William Gleason	OMD
Kirt Mays	Haslet FD	Jeff Beeson	UNT	Lourdes M Rodrigues -Lugo	FWOEM
Mattie Parker	FW Mayor's Office	Thomas Bettes	LCMO	Jim Whitton	B&E

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- I. Opening - Gary Floyd
    - A. Called the meeting to order at 12:30
    - B. Introductions / Roll Call of Voting Members
      1. Proxy votes:
        1. Alana Snyder - Gan Su
        2. Dan Guzman - Anant Patel
        3. Shawn Sanderson - Steve Hamilton
        4. Michelle Beeson - Brad Commons
    - C. Minutes from the 26 July 2018 meeting presented for review to be approved later in the meeting.
      1. No changes requested
      2. Vote occurred at 13:10 - Approved unanimously
  
  - II. Public Comments - Mattie Parker Chief of Staff for Mayor Price, Fort Worth City Council
    - A. Was unaware of the critical role the EPAB plays in Tarrant County until about a month ago.
    - B. Wanted to speak today to assure this organization that Mayor Price and the city completely understand and support the important role that EPAB plays for Tarrant county and Fort Worth. By no means do we ever have any intentions about getting rid of that. The medical institutions, hospitals, and first responders in this room are indicative of the critical importance that each of you play to make sure that at the end of the day that every patient that receives medical care /emergency medical care in Tarrant county has the best. I can tell you as someone that has traveled with Mayor Price across the country. Thank you to each of you, because we are highly regarded in other places across the country. People often ask how we get it done, and I think it is the unique cooperation we have. It's not always pretty, these relationships can be difficult and messy, but as a city we are deeply committed to that. I know other first responders are here, representing their cities, and I gather, in talking to our first responder team and the fire department, that each of you feel the same. On behalf of your communities you feel really strongly that EPAB needs to remain in its critical place in this equation. I feel kind of awkward that Dr. Richmond and I haven't gotten to know each other. I know that your role is critical to Tarrant County and you have been awesome to the service, but really our remarks have nothing to do with that. It's more about our commitment to see us through this transition, whenever that may be. I notice from your agenda that you have some important business in front of you. You will be discussing the role of the medical director and how to navigate to reappoint or appoint an interim director to get through. It's no secret you have to have a medical director to have service for the MedStar structure. I have gotten to know a lot of the folks on this side of the room, MedStar, MAEMSA Board, Dr. Byrd who represents the Fort Worth city council, our first responders, Mr. Whitton and I am only here to tell you that we want to help. Part of that solution will lie in after today's vote. Then we will be able to figure out a facilitation and mediation process. I think the legal entities need to be cleaned up, they are a little messy. I also think we need a facilitation process to get us through this. Other than that, it is not our role in the city. Mayor Price doesn't sit on that board for a reason, she is not usually involved in MedStar or MAEMSA business, but we have received so many phone calls of concern, that I felt it was necessary to come represent the office here today.
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- C. Happy to take any questions but I realize that y'all have a lot of business to attend to. Has another appointment this afternoon so may have to leave before the end of the meeting depending on how long it goes. Mr. Whitton or Doctor Floyd may send out contact information if anyone would like to further discuss.

\*\* Note: Dr. Floyd announced a change in the order of the agenda items in order to include Miss Parker in the discussions \*\*

### III. Executive Committee Report - Gary Floyd

- A. Over two years ago this board and our executive committee agreed with the current structure and the change in structure of the ordinance and interlocal agreement. As of May 1<sup>st</sup> when MAEMSA took an action to not renew our medical director, which in our opinion is a clear violation of the ordinance and the interlocal agreement. As chairman of this board I apologize to the board members because our trust in that agreement was not even close. It was placed in expecting mutual respect and mutual consideration, which was promised and not delivered. We are committed to pursuing whatever we have to do to correct that.

1. The action that MAEMSA took may first to not renew the medical directors contract was taken without our knowledge, was taken to go around the ordinance, and was taken to go around this board. It placed the attorney who was advising both MAEMSA and EPAB in a no win situation. There was no way, in our opinion he could fairly represent the interest of EPAB. I have heard the argument that EPAB is *just* an advisory board, however when we get assigned statutory responsibilities it makes us more than an advisory board. It gives us the right to have independent legal counsel. Therefore, your executive committee is suggesting to the board that we recommend that we not seek or accept legal advice from Mr. Schleicher or any other MAEMSA attorney, due to these conflicts of interest.
  1. Vote passed unanimously.
2. The executive committee recommends the hiring of an independent legal counsel for EPAB. The executive committee interviewed three firms and is recommending Bracket & Ellis P.C. Moving forward.
  1. Question: How will the firm be paid? Dr. Floyd stated the mayor's office recommends MAEMSA supporting that. That is up to MAEMSA, if not we can use the reserve fund, which has been used for legal assistance before. There is precedent for using the fund for legal fees before. Amend the recommendation to move forward with Mr. Whitton and funds paid by either MEAMSA or the EPAB fund.
  2. Vote Passed. Ten approved, one abstained
3. The executive committee recommends requesting the Mayor's office to suggest an independent group to evaluate relationships between the office of the medical director and MedStar administrative team and also evaluate the interaction between the MEAMSA board EPAB and the FRAB.
  1. The representative from the Mayor's office recommends a formal request go to all the mayors of the cities involved with the interlocal agreement. Amend the recommendation to include a letter to go out to all the member cities.
  2. Question: Does the executive board have any groups in mind? While we know of a few, we are currently looking to the mayor's office to suggest one, so they will be impartial.

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3. The MAEMSA board representative discussed the last MAEMSA meeting, in which they also took a vote to decide on bringing in an outside agency to restructure the current environment. Dr. Geesbreght and Dr. Gandhi discussed several of the MAEMSA votes that have occurred with an emphasis to how those measures have or will effect EPAB.
4. Vote passed unanimously

### IV. Public Heath - Catherine Colquitt

- A. Three West Nile cases so far
- B. Still recommend your patients to get flu vaccinations
- C. HHS people visited 08/29/2018 to let us know that we are under vaccinating
- D. Measles is spreading across the country, so expect fever, rash, and cough.

### V. Emergency Management Department -Lourdes M Rodrigues -Lugo

- A. Responded to a mass casualty incident involving 60 people with 24 injured with an additional 7 transported.
- B. Planning the October and December exercises

### VI. FRAB - Doug Spears -

- A. FRAB met last week to discuss medical direction
  1. The FRABs concerns were expressed to both MAEMSA and EPAB, both groups were respectful and receptive to the FRABs concerns
  2. It is the FRABs desire to request the appointing of an interim will likely be addressed today.
  3. The FRAB is concerned how EPAB's legal representation will be funded

### VII. MAEMSA / MedStar - Doug Hooten

- A. Passed the 18/19 budget
- B. New trucks are arriving and will be hitting the streets soon.
- C. Dr. Floyd spoke about a draft MAEMSA policy. A copy of that policy was passed out to the EPAB members so they could review it for discussion at the next EPAB meeting

### VIII. Financial Report - Gary Floyd

1. Budget passed.
2. Budget sheets are in your packets and we are operating under budget.

### IX. Medical Directors Report - Neal Richmond

- A. Fort Worth approached us about additional training, which we conducted this month sending office members to train every session.
- B. As part of the grant they need a small percentage of match from MEAMSA and EPAB
- C. Review of the QA information included in the packet.
- D. Achievement of another month of 0 unrecognized airways. Most systems could not even monitor their airways.

### X. Motion to approve the minutes

- A. Vote passed unanimously
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### XI. CLOSED SESSION 13:14

A. The EPAB may conduct a closed meeting in order to discuss matters permitted by any of the following sections of

Chapter 551 of the Texas Government Code:

1. Section 551.071: To seek the advice of its attorney(s) concerning pending or contemplated litigation or a settlement offer, or on any matter in which the duty of the attorney to the EPAB to maintain confidentiality under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act, including without limitation, consultation regarding legal issues related to matters on this Agenda;

2. Consider individuals for the position of Interim Medical Director, Section 551.074: To (1) deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or (2) to hear a complaint or charge against an officer or employee;

### XII. RECONVENE FROM CLOSED SESSION 14:26

Action Item:

Recommend to the MAEMSA Board an individual to serve as Interim Medical Director beginning 01 October 2018 Motion in four parts:

- a) EPAB will not contest the MAEMSA decision to not renew the medical director's contract;
- b) EPAB will ask Dr. Vithalani to serve as Interim Medical Director on Dr. Richmond's' departure;
- c) EPAB will start a nationwide search for a new Medical Director who is of the same experience, caliber, and qualification as Dr. Richmond;
- d) EPAB recommends 90 day separation pay to Dr. Neal Richmond

Vote: Passed unanimously

### XIII. ADJOURNMENT 14:30

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