



Travis County Commissioners Court Agenda Request

Meeting Date: Tuesday, December 10, 2013
Prepared By/Phone Number: Deece Eckstein, (512) 854-9754
Elected/Appointed Official/Dept. Head: Bruce Todd, (512) 854-9222
 Sherri Fleming, (512) 854-4581
 Deece Eckstein, (512) 854-9754
Commissioners Court Sponsor: Judge Biscoe

AGENDA LANGUAGE:

CONSIDER AND TAKE APPROPRIATE ACTION REGARDING TRAVIS COUNTY APPOINTMENT TO THE CENTRAL HEALTH BOARD OF MANAGERS.

SUMMARY AND IGR COORDINATOR RECOMMENDATION:

The term of **Clarke Heidrick**, a Travis County appointee to the Central Health Board of Managers, expires on December 31, 2013. Because Mr. Heidrick had served on the Board for longer than six years, the Court issued a Call for Applications on Tuesday, October 15, with a deadline of Friday, November 15. On November 19, the Court appointed a subcommittee to review the applications and make a recommendation to the Court. The subcommittee held two meetings, during the second of which it met with Clarke Heidrick.

The subcommittee recommends that the Commissioners Court reappoint Clarke Heidrick to the Central Health Board of Managers for a term to run from January 1, 2014 through December 31, 2017.

BACKGROUND:

Central Health/Travis County Healthcare District (TCHD) Board of Managers:

- ★ Nine members, with four-year staggered terms (no term limits)
 - Four appointed by the Travis County Commissioners Court
 - Four appointed by the Austin City Council
 - One appointed jointly by the two bodies
- ★ The term of one of the County appointees, Clarke Heidrick, expires at the end of 2013

★ Subject to the Uniform Appointment Process

The Uniform Appointment Process governs appointments to six key boards and commissions, including the Central Health Board of Managers, and requires the Court to issue a Call for Applications, then review the applications and make a final decision. The process applies to vacancies and to any person who has served six years or more on a board or commission and is seeking reappointment.

On October 15, the Court approved a Call for Applications and an application packet, and set a deadline of Friday, November 15, for applications. Six qualifying applications were received. On November 19, the Commissioners Court appointed a subcommittee consisting of Commissioner Bruce Todd, Sherri Fleming, and Deece Eckstein to review the applications submitted, recommend which applicants, if any, should be interviewed, and recommend a series of questions to be asked of candidates.

ISSUES AND OPPORTUNITIES:

The subcommittee met on Friday, November 22 and reviewed the six qualifying¹ applications:

- Dr. Rodolfo Barrera
- Dr. Alexandra Ely
- Clarke Heidrick
- Rudolph Metayer
- Todd Sazenski
- Dr. Jay Stein

The consensus of the group was that, notwithstanding the qualifications and experience of the other applicants, Clarke Heidrick stood out as the best candidate for three reasons:

- 1) He has served on the Central Health board since its inception in 2004, and knows the institutional history of the organization as well as, if not better, than anyone;
- 2) He has an excellent attendance and participation record, contributing to the board as a whole as well as serving on and adding value to key subcommittees;

¹ A seventh applicant, Tod Marvin, was disqualified because he does not live in Travis County.

- 3) Members of the Court Subcommittee have found him to be very responsive when information on Central Health is requested of him; and,
- 4) He understands the challenges facing Central Health during this time of its rapid expansion and of dramatic changes in the health care industry, and is committed to preserving its sense of mission going forward.

The subcommittee met with Mr. Heidrick on Monday, December 2. In addition to Mr. Heidrick's service on the board and his desire to continue, the following topics were discussed:

- *Focus* – with the construction of the new medical school, changes to the health insurance market under the Affordable Care Act, and changes to health care delivery sought under the Medicaid 1115 Waiver, Mr. Heidrick believes it is important for Central Health to focus on four core areas:
 - Mental health
 - Women's health
 - Outpatient specialty care
 - Expanded access to primary care
- *Transparency* – the subcommittee stressed that transparency is a concern for the Commissioners Court, both in the way that Central Health management presents information to the Court and, especially, in the operations of the Community Care Collaborative partnership with Seton. Mr. Heidrick agreed that is a concern.
- *The medical school* – since Central Health is a major investor in the construction of the new medical school, it is important that the connection between its academic medicine mission and Central Health's indigent care mission be strong, well-defined – and clearly explained to the community.
- *Women's health* – Because of Seton's identity as a Catholic health care institution, it is important that Central Health ensure that women's health care needs are met in the community. Mr. Heidrick explained that there is a subcommittee on the Central Health board on women's health access on which he serves, and that he is very committed to that issue.

After its meeting with Mr. Heidrick, the subcommittee decided to recommend his reappointment to the Commissioners Court, and to express its appreciation to the other community leaders who applied.

FISCAL IMPACT AND SOURCE OF FUNDING: Not applicable.

REQUIRED AUTHORIZATIONS: None.

NAMES, PHONE NUMBERS AND EMAIL ADDRESSES OF PERSONS WHO MIGHT BE AFFECTED BY OR BE INVOLVED WITH THIS REQUEST:

Sherri Fleming
County Executive, Health and Human Services & Veterans Services
Phone: 854-4581
Email: Sherri.Fleming@co.travis.tx.us

John Hille, Transactions Division Director
Travis County Attorney's Office
Phone: 854-9642
Email: John.Hille@co.travis.tx.us

Prema Gregerson
Travis County Attorney's Office
Phone: 854-9224
Email: Prema.Gregerson@co.travis.tx.us

Beth Devery
Travis County Attorney's Office
Phone: 854-6654
Email: Beth.Devery@co.travis.tx.us

Ann-Marie Price, Director of Government Affairs
Central Health
Phone: 978-8179
Email: annmarie.price@centralhealth.net

ATTACHMENTS

- A. Summary sheet of 2013 applicants for the Travis County appointment to the Central Health Board of Managers, December 3, 2013.
- B. Application, Resume and Conflict of Interest Disclosure Affidavit for Clarke Heidrick.

Central Health Board of Managers Applicants

Term: January 1, 2014 through December 31, 2017

Name	Eligible To Serve	Occupation
Barrera, Rodolfo	Yes	Physician Pediatric Care of Austin
Ely, Alexandra	Yes	Physician Independent Contractor
Heidrick, Clarke	Yes	Attorney Graves, Dougherty, Hearon & Moody, P.C.
Marvin, Tod	No	President & CEO Easter Seals Central Texas
Metayer, Rudolph	Yes	Procurement & Contracting Services Advisor TX HHS Commission
Szenski, Todd	Yes	Health Care Strategy & Operations Deloitte Consulting, LLP
Stein, Jay	Yes	Physician Retired

Clarke Heidrick

**Appointment to the
Travis County Healthcare District
(Central Health)
Board of Managers**

January 2014 – December 2017

**TRAVIS COUNTY HEALTHCARE DISTRICT (D/B/A CENTRAL HEALTH)
BOARD OF MANAGERS
APPOINTMENT APPLICATION**

(Applications must be submitted in this format. Please do not retype or reformat.)

Name: Clarke Heidrick		
Spouse's Name: Catherine Heidrick		
Home Telephone # [REDACTED]	Work Telephone # (512) 480-5636	Fax # (512) 480-5836
Email Address cheidrick@gdhm.com		Cellular # (Optional) [REDACTED]
Present Job title & job description: Attorney Graves, Dougherty, Hearon & Moody, P.C. Austin, Texas		
Profession: Attorney		
Home Address (STREET/P.O. BOX, CITY, STATE, ZIP) 3702 Eastledge Austin, Texas 78731		Employer and Employer's Address Graves, Dougherty, Hearon & Moody, P.C. 401 Congress Avenue, Suite 2200 Austin, Texas 78701
County: Travis		

EDUCATION/TRAINING:

High School or equivalent (G.E.D.) St. Stephen's Episcopal School (1968)	
Undergraduate School: Vanderbilt University	Year Graduated: 1971
Graduate School: Southern Methodist University School of Law	Year Graduated: 1975
Licenses/Certifications: Licensed attorney in State of Texas	Year Obtained: 1975

Name: Clarke Heidrick

EMPLOYMENT AND CAREER HISTORY (include administrative and finance experience):

- Attorney - Thompson & Knight 1975-1977
- Attorney - Graves, Dougherty, Hearon & Moody 1977-present (36+ years)

Represent a wide range of clients primarily in business transactions, including entity formation, equity and debt financing, acquisitions and dispositions of companies and assets, real estate transactions, corporate restructuring, bank financing.

CURRENT PROFESSIONAL MEMBERSHIPS:

- Austin Bar Association
- State Bar of Texas (Business Law and Taxation Sections)
- American Bar Association (Business Law and Taxation Sections)
- Life Fellow of Austin Bar Association
- Life Fellow of Texas Bar Foundation

PUBLIC SERVICE (include participation in local, state, and federal governmental processes):

- Board Member of Travis County Healthcare District 2004-present
- Initial Chair of Travis County Healthcare District
- Chair of Steering Committee with respect to creation of Travis County Healthcare District (appointed jointly by Judge Biscoe and Mayor Wynn) (2002-2004)
- Member of Dean Search Committee for Dell Medical School at University of Texas (current)

CIVIC PARTICIPATION:

- Chair of Board of Greater Austin Chamber of Commerce (2012) - now Immediate Past Chair
- Vice Chair of Greater Austin Chamber of Commerce for Governmental Relations - previous
- Chair of Board, Austin Geriatric Center, Inc. (Rebekah Baines Johnson Center, 501(c)(3)) - current
- Chair of Board, Shivers Cancer Foundation (private foundation, 501(c)(3))

Name: Clarke Heidrick

COMMUNITY LEADERSHIP ROLES:

- I am a member and former President of Austin Area Research Organization (AARO) and currently serve as Chair of its Transportation Committee and a member of its Healthcare Committee. AARO does research and seeks to develop regional solutions to challenges relating to education, water, energy, social equity, transportation, healthcare and leadership.
- Former Executive Chair of the Board of St. Stephen's Episcopal School (6 years on board).
- Former Chair of Austin Chamber (will go off the Board of the Chamber at the end of 2013).
- Former Chair of the Board of United Way and Former Co-Chair of United Way Campaign.

HEALTH AND/OR HUMAN SERVICES EXPERIENCE AND/OR KNOWLEDGE:

- 9 years on the Board of Central Health (current service on Strategic Planning Committee, Women's Health Committee and Nominations Committee)
- 17 years on the Board (and as Chair) of Shivers Cancer Foundation
- 22 years on the Board of Austin Geriatric Center (owns and operates 16 story housing facility for low income seniors)

BUSINESS ACHIEVEMENT (specifically entrepreneurial and investment):

- Shareholder and Advisory Director, Texas Capital Bank
- President of General Partner of W.B. Smith Building Limited Partnership (owner of historic building located at 314 Congress and leased to Patagonia and Nature Conservancy)
- Former President and Chair of the Board of Graves, Dougherty, Hearon & Moody, a 60+ lawyer law firm

NOTE: PLEASE ATTACH A RÉSUMÉ.

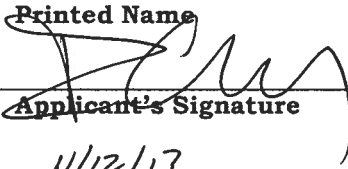
**TRAVIS COUNTY HEALTHCARE DISTRICT (D/B/A CENTRAL HEALTH)
BOARD OF MANAGERS
APPOINTMENT APPLICATION**

Name: Clarke Heidrick					
Date of Birth 12/22/49	Driver's License # or DPS I.D. # [REDACTED]	Are you a U.S. Citizen <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
Ethnicity: (Optional)	<input checked="" type="checkbox"/> White	<input type="checkbox"/> African-American	<input type="checkbox"/> Hispanic	<input type="checkbox"/> Asian	Other: _____

CERTIFICATION OF APPLICANT

I hereby certify that the foregoing and any attached statements are true, accurate and complete. I agree that any misstatement, misrepresentation, or omission of a fact may result in my disqualification for appointment. I assign and hereby give Travis County full authority to conduct background investigations pertinent to this application.

Clarke Heidrick

Printed Name


Applicant's Signature
 11/12/13

Date

Return completed application and attachments via mail to:
 Travis County Commissioners Court
 Attention: Intergovernmental Relations Office
 700 Lavaca Street, Suite 360
 Austin, Texas 78701

Or via email to IGR@co.travis.tx.us.

CLARKE HEIDRICK

PROFESSIONAL QUALIFICATIONS

- Admitted to bar, 1975, Texas.
- Education: Vanderbilt University (B.A., 1971); Southern Methodist University (J.D., 1975).
- 1975-1977 - Associate lawyer at Thompson & Knight, Dallas, Texas
- 1977-present - Associate and Partner at Graves Dougherty Hearon & Moody, P.C.
- Immediate Past Chair, Board of Directors, Graves Dougherty Hearon & Moody, P.C.
- President (Managing Partner) of Graves, Dougherty, Hearon & Moody, P.C. (1993-1997)

PROFESSIONAL AFFILIATIONS

- Member: Austin Bar Association; American Bar Association; State Bar of Texas
- Fellow: Texas Bar Foundation and Austin Bar Foundation

AWARDS AND HONORS

- Listed in The Best Lawyers in America® published by Woodward/White, Inc., Banking and Finance Law; Corporate Law; and Mergers & Acquisitions Law, 1993 - 2013
- Texas Monthly, Super Lawyers®, published by Thomson Reuters, 2003 forward
- Selected by The Best Lawyers in America® published by Woodward/White, Inc., as 2009 Austin Banking and Finance Law Lawyer of the Year; 2010 Austin Corporate Law Lawyer of the Year; and 2012 Austin Mergers & Acquisitions Law Lawyer of the Year
- AV® Preeminent™ Peer Review Rating, Martindale.com
- 2013 Recipient of the Jurisprudence Award from the Anti-Defamation League
- 2012 Recipient of the Gary Farmer Commendation of Excellence Award from the Real Estate Council of Austin
- 2012 Recipient of Health Care Advocacy Award from University Medical Center at Brackenridge
- 2010 Recipient of First Tee of Austin Award for Judgment
- 2008 Recipient of Byron Cox Community Service Award presented by Care Communities
- 2007 Recipient of David Walters Community Excellence Award by Austin Bar Foundation
- Recipient of the People's Community Clinic, W. Neal Kocurek Award for Health Care Advocacy, 2005
- Community Champion Award from United Way/Capital Area, 2005
- 2003 Pioneer Award, United Way of Texas (award for best volunteer in state from larger metropolitan United Ways)

COMMUNITY

- Chair of the Board, Shivers Cancer Foundation
- Chair of the Board, Rebekah Baines Johnson Center
- Executive Committee, Greater Austin Chamber of Commerce (Immediate Past Chair)
- Board Member, Central Health (f/k/a Travis County Hospital District (Chair 2004-2007)

- Board Member, Headliners Foundation
- Member of the Organizing Committee for the creation of a medical school at The University of Texas at Austin
- Member of the Search Committee for the first Dean of the medical school
- Board Member (Chair of Transportation Committee) and Past President, Austin Area Research Organization (AARO)
- Former Executive Chair of the Board of Trustees, St. Stephen's Episcopal School
- Past Board Member, TexHealth Central Texas
- Past Chair of the Board of United Way Capital Area
- Co-Chair of the 2009 United Way Capital Area Campaign
- Advisory Director of Texas Capital Bank
- Lifelong member (and Former Senior Warden) of the Episcopal Church of The Good Shepherd
- Former Director of YMCA of Austin
- Former Director and President of Boys and Girls Club of Austin
- Former Director of Heritage Society of Austin, Inc. (now Preservation Austin)
- Former Chair of Shivers Cancer Centers

CENTRAL HEALTH
BOARD OF MANAGERS
CONFLICT OF INTEREST DISCLOSURE AFFIDAVIT

STATE OF TEXAS §
COUNTY OF TRAVIS §

On this day, Clarke Heidrick appeared before me, the undersigned notary public, and after I administered an oath, upon his/her oath, he/she said:

"My name is Clarke Heidrick. I am competent to make this affidavit. The responses to the questions stated in this affidavit are within my personal knowledge and are true and correct. In this affidavit, "Central Health" means the Travis County Hospital District d/b/a Central Health and "Board" means the Board of Managers of Central Health. I am making this affidavit to disclose potential conflicts of interest that might affect my ability to serve on the Board and to verify that I meet all eligibility requirements for appointment to the Board.

"I understand that providing no information in the space provided in items 4 through 25 is a statement that these circumstances do not apply to either my spouse or me as applicable and I affirm that all of the following statements are true and correct.

1. I reside in Travis County, Texas.

EMPLOYMENT

2. I am not an elected official.

3. My **spouse's** employer is Westminster Presbyterian Day School (part time)

My **spouse** works in _____ (department).

My **spouse's** position title is substitute teacher.

FINANCIAL RELATIONSHIPS

4. If my employer has, or is expected to have, a financial relationship (other than as a taxpayer) with any of the following entities, I have marked an X in the box preceding the entity and stated the financial relationship:

Central Health _____

City of Austin _____

Travis County _____

Ascension Health (Seton Healthcare Family or its affiliates) _____

Hospital Corporation of America/HCA (St. David's Hospital) or one of its affiliates
See attached.

University of Texas System See attached.

Another healthcare provider that has or is likely to have a financial relationship with Central Health (specify provider also) _____

5. If my **spouse's** employer has, or is expected to have, a financial relationship (other than as a taxpayer) with any of the following entities, I have marked an X in the box preceding the entity and stated the financial relationship:

Central Health _____

City of Austin _____

Travis County _____

Ascension Health (Seton Healthcare Family or its affiliates) _____

Hospital Corporation of America/HCA (St. David's Hospital) or one of its affiliates

University of Texas System _____

Another healthcare provider that has or is likely to have a financial relationship with Central Health (specify provider also) _____

6. If I intend to seek a business arrangement with Central Health, the type of business is stated below:

None

7. If my **spouse** intends to seek a business arrangement with Central Health, the type of business is stated below:

None

8. If I do work for or participate in the management of any organization (other than a political subdivision) that receives funds from Travis County or the City of Austin or is expected to receive funds from Central Health, the name of the organization, the entity providing funds and the type of funding are stated below:

See attached.

9. If my **spouse** does work for or participates in the management of any organization (other than a political subdivision) that receives funds from Travis County or the City of Austin or is expected to receive funds from Central Health, the name of the organization, the entity providing funds and the type of funding are stated below:

None

INDEPENDENCE

10. If I am employed or engaged in a business or professional activity that might cause me to disclose confidential information acquired as a result of my being a member of the Board, the name of the business or activity is stated below:

None

11. If my **spouse** is employed or engaged in a business or professional activity that might cause me to disclose confidential information acquired as a result of my being a member of the Board, the name of the business or activity is stated below:

None

12. If I am employed or engaged in any activity that could significantly impair my independence of judgment in the performance of my official duties as a member of the Board, the name of the activity is stated below:

None

13. If my **spouse** is employed or engaged in any activity that could significantly impair my independence of judgment in the performance of my official duties as a member of the Board, the name of the activity is stated below:

None

14. If I own an interest in real property that is expected to be acquired for a Central Health project, the location of the property is stated below:

None

15. If my **spouse** or **minor children** own an interest in real property that is expected to be acquired for a Central Health project, the location of the property is stated below:

None

16. If I have material personal investments that could create a conflict between my private interests and the interests of Central Health, the type and extent of those investments is stated below:

None

17. If my **spouse** or **minor children** have material personal investments that could create a conflict between their private interests and the interests of Central Health, the type and extent of those investments is stated below:

None

18. If I own or control, either directly or indirectly, more than 10% of the stock or shares of a company that receives funds from Travis County or the City of Austin or is expected to receive funds from Central Health, the name and percentage of ownership of those companies are stated below:

None

19. If my **spouse** or **minor children** own or control, either directly or indirectly, more than 10%

of the stock or shares of a company that receives funds from Travis County or the City of Austin or is expected to receive funds from Central Health, the name and percentage of ownership of those companies are stated below:

None

20. If I use or receive a substantial quantity of goods or services from Travis County or the City of Austin, or expect to receive a substantial quantity of goods or services from Central Health, the type and approximate annual quantity are stated below:

None

21. If my **spouse** or **minor children** use or receive a substantial quantity of goods or services from Travis County or the City of Austin, or expect to receive a substantial quantity of goods or services from Central Health, the type and approximate annual quantity are stated below:

None

LOBBYING AND CONSULTING

22. If I am an owner, officer, employee, manager or paid consultant of any association either involved in the field of health care services or supplies, or lobbying for health care services, my position and the name of the association are stated below:

None

23. If my **spouse** is an owner, officer, employee, manager or paid consultant of any association either involved in the field of health care services or supplies, or lobbying for health care services, my position and the name of the association are stated below:

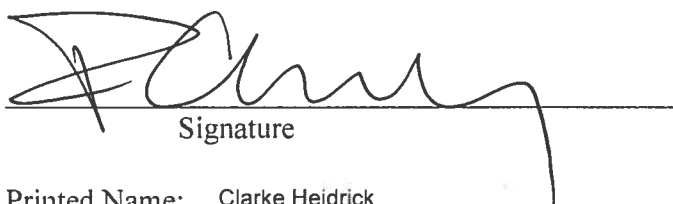
None

24. If, currently or during the last three years, I am or was a lobbyist for compensation at or on behalf of Travis County or the City of Austin, my activities and on whose behalf they were provided are stated below:

None

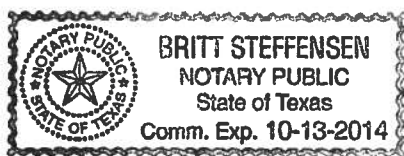
25. If, currently or during the last three years, my **spouse** is or was a lobbyist for compensation at or on behalf of Travis County or the City of Austin, my **spouse's** activities and on whose behalf they were provided are stated below:"


None


Signature

Printed Name: Clarke Heidrick

SWORN TO and SUBSCRIBED before me by Clarke Heidrick on Nov 12, 2013.




Notary Public in and for the State of Texas

CONFLICT OF INTEREST DISCLOSURE AFFIDAVIT

4. **Financial Relationships:**

Hospital Corporation of America/HCA (St. David's Hospital) or one of its affiliates. Other lawyers at my law firm have provided legal services to various St. David's entities. These services are unrelated to the work of Central Health and I have had no personal involvement in them. The law firm's revenues from this work over the last 3 years have been less than .2% of the firm's total revenue for the same period and have not had (and will not have in the future) a material effect on my compensation, since none of those revenues are attributable to me for purposes of the firm's compensation system.

University of Texas System. Other lawyers at my law firm have provided legal services to University of Texas System. These services are unrelated to the work of Central Health and I have not had any personal involvement in any of this work. The law firm's revenues from this work for the last 3 years are less than .1% of its total revenue for the same period and have not had (and will not have in the future) a material effect on any income, since none of those revenues are attributable to me for purposes of our firm's compensation system.

8. From time to time I identify clients of my law firm who provide goods or services to Central Health. Thus far, those have included Texas Mutual Insurance Company (provides workers' compensation insurance to Central Health) and O'Connell Robertson & Associates, Inc. (which has provided architectural and engineering services to Central Health). I have not been involved in any of these procurements, but, from time to time, have been personally involved in the representation of those clients of our firm, and, accordingly, have abstained from voting on any contracts between Central Health and any of these entities.