



# Monterey County

168 West Alisal Street,  
1st Floor  
Salinas, CA 93901  
831.755.5066

## Board Report

Legistar File Number: A 17-158

June 06, 2017

**Introduced:** 5/6/2017

**Version:** 1

**Current Status:** Agenda Ready

**Matter Type:** BoS Agreement

- a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 7 to the agreement (A-11786) with Hooper, Lundy & Bookman, PC for legal services with respect to healthcare matters at Natividad Medical Center, extending the agreement an additional one (1) year period (July 1, 2017 through June 30, 2018) for a revised full agreement term of April 1, 2010 through June 30, 2018, and adding \$317,000 for a revised total agreement amount not to exceed \$2,452,368.
- b. Authorize the Deputy Purchasing Agent for NMC or his designee to execute up to three (3) future amendments to the agreement which do not significantly alter the scope of work and do not cause an increase of more than ten percent (10%) of the original cost of the agreement per each amendment.

### **RECOMMENDATION:**

#### **It is recommended the Board of Supervisors:**

Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 7 to the agreement (A-11786) with Hooper, Lundy & Bookman, PC for legal services with respect to healthcare matters at Natividad Medical Center, extending the agreement an additional one (1) year period (July 1, 2017 through June 30, 2018) for a revised full agreement term of April 1, 2010 through June 30, 2018, and adding \$317,000 for a revised total agreement amount not to exceed \$2,452,368.

Authorize the Deputy Purchasing Agent for NMC or his designee to execute up to three (3) future amendments to the agreement which do not significantly alter the scope of work and do not cause an increase of more than ten percent (10%) of the original cost of the agreement per each amendment.

### **SUMMARY/DISCUSSION:**

Hooper, Lundy & Bookman PC is the largest full service law firm in the country, with offices in San Francisco, Los Angeles, San Diego, and Washington, D.C., dedicated solely to the legal representation of health care providers in Medicare Medicaid payments, health care business transactions, licensing and certifications.

Hooper, Lundy & Bookman provides legal services to the County of Monterey to ensure that the operations of Natividad Medical Center comply with state and federal healthcare and Medicare compliance laws. The potential sanctions for noncompliance with these laws are

severe and include civil and criminal liability, as well as debarment or exclusion from participation in Medicare. Additionally, the firm provides advice on medical staff matters, affiliation agreements; Medi-Cal managed care agreements, and commercial payor agreements.

**OTHER AGENCY INVOLVEMENT:**

County Counsel has reviewed and approved this amendment No. 7 as to legal form and risk provisions, and the Auditor-Controller has reviewed and approved as to payment provisions. This amendment No. 7 has also been reviewed and approved by NMC's Finance Committee on March 23, 2017 and by its Board of Trustees on April 7, 2017.

**FINANCING:**

The cost for this amendment No. 7 is \$317,000 all of which shall be included in the Fiscal Year 2017-18 Recommended Budget. There is no impact to the General Fund.

**BOARD OF SUPERVISORS STRATEGIC INITIATIVES:**

Economic Development

Administration

The services rendered in this agreement provide legal consulting services, as needed, with respect to healthcare matters; the outcome of which contributes to assisting NMC run efficient business operations.

Health and Human Services

Infrastructure

Public Safety

Prepared by: Daniel Leon, Chief Financial Officer, 783-2561

Approved by: Gary R. Gray, DO, Chief Executive Officer, 783-2504

Attachments:

Hooper Lundy and Bookman PC Amendment 7

Hooper Lundy and Bookman PC Original Agreement through Amendment 6

Hooper Lundy and Bookman PC Spend Sheet

Attachments on file with the Clerk of the Board