



**Contra  
Costa  
County**

To: Board of Supervisors  
From: William Walker, M.D., Health Services Director  
Date: January 10, 2012

Subject: Cancellation Agreement #26-604-6 and Contract #26-604-7 with Michael Gynn, M.D.

**RECOMMENDATION(S):**

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County as follows:

1. Cancellation Agreement #26 604-6 with Michael Gynn, M.D., a self-employed individual, effective on the close of business on December 31, 2011; and
2. Contract #26-604-7 with Michael Gynn, M.D., a self-employed individual, in an amount not to exceed \$560,000, for the provision of professional general surgery services for patients at Contra Costa Regional Medical Center and Contra Costa Health Centers, for the period from January 1, 2012 through December 31, 2012.

**FISCAL IMPACT:**

This Contract is funded by Enterprise I Budget. Cost to the County depends upon utilization. As appropriate, patients and/or third party payors will be billed for services. Rates for surgical procedures have increased. Surgical procedure rate is being decreased.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **01/10/2012** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

AYE: John Gioia, District I  
Supervisor  
Mary N. Piepho, District III  
Supervisor  
Karen Mitchoff, District IV  
Supervisor  
Federal D. Glover, District V  
Supervisor

ABSENT: Gayle B. Uilkema, District II  
Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 10, 2012

David Twa, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

Contact: David Goldstein, MD,  
370-5525

#### BACKGROUND:

On December 14, 2010, the Board of Supervisors approved Contract #26-604-4 (as amended by #26-604-5) with Michael Gynn, M.D., to provide general surgery services including consultation, training, on-call, medical and/or surgical procedures, for patients at Contra Costa Regional Medical Center and Contra Costa Health Centers, for the period from January 1, 2011 through December 31, 2012.

In consideration of Contractor's agreement to continue providing services, both parties have agreed to decrease the surgical procedure rate. Therefore, in accordance with General Conditions, Paragraph 5. (Termination and Cancellation) of the Contract, the Department and Contractor have agreed to a mutual cancellation of Contract #26-604-4 (as amended by #26-604-5). Approval of Cancellation Agreement #26-604-6 will accomplish this termination.

Under Contract #26-604-7, Contractor will provide professional general surgery services, including, clinic coverage, consultation, training and medical and/or surgical procedures, through December 31, 2012.

#### CONSEQUENCE OF NEGATIVE ACTION:

If this Contract is not approved, this physician would continue to be reimbursed at the higher surgical procedure rate. This rate is being reduced to reflect current industry compensation and the County's budgetary requirements.

#### CHILDREN'S IMPACT STATEMENT:

Not applicable.