

LENAWEE COMMUNITY MENTAL HEALTH AUTHORITY BOARD MEETING

Minutes

September 30, 2010

Present: Bills; Clites; Jackson; Keller, Martinez, Miley; Smith; Van Doren; Welch; Wilson Zimmerman
Absent: Ackley
Staff: Albright, Myers; Rawlings (Minutes); Robb; Keener
Public: None

CALL TO ORDER

Bills called the meeting to order at 3:02 pm, in the absence of board chair Ackley.

PREVIOUS MINUTES

Correction made to previous minutes to add Wilson to Regional RRAC attendance, and Operations & Budget Minutes page 3 should read "Service Inquiries in July were 110...." **MOTION** by Smith to approve the previous minutes with corrections dated August 26, 2010. **SUPPORTED** by Miley. **MOTION CARRIED.**

PUBLIC COMMENT

No public comment.

SPECIAL PRESENTATIONS, REPORTS AND ACKNOWLEDGEMENTS

Stephanie Albright was presented with an award for 15 years service - congratulations.

COMMITTEE REPORTS

A. Standing Committees

1. Consumer Advisory

There was no Consumer Advisory Committee in September.

2. Quality Assurance/Compliance

There was no Quality Assurance/Compliance meeting in September.

3. Facilities Committee

There was no Facilities Committee Meeting in September.

4. Operations and Budget

MOTION by Miley to approve Revised Recipient Rights Policies RR-617 - Dignity & Respect, and RR-626 - Physical Management and Restraint. **SUPPORTED** by Keller. **MOTION CARRIED.**

MOTION by Smith to approve list of current contracts for renewal. **SUPPORTED** by Jackson. **MOTION CARRIED.**

MOTION by Miley to approve FY2011 MDCH/CMHSP Managed Mental Health & Supports Contract. **SUPPORTED** by Smith. **MOTION CARRIED.**

Myers explained that Public Act 421 directs DCH to reduce the number of CMHPs to 18 and to present a plan for implementation. The Board Association Legislative Committee recommended a position of opposition. The Department developed its own draft changes to the Mental Health Code on the same issue. Some of the larger boards are not in agreement with taking this stand. It has been decided to take the issue off the table for the Board Association to amend its language. It will then be submitted to all of the Board Chairs to ensure everyone has an opportunity to respond. There is also concern that this might pass through in the lame duck session. There was

further discussion about the ramifications of such a consolidation on Lenawee, such as local relationships and collaboration efforts being jeopardized, as well as the dissolution of the local board.

Myers detailed the proposal to bring the Traveling Suitcase exhibit "The Lives they Left Behind" to Lenawee for Mental Health Awareness Month next May. It is a collection of suitcases containing personal belongings which were found in an attic after the closing of Willard Psychiatric Center in New York. It is proposed to expand the exhibit to include artifacts from the State of Michigan, guest speakers, panel discussions etc. The intention would be to join with local partners/agencies in an effort to gain wider public attention and education. Preliminary work has been done regarding discussing availability of the exhibit itself, and talks with the local historical museum - as it is necessary to house the exhibit in a climate controlled atmosphere. The Department is also willing to loan artifacts from their archives. The cost of the exhibit itself is \$6,000. Myers proposes asking the Mental Health Awareness Committee to manage this project, and to use Hendershot funds. **MOTION** by Jackson to approve the purchase of "The Lives They Left Behind - Suitcases from a State Hospital Attic" to be a part of a bigger exhibit for Mental Health Awareness Month next May, with a budget not to exceed \$12,000 from the Hendershot Fund. **SUPPORTED** by Van Doren. **MOTION CARRIED.**

New Focus Clubhouse: As the numbers continue to decline Management is in agreement that it cannot continue to support this program. LCMHA does not have to have a Clubhouse facility in its community, however, there does have to be one available within the Affiliation within a prescribed number of miles. Recommendation by Management is the disenrollment of the program. Other options are limited but have been pursued. The Youth in Transition program is still in its infancy. A possible tenant was contacted and was interested; however, they have since declined. Expanding the Drop in Center was also a viable option for the future. Management has had conversations with Monroe CMH to discuss the possibility of combining programs. Monroe has been experiencing similar problems with their Clubhouse (declining enrolment and interest). They have the added distress of an expensive (and inferior) building. After a visit to our Clubhouse, Monroe Management is very interested in leasing the facility from us and running the program for both counties, which would entail transportation of their consumers. This would be a huge saving for them and may breathe new life into this program for both counties. The move would affect two LCMHA full time and one contract staff, and they are fully aware of the situation. Consumers have also been advised of impending changes. Myers stressed that if this new arrangement is not successful the next step would mothball the building until such a time as the real estate market improves, or try to find another tenant. Smith is concerned that there may be a pre-payment penalty on the bond. Jackson noted that as

it is a bonded project, we may have to pay off all of the mortgage rather than just the Clubhouse portion. Clites questioned if a time period for take over and assessment of success had been discussed. Myers explained that discussion has not progressed to that point. Monroe will be taking the proposal to their board in October, and then there is a 60 day notice they would have to give on their current building, which would mean that this consolidation would not happen until January. **MOTION** by Jackson to authorize management to engage with Monroe CMH in negotiations for them to operate the Clubhouse and to disenroll the program at their discretion. **SUPPORTED** by Smith. **MOTION CARRIED.**

2010/2011 Budget: The first draft budget was presented at last month's board meeting. This month's draft (interim plan) should be finalized soon. The block grant has been put in, and a part time employee position has been added to back-fill two nurse positions and one nurse position has been removed. This plan is built on an anticipated 20% reduction in GF dollars. With the new changes contribution from the fund balance has dropped from \$361,567 to \$242,694. The GF cut could be considerably less than anticipated. Also the appropriation bill will direct the Department to distribute the cut using the funding formula used previously, which should work in our favor. The interim plan budgeted is \$15,035,081. **MOTION** by Smith to approve the 2010/11 Interim Budget Plan. **SUPPORTED** by Zimmerman. **MOTION CARRIED.**

Data and Finance Reports: An error was noticed on report taken to Operations & Budget Committee - a revised copy was distributed. Service Inquiries for August totaled 103, with 34 initial assessments, 2 ineligible and denied, 30 eligible and receiving services, 1 added to the waiting list. Community Inpatient shows we are above the budget line for the month. 86% of the budget is spent at 92% of the way through the year. No-one was admitted who had previously been denied service within the last three months, and no-one was readmitted within 30 days. State hospitalization costs are holding despite three people being in the hospital at the same time in August. One was discharged early in September, and one was an NGRI transfer, we are preparing a community placement for him. We should see a drop in numbers next month.

Finance Report: Projected contribution from the fund balance for this year (\$156,000) will be covered by the 236 Transfer. At the end of August however, this number dropped to \$35,000. As we looked into the Encompass system more services were covered by Medicaid than anticipated and fewer had to be covered by GF.

Cash balance: Wealth Management return on investments is 2.6% and 2.97%. \$482,512 is owed on the mortgage, 60% of which relates to the Clubhouse.

MOTION by Jackson to accept the financial report and additional vouchers totaling \$149,969.45. **SUPPORTED** by Wilson. **MOTION CARRIED.**

Myers reported that administration will be changing telephone carriers to D & P Communications in early October in a cost saving effort.

5. Personnel Committee

Smith reported on Personnel Committee Meeting which was held on September 17th. The Directors Annual Review and Contract was presented. There are no changes from the previous year. Accomplishments from the previous year, and goals for next year were also reviewed. The committee appreciates the great leadership that continues to be eminent along with the respect and collaboration between other agencies; the affiliation; the board association and the department. He has built a great staff, and the board is grateful that Roger Myers will continue for another year. **MOTION** by Smith to approve the FY2010/11 Directors Contract. **SUPPORTED** by Keller. **MOTION CARRIED.**

Board Member vacancies were discussed. Bill Zimmerman intends to let his term run out in March. Also Jim Van Doren's appointment as a member of the County Commission ends in December. To enable him to continue on the Board of CMH it would be necessary to petition the County Commission to allow him to continue to finish his term through 2013.

MOTION by Smith to petition the County Commission to reappoint Jim Van Doren to the LCMHA Board through the remainder of his term ending in 2013, and recommend the Commission continue having two Commissioners on the Mental Health Board; they appoint a member to a vacancy that will occur in March. **SUPPORTED** by Wilson. **MOTION CARRIED.** Van Doren abstained.

6. Recipient Rights Advisory Committee

Miley reported on the Recipient Rights Advisory Committee meeting, held on September 28th. The initiative to complete investigations within 45 days is now an Affiliation standard. Fran Foley's average through the third quarter of this fiscal year was 35 days. There has been an increase in Abuse Class III (threatening a recipient or using foul language toward a recipient), and this is being monitored. Neglect Class III (not following a standard of care/not

placing a recipient at risk of harm) allegations are declining. In the third quarter 49 complaints were received, 41 allegations were substantiated, and all investigations were completed within the state guideline time limits. An Affiliate RRAC Meeting is scheduled for October 21st in Washtenaw, but it is being hosted by Monroe. Incident Reports are being tracked in a timely manner. Sandy Keener reviews all critical incident reports.

Retirement Committee

There was no Retirement Committee meeting in the month of September.

B. Ad-Hoc Committees

There were no Ad-Hoc Committees in September.

EXECUTIVE DIRECTOR'S REPORT

1. Myers conveyed the Board's issue regarding the Board Association Budget, and also shared it with our partners. These views were brought to the Board Association Budget Committee; however, to date there has been no response. There are other boards who share similar concerns.
2. The Board Association is looking at expanding its membership. This issue may be highlighted at the Fall Conference. There has been a proposal to expand membership of the Association (voting) to include a mental health provider (affiliate status); a mental health substance abuse provider and an advocacy organization. This would increase the number of voting members from 34 - 37 on the Executive Board. There is some concern about the advocacy organization position (who would they choose). There will be more conversation with representatives from the affiliate group. This move would require some By-Law changes.
3. Attorney General Opinion on Jail Services. It was the opinion of the Attorney General that mental health services provided in the jail are the responsibility of the county. We have been waiting for the Department's response. It is understood that there will be boilerplate language in the DCH Appropriation Bill that the Department cannot prohibit us from using our GF to pay for services. However, if there is an audit either by Auditor General or DCH and the issue comes up it would go back to the Attorney

General opinion that it is the county's responsibility. The issue is only partially resolved. The Department suggests that CMH and the Sheriff take this issue to the county corporate counsel for them to render an opinion. Myers and Keener met with the Sheriff, it was agreed that this issue will be taken to the Criminal Justice Committee to ask for a recommendation to pursue legal counsel. We will be able to craft a continuance of the agreement between CMH and the Sheriff for services in jail for the time being. Budget numbers were provided to the Sheriff.

4. Candidate Forum. CMH is partnering with Siena Heights University; Adrian Chamber Regional Consumer Committee and the Community Collaborative to host a Candidate Forum on October 25th from 6:30pm - 9:00pm in the Francoeur Theater at Siena. Most candidates have confirmed their attendance.
5. The Affiliate Directors, following the November elections, anticipating that there will be a change in the Governors office, will start meeting to look at "alternative futures". The belief is that things could move quickly, and that there will be renewed interest and conversation about privatization. It is also expected that U of M will want to have a meeting with the Transition Team and the Affiliation should be aware of what they are doing.
6. Goodwill. Sandy Keener and Roger attending Goodwill's Awards Evening earlier this week. Our October Board Meeting will be held at Goodwill, more details will follow. The remodeling is almost done. Final numbers are in and our share is \$146,950. Roger is in receipt of a "thank you" from Goodwill's Finance Committee in appreciation of our financial support. The changes will help make delivery of services easier and in more comfortable surroundings. Board Members received today an invitation to Goodwill's 50th Anniversary Celebration on November 6th.

REPORT FROM BOARD CHAIR

No report from Board Chair as she was absent.

BOARD MEMBER COMMENTS

Board members thanked Roger Myers for all of his hard work and leadership for many years; they appreciate all of his efforts particularly in relation to the budget, and thanked him for continuing. Jim Van Doren would like to echo those sentiments on behalf of the County Commission who have enjoyed a mutually agreeable relationship with Roger on behalf of Community Mental

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Health. Van Doren would also like to congratulate Grace Miley on 100% attendance at Board Meetings this year. Smith would like to reiterate that CMH has a tremendous staff who are very dedicated through some trying times and who continue to make sacrifices going forward. We are very fortunate to have everyone doing their very best for our consumers.

ADJOURNMENT

Meeting adjourned at 4:30pm.
/klr

Scott Clites, Secretary

Date