

MINUTES
MH&R BOARD OF ERIE & OTTAWA COUNTIES
— MARCH 21, 2017 —

PRESENT:	Betsy Wilber Gerhard Gross Charles Murray Tim Betton Kayleigh Snyder	Ron Guerra Jim Olson Craig Stahl Connie Cornett John Fletcher	Bob Geib Connie Kendrick Anthony Setley Keith Newton Sam Artino
OFFICE STAFF:	Jody Demo-Hodgins Lisa Crescimano	Patty Notestine	Leigh Ann Faulkner
EXCUSED:			
ABSENT:	Darwitt Garrett		

THE MHRB MEETING OF MARCH 21, 2017, WAS CALLED TO ORDER AT 5:15 P.M. AND THE CHAIRMAN NOTED THE PRESENCE OF A QUORUM, BETSY WILBER, CHAIR, PRESIDING.

SECRETARY'S REPORT (*Minutes of February 21, 2017 Board meeting and Minutes of March 7, 2017 Special Board meeting*); both approved as read.

AGENDA ITEM PROPOSALS: No additions made.

Interim Director Report: Jody Demo-Hodgins.

- 1) **Board Member Applicants:** We have several pending applications for individuals interested in filling the two OhioMHAS open seats available. Information will be presented to the Board in April so a decision can be made.
- 2) **NOPH-Criminal Justice-Local System Meeting:** On March 20, we held a meeting with NOPH Hospital staff, Firelands Crisis Services staff and both county sheriff's and their staff to discuss challenges with admissions and discharges at NOPH. The meeting was helpful in addressing questions around medical clearance requirements, re-admissions to NOPH soon after a discharge, responsiveness of hospital staff to calls from Firelands crisis staff and barriers to admissions around nursing home clients. Both Sheriff Levorchick and Sheriff Sigsworth were complimentary regarding the work being done in the jail by Fireland's staff in addressing inmate needs for mental health services. They were also complimentary about the Bayshore staff and addiction treatment and assessment.

Behavioral Health Redesign: For the past several months, OhioMHAS and the State Medicaid Department have been working towards a redesign of the behavioral health system known as Medicaid Modernization. Medicaid members needing treatment for mental health or substance abuse disorders represent 27 percent of Ohio Medicaid enrollment but account for 47% of Medicaid spending. Only half of the behavioral health population on Medicaid is seen through the community behavioral health system. Individuals with severe and persistent mental illness (SPMI) who are not receiving care from community MHAS providers often lack a connection to treatment due to chronic homelessness, criminal justice involvement or social isolation.

Recoding: One factor involves the recode of services. Providers have been using an antiquated Medicaid billing code system that will be significantly changed with the update to the new codes. The current focus is on aligning all billing codes to meet national standards, redefining mental health pharmacologic management and substance use disorder

medical/somatic services as medical services. This also includes separating and repricing some existing services (e.g., community psychiatric supportive treatment (case management)). This process will *significantly change things for behavioral health providers* because they must assess for the acuity of services to meet the vast number of new codes. They are now trying to factor this into their SFY18 budget. After June 30, 2017 – the state will not accept any claims billed using the old codes. As we move forward with GOSH billing on July 1, 2017 – providers will be billing in a new code environment.

Rendering Providers: Providers must have psychiatrists, nurses, therapists, etc., enroll in the system as providers.

Funding Implications: There are concerns across the state that these changes may result in cash flow problems for providers because of adjusting to a new and separate set of codes, changes in documentation and adherence to new criteria around levels of care built into the code sets.

Budgets: The SFY2018 budget process is moving forward. We anticipate having all budgets in the office no later than March 29, 2017. Board staff will assemble binders for board members along with additional information regarding estimated allocations from Ohio MHAS and details on how those funds can be used. The binders will also have information regarding the continuum of care requirements for boards that started on September, 2016. Providers will be scheduled to come to both Finance and Planning meetings (note: all members are invited and encouraged to attend both Finance and Planning) to make a more formal presentation.

It was noted that the Planning and Oversight Committee will meet on Thursday, April 6, and the Finance Committee will meet on Monday, April 10. Both meetings starting at 5:15 p.m. at the boardroom office. Please plan to attend these meetings since different providers will be presenting their FY18 budget proposals at both meetings.

REPORT OF OFFICERS:

TREASURER’S REPORT (MOTIONS REQ. ACTION ETC), reviewed by Ms. Crescimano.

Item #1 –Approval of monthly Bills to Be Paid in March **Resolution No. 03-2017-01**, Whereas the attached **March Financial Transaction Report** has been reviewed for appropriateness, and compliance with Board Policies; therefore, Ms. Wilber resolved that the Mental Health and Recovery Board of Erie and Ottawa Counties approve the business contained in the March Financial Transaction Report with the addition of \$150.00 for FCFC (parent stipend) added verbally at the meeting. Total Amount Approved \$721,042.70; seconded by Ms. Kendrick. Consent Vote taken; 14 yes, -0- no, 1 abstain, resolution carried.

Item #2 –Approval of **Amended Appropriations** (return of prior receipt received incorrect through the auditor’s office) moved by Mr. Stahl, seconded by Mr. Newton. Consent Vote taken; 15 yes, motion carried unanimously.

Item #3 –Approval of **Credit Card Authorization Policy** moved by Ms. Wilber, seconded by Mr. Stahl. Consent Vote taken; 15 yes, motion carried unanimously.

February Cash Balance Summary, Revenue Report and Expense Report – reviewed by Ms. Crescimano. It was noted a line item will be added to the report showing unencumbered funds.

REPORT OF COMMITTEES:

- Finance: Ms. Crescimano reported her concern that some of the grant funding totaling approximately \$350,296 was expended from the general fund but received in the grant fund. Legally you cannot transfer money from the grant fund to the general fund without a court order. After meeting with Rick Jeffrey, Erie County Auditor, and his staff to avoid going through the court order process, he has agreed to do correcting entries provided it is acceptable to the

IPA firm that is doing the audit for the State and the Board passes a resolution. She is waiting for a call back from the IPA firm.

- Planning & Oversight: No update, no meeting was held.
- Audit: The special audit is close to completion. They plan on having the final report submitted to the Board before the next board meeting.
- Transition: Hearing to take place tonight.
- Nomination Committee: Mr. Stahl noted that we have a lot of great applications and qualified individuals. Nomination and appointment process to be discussed at the next board meeting.

UNFINISHED BUSINESS:

- 1) Vice-Chair Nomination: Would like to see someone from Ottawa County nominated. Postponed to April Board meeting.
- 2) Erie/Ottawa Jail Tours: It was decided to tour the Ottawa County jail before the May board meeting in Port Clinton. Information will be upcoming. Ms. Snyder will resume contact with the Erie County Sheriff for the Erie County jail tour. With all the upcoming meetings, it was suggested to possibly tour the Erie County jail in June.

NEW BUSINESS: None

GUEST INTRODUCTIONS AND ANNOUNCEMENTS:

Guests in attendance introduced themselves.

Updates:

- Marla Laney, ESN, will be undertaking wrap training in Cincinnati the first week of April. Thank you, Marla, for your dedication in helping others.
- Donna Kelly, BCS, gave an in-depth report on services being provided in the schools. Especially for the younger children pre-kindergarten and 1st grade. Fantastic programs are being offered including prevention, bullying, and coping skills.
- Mary Beth Wade-Jones, Bayshore Counseling Services, is hosting a Resource Fair on Friday, March 24, from 10 to 2 in conjunction with the Center for Cultural Awareness Citizen Circle. Local and regional resources will be available along with key providers. This will also be available in Ottawa County on Friday, May 9, from 10 to 2 at the Lighthouse Sober Living facility.
- A Recovery Rally is in the works for this summer in Ottawa County.
- Sue Prentice, Genesis, thanked the Board for their support.

RECESS: At 6:22 p.m. Ms. Wilber announced a short recess will be taken. The meeting was reconvened at 7:03 p.m., Ms. Wilber turned the meeting over to Mr. Gross.

HEARING PROCEEDINGS: Mr. Gross, Board Trustee, stated that the Board was granting a hearing pursuant to O.R.C. 340.032 which provides that a letter of written charges showing cause for the removal of the Executive Director of the Mental Health and Recovery Board, Dr. Kirk Halliday, be afforded a hearing. He announced the opening of the hearing. Present at the hearing was the Board, Dr. Kirk Halliday was present with his Counsel Attorney Geoffrey Olgesby. In order to provide a record of the hearing, it was recorded by a court reporter. Anyone providing testimony or speaking was sworn in and identified themselves on record with their name, prior to providing any testimony. Documents were provided and identified. Mr. Gross explained that the proceedings were not a court hearing, but an informal proceeding, and are not under the rules of evidence as in a court room. After the Board has presented its issues, Dr. Halliday along with his Counsel will be free to present testimony. After evidence and testimony Dr. Halliday has presented, the Board will enter executive session with its legal counsel on employment issues. The Board will then return into regular session for public deliberation.

EXECUTIVE SESSION:

At 10:15 p.m. Mr. Gross moved to exit the hearing and enter executive session for Personnel: appointment, employment, dismissal, discipline, promotion, demotion, or compensation of public employee or official, or the investigation of charges or complaints against a public employee or official, seconded by Mr. Betton. Roll call vote taken; Mr. Artino, yes; Mr. Betton, yes; Mr. Fletcher, yes; Mr. Gross, yes; Mr. Geib, yes; Mr. Guerra, yes; Ms. Kendrick, yes; Mr. Murray, yes; Mr. Newton, yes; Mr. Olsen, yes; Pastor Setley, yes; Mr. Stahl, yes; Ms. Wilber, yes; motion approved unanimously.

At 10:36 p.m. Mr. Gross moved to exit the executive session and enter back into the regular board meeting, seconded by Mr. Guerra. Roll call vote taken; Mr. Artino, yes; Mr. Betton, yes; Mr. Fletcher, yes; Mr. Gross, yes; Mr. Geib, yes; Mr. Guerra, yes; Ms. Kendrick, yes; Mr. Murray, yes; Mr. Newton, yes; Mr. Olsen, yes; Pastor Setley, yes; Mr. Stahl, yes; Ms. Wilber, yes; motion approved unanimously.

ACTION TAKEN:

Mr. Murray stated having provided notice of written charges to Dr. Kirk Halliday and having afforded him a hearing before this Board, I hereby move, pursuant to O.R.C. 340.032, that Dr. Kirk Halliday be removed, for cause, from employment as Executive Director with the Mental Health and Recovery Board of Erie and Ottawa Counties, effective March 22, 2017, seconded by Mr. Gross.

Discussion:

Pastor Setley noted that the testimony we heard and the evidence presented tonight was very moving and he appreciates everyone's involvement and believes we are doing what is best for the Board.

Mr. Geib thanked Mr. Gross and Mr. Murray for all their vigorous work. Reiterated by Mr. Betton.

Roll call vote taken; Mr. Artino, yes; Mr. Betton, yes; Mr. Fletcher, yes; Mr. Gross, yes; Mr. Geib, yes; Mr. Guerra, yes; Ms. Kendrick, yes; Mr. Murray, yes; Mr. Newton, yes; Mr. Olsen, yes; Pastor Setley, yes; Mr. Stahl, yes; Ms. Wilber, yes; motion approved unanimously.

LIST OF ATTACHMENTS: Interim Director Report

THE MHRB MEETING OF MARCH 21, 2017, WAS ADJOURNED AT 10:45 P.M. WITHOUT OBJECTION BY BETSY WILBER, CHAIR.

Minutes taken by Patricia J. Notestine
Office Associate/Board Secretary