



## Legislation Details (With Board Report)

<b>File #:</b>	A 23-283	<b>Name:</b>	Kuong Ngann DO Fourth Amendment
<b>Type:</b>	BoS Agreement	<b>Status:</b>	Passed
<b>File created:</b>	6/9/2023	<b>In control:</b>	Board of Supervisors
<b>On agenda:</b>	6/27/2023	<b>Final action:</b>	6/27/2023
<b>Title:</b>	a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute the Fourth Amendment to the Professional and Call Coverage Services Agreement (A-14150) with Kuong Ngann, D.O. to provide general and critical care surgery services at NMC, extending the term by twenty-four months (July 1, 2023 to June 30, 2025) for a revised full agreement term of November 1, 2018 to June 30, 2025) and adding \$600,000 for a revised not to an amount not to exceed \$2,100,000 for the period November 1, 2018 to June 30, 2025; and b. Authorize the Chief Executive Officer for NMC or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not cause an increase of more than ten percent 10% (\$50,000) of the original contract amount and do not significantly change the scope of work.		

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. Board Report, 2. NMC AGT (PSA) Fourth Amendment to PSCC with Kuong Ngann DO, 3. Kuong Ngnann DO Third Amendment, 4. Kuong Ngnann DO Second Amendment, 5. Kuong Ngnann DO First Amendment, 6. Kuong Ngann DO Agreement, 7. Completed Board Order Item No. 41

Date	Ver.	Action By	Action	Result
6/27/2023	1	Board of Supervisors		

a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute the Fourth Amendment to the Professional and Call Coverage Services Agreement (A-14150) with Kuong Ngann, D.O. to provide general and critical care surgery services at NMC, extending the term by twenty-four months (July 1, 2023 to June 30, 2025) for a revised full agreement term of November 1, 2018 to June 30, 2025) and adding \$600,000 for a revised not to an amount not to exceed \$2,100,000 for the period November 1, 2018 to June 30, 2025; and  
b. Authorize the Chief Executive Officer for NMC or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not cause an increase of more than ten percent 10% (\$50,000) of the original contract amount and do not significantly change the scope of work.

### RECOMMENDATION:

It is recommended that the Board of Supervisors:

a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute the Fourth Amendment to the Professional and Call Coverage Services Agreement (A-14150) with Kuong Ngann, D.O. to provide general and critical care surgery services at NMC, extending the term by twenty-four months (July 1, 2023 to June 30, 2025) for a revised full agreement term of November 1, 2018 to June 30, 2025) and adding \$600,000 for a revised not to an amount not to exceed \$2,100,000 for the period November 1, 2018 to June 30, 2025; and  
b. Authorize the Chief Executive Officer for NMC or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not cause an increase of more than ten percent 10% (\$50,000) of the original contract amount and do not significantly change the scope of work.

SUMMARY/DISCUSSION:

Natividad Medical Center (NMC) received its designation as the Level II Trauma Center for Monterey County in January 2015. The American College of Surgeons requires acute critical care surgeons to be available in-house with a 15 minute response time for Level II Trauma Centers. In order to provide 24/7 care, it is necessary to maintain a core team of quality surgeons made up of employed and independent contract physicians to provide daily call coverage in the Emergency Department and follow-up care to patients in the Intensive Care Unit.

NMC wishes to enter into an agreement with Kuong Ngann, D.O., a board certified and fellowship trained trauma and critical care surgeon to provide general and critical care surgery services as part of the comprehensive trauma services required for a Level II Trauma Center. Dr. Ngann will participate in the on-call panel and will be paid a daily rate for the coverage services, which may increase due to the need for coverage, but the rate of pay for services remains the same. NMC has obtained an independent opinion of fair market value supporting the payment terms of this Agreement.

OTHER AGENCY INVOLVEMENT:

County Counsel has reviewed and approved this Amendment as to legal form. Auditor-Controller has reviewed and approved this Amendment as to fiscal provisions. The Amendment has also been reviewed and approved by Natividad's Finance Committee and Board of Trustees.

FINANCING:

The cost of this Amendment is \$600,000. The total not to exceed amount of this Agreement is \$2,100,000 for the period November 1, 2018 to June 30, 2025. The actual cost is contingent upon Dr. Ngann's level of participation in the call panel, which may fluctuate based on his availability. NMC has agreements with multiple providers to cover this service for which the total expenditure will not exceed \$1,300,000 annually and is included in the Fiscal Year 2023/2024 Recommended Budget. There is no impact to the General Fund.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

The services rendered in this agreement are required for a Level II Trauma Center and provide Natividad with the additional support it needs in order to provide reliable and high quality patient care which improves the health and quality of life for patients and their families.

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

Prepared by: Jeanne-Ann Balza, Director of Physician Services, 783.2506

Approved by: Dr. Charles R. Harris, Chief Executive Officer, 783.2551

Attachments:

Fourth Amendment  
Third Amendment  
Second Amendment  
First Amendment  
Agreement

Attachments on file at the Clerk of the Board

