



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: Public Health
Department No.: 041
For Agenda Of: 10/23/07
Placement: Administrative
Estimate Time: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Elliot Schulman, MD, MPH, Director and Health Officer
Director Public Health Department
Contact Info: Jane Overbaugh, Deputy Director
Primary Care & Family Health Division 681-5173
SUBJECT: Amendment to Professional Services Agreement (My JNJ, Inc.)

County Counsel Concurrence:

As to form: Yes No N/A

Other Concurrence: Risk Management

As to form: Yes No N/A

Auditor-Controller Concurrence:

As to form: Yes No N/A

Recommended Action(s):

That the Board of Supervisors:

Consider recommendations regarding professional services agreement for medical provider independent contractor as follows:

- a) Approve and authorize the Chair to execute the First Amendment to the professional services agreement BC-08-009 with My JNJ, Inc., a local vendor, to make an administrative adjustment for an up front contract completion incentive for the period August 6, 2007 through June 30, 2008.
- b) Authorize the Public Health Director to execute any amendments to the agreement with My JNJ, Inc. provided that the amendment does not exceed the agreement amount by ten percent (10%).

Summary:

On July 17, 2007 the Board executed a professional services agreement with My JNJ, Inc. to provide Obstetrical/Gynecological (OB/GYN) out patient and in patient services for the Santa Maria Women's Center for the period of August 6, 2007 through June 30, 2008, in an amount not to exceed \$209,855. My JNJ, Inc. (Dr. Dinh) provides OB/GYN services in the County clinics and shares in the County's 24/7 hospital call schedule. Dr. Dinh acts as the admitting physician for County emergency OB/GYN patients at Marian Medical Center when covering the "Call Schedule" for County patients. The Agreement with Dr. Dinh provides for hospital care services which will include normal deliveries, cesarean sections, emergency and non-emergency gynecological procedures, emergency department visits, and hospital inpatient care related to emergency services.

The requested First Amendment is to clarify the terms of the bonus for relocation. It provides that My JNJ, Inc. shall be paid an up front contract completion incentive. The contractor will be compensated \$10,000 but will be reimburse the County if the Contractor terminates the Agreement before June 30, 2008. The payment arrangements for the provisions of extra call coverage as a result of any vacant physician positions has been reduced from \$20,000 to \$10,000 so that the not to exceed amount of the Agreement will not change.

The contract completion incentive is needed because no local physicians were willing to contract with the County for these types of services.

Background

The Public Health Department, in accordance with State mandates, provides medical care to those individuals who would otherwise not be able to access the local health care system. Physicians, along with other professionals, provide primary medical care and perform administrative duties to ensure that the County fulfills those mandated services. The Santa Maria Women’s Center was opened in 2003 and is staffed with Physicians, Nurses, and Medical Assistants who provide Obstetrical/Gynecological services to approximately 15,000 patient visits each year.

Dr. Price and Dr. Boelter, who had each been contractors, resigned from the clinic practice within the past year. Kenneth Fogelberg, M.D. and My JNJ, Inc. (My Dinh, DO) had been recruited with the same contract terms to replace these physicians. Dr. Dinh’s relocation expense terms were inadvertently not included in her Agreement.

Performance Measures:

The following recurring performance measure will be reported quarterly:

- 92% of all County deliveries will weigh at least 2500 grams, the Healthy People 2010 goal.
- 95% of all County deliveries will receive a post partum visit within 14 days.

Two goals for the OB/GYN Program are: (1) No malpractice claims, and (2) Establish continuity of care for patients by setting up an appointment with a Pediatrician prior to delivery. Every effort should be made to explain and encourage use of the County system for continuity purposes.

Fiscal and Facilities Impacts:

Budgeted: Yes No

Fiscal Analysis:

The costs for these Obstetric physician services are fully reimbursed from the State and Federal governments as a result of the County being a Federal Qualified Health Center (FQHC) providing services for Medi-Cal and Medicare patients, and from State Realignment funding for Medically Indigent Adult (MIA) patient services. Also, since this is an amendment of the contract terms that will not affect the overall amount of the agreement, there is no additional fiscal impact associated with the approval of this administrative adjustment.

The funding for this Agreement is contained as part of the Public Health Department’s FY 2007-2008 adopted budget and can be found on page D-182 of the County’s FY 2007-2008 Operating Plan Document in the Santa Maria Women’s Health Center cost center.

This action will not result in the need for any additional facilities.

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Staffing Impact(s):

Legal Positions:

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FTEs:

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Special Instructions:

Please return a copy of the executed Amendment and a minute order to PHD Contracts Unit, 300 North San Antonio Road, Building 8, Santa Barbara, CA 93110 Attn: Dawn McGrew (805) 681 5205.

Authored by Dawn McGrew, Departmental Analyst 681-5205.