

ST. CLAIR COUNTY COMMUNITY MENTAL HEALTH AUTHORITY
3111 Electric Avenue
Port Huron, Michigan 48060

GROUP MEETING: SCC Community Mental Health Board
 SUBJECT: Regular Meeting
 PLACE: St. Clair County Community Mental Health
3111 Electric Avenue, Port Huron
 DATE: November 2, 2021
 TIME: 6:00 p.m.
 PRESIDING: Nancy Thomson, Chairman

DRAFT

ATTENDEES: In-Person: L. Ames, J. Jowett-Lee, N. Thompson, J. Totty, E. Priemer
 Video Conference: J. Bligh (Ruby, MI), C. Cutright (Fort Gratiot), T. Essian (Estero, FL), M. Partipilo (Lakeport, MI), M. Paulus (Port Huron, MI), K. Schieweck (Port Huron, MI), T. Tucker (St. Clair, MI)

ABSENT: None

ALSO PRESENT: Guest: Renae Kiehler (arrived 6:13 pm)
 Staff In Person: D. Johnson, T. Pingitore, K. Gallagher, L.Gauthier
 Video Conference : M. Measel-Morris (Lexington, MI), T. Sparks (Clyde, MI)

I. CALL TO ORDER

The meeting was called to order at 6:00 p.m. by Chairman Thomson.

II. CITIZENS WISHING TO ADDRESS THE BOARD – None

III. CLOSED SESSION

Chairman Thomson stated that the purpose of the Closed Session is to discuss labor relations.

It was moved by Mr. Schieweck, seconded by Ms. Tucker, to move into Closed Session at 6:04 pm.

MOTION CARRIED

The Board resumed its Regular Session at 6:11 p.m.

IV. AGENDA CHANGES – N. Thomson

Add: IX.A.3. FOIA Request
 Move: IX.D. Region 10 PIHP Update prior to IX.A.

V. PRESENTATION OF PREVIOUS MEETING MINUTES

A. Regular Board Meeting Minutes – October 5, 2021

It was moved by Ms. Cutright, seconded by Ms. Jowett-Lee, to approve the Regular Board Meeting Minutes of October 5, 2021, as presented. **MOTION CARRIED**

VI. PRESENTATION OF RECEIPTS/DISBURSEMENTS & ELECTRONIC TRANSFERS

It was moved by Mr. Priemer, seconded by Ms. Jowett-Lee, to approve the Receipts/Disbursements & Electronic Transfers for the month ending September 30, 2021, as presented. **MOTION CARRIED**

VII. PRESENTATION OF BILLS TO BE PAID

It was moved by Mr. Schieweck, seconded by Ms. Jowett-Lee, to approve the Bills to be Paid as of October 28, 2021 in the amount of \$4,085,733.42, as presented. **MOTION CARRIED**

IX. ITEMS FOR ACTION

A. Administrative Services – T. Pingitore

1. Collective Bargaining Agreement – Local 3385 – 2022 – 2024

Ms. Pingitore asked for Board approval of the Collective Bargaining Agreement for Local 3385 for January 1, 2022 thru December 31, 2024. She noted that the Union just ratified the contract. We do not have the formal contract ready for signature tonight but once prepared signatures will be obtained.

It was moved by Ms. Jowett-Lee, seconded by Ms. Totty to approve the Collective Bargaining Agreement for Local 3385 for the period of January 1, 2022 thru December 31, 2024, as presented. **MOTION CARRIED**

Ms. Johnson extended a special thanks to Ms. Pingitore for leading the efforts in this negotiation along with Ms. Kruskie They did work with an attorney that was assigned to us; however, they did a great job!

2. CMH Board By-Laws

The CMH Board By-Laws were brought to the Board for their annual review at the October 5th meeting. There were no suggested changes and no feedback was received.

Ms. Pingitore made the Board aware with the current Open Meetings Act stating that the way the Act is currently written, December 31, 2021 will be the end of the remote or electronic participation; unless amended. The only exception is for military service.

It was moved by Mr. Priemer, seconded by Ms. Jowett-Lee, to reaffirm the current CMH Board By-Laws, as written, for the coming year. **MOTION CARRIED**

B. Contract Management – M. Measel-Morris

1. Rental Agreements

Presented to the Board were three new residential agreements. They are for Blue Water Developmental Housing, Innovative Housing, and I.M.P.A.C.T. Housing. These new contracts are a result of the new state cost allocation changes. All non-service costs had to be removed from the contracts as of October 1st. This meant that we could no longer include any of the rental agreement monies. The contracts are all similar except for the first page which addresses the type of home and the last page which addresses the specific cost.

It was moved by Ms. Schieweck, seconded by Ms. Cutright, to approve the Residential Rental Agreements for Blue Water Development Housing, Innovative Housing and IMPACT Housing, for the period of October 1, 2021 through September 30, 2022, as presented.

MOTION CARRIED

2. Contract Amendments:

a. Contract Rate Renewals FY 2022

Overviewed by Ms. Measel-Morris was a one-page document detailing the Contract Rate Renewals for FY 2022 for Blue Water Developmental Housing – Residential; I.M.P.A.C.T. Residential; Innovative – Residential; Blue Water Developmental Housing – Specialized Living Arrangements and Life Skills.

This document states the name of the provider, the contract term, the rate effective dates, code, unit rate, total cost as well as the service cost increase / decrease. Ms. Measel-Morris advised the Board that the rate renewals update the current rates due to an increase in staffing costs and changes to cost calculations (cost plus 5% w/cost settlement).

Ms. Measel-Morris noted that the majority of the increase had already been written into our projected costs. As such, the actual cost is approximately \$200,000 change to our overall budget. These increases have been approved by Region 10 PHIP.

It was moved by Ms. Jowett-Lee, seconded by Ms. Totty, to approve the FY 22 Contract Rate Renewals for Blue Water Developmental Housing – Residential; I.M.P.A.C.T. Residential; Innovative – Residential; Blue Water Developmental Housing – Specialized Living Arrangements and Life Skills, as presented. **MOTION CARRIED**

b. FY 2021 – 2022 Contract

i. Community Enterprises – Increase

This is a new contract for Community Enterprises as their current contract had expired. It's basically the same services they have been providing... skill building and community living supports. This contract will expire September 30, 2022.

It was moved by Ms. Partipilo, seconded by Mr. Schieweck, to approve the contract with Community Enterprises of St. Clair County for the period of October 1, 2020 through September 30, 2022, as presented. **MOTION CARRIED**

IX. INFORMATIONAL ITEMS

D. Region 10 PIHP Update – E. Priemer

Provided to the Board was a draft of the Region 10 PIHP Board meeting minutes as of October 15, 2021. Mr. Priemer advised the Board that this meeting centered on the Quality Improvement Report (FY 2021 QI Program Summary and FY 2022 QI Program and Workplan), Performance Indicators, Recovery Self-Assessment and the Validation of Performance Measures Report.

Mr. Priemer noted that the Region's Medicaid numbers continue to be high and it is anticipated that they will remain high through July 2022 with no redeterminations to be conducted. As such, Region 10 is projecting a potential lapse of \$30 million that will be returned to the state.

At the next meeting, Region 10 staff will be updating the Board to its options for relocation. Staff have been evaluating their needs and looking at locations.

A. Administrative Updates – T. Pingitore

1. Corporate Compliance Annual Report FY 21

This report provides an overview of the FY 21 compliance activities, including the Assessment and Evaluation Activities and Prevention Activities detailed in the report. For FY 21, Prevention Activities they were definitely impacted by COVID. We were all working from home which lead to the need for a Work from Home Policy, laptop use of VPN as a way to securely have laptops connect remotely to files, video conferencing with Lifesize Cloud, jabber phone to allow employees to make and take calls with their laptops and identified the need for multi-factor identification for OASIS to enhance security.

Our year-end recommendations are to continue with current practices into FY 22, with the addition of focusing on security for our system and data (multi-factor authentication). Ms. Pingitore noted that all the FY 21 annual goals were attained.

2. Corporate Compliance Plan FY 22

The FY 22 plan is basically a continuation of the current plan in that its overall purpose is to act as an internal control educating and training staff, detecting misconduct, fraud, waste and abuse; as well as investigating and reporting as is required. Section IV reviews the foundation of corporate compliance and the legal basis of the program.

Additional verbiage was added to the Prevention Activity noting that IT is always reviewing, testing and upgrading systems to prevent them from becoming vulnerable to breach or loss of information.

A new goal relating to technology use and needs as they relate to Protected Health Information (PHI) and HIPAA has been added as Goal #8.

3. FOIA Request

Ms. Pingitore brought to the Board's attention the request of a Freedom of Information Act (FOIA) request from the attorney of Boddy Construction. This is the construction company whose bid was not selected for the parking lot project at the 24th Street children's location. The request is fairly comprehensive, asking for all records relating to the project, including e-mails, bid requirement documents, written agreements, contracts and work orders for the project. The memo that was shared with the Board relating to the two bidders, documents relating to the analysis of the bids, etc. The Agency's attorney has assured us that we were well within our rights to select (or reject) any bid for the project. We will be forwarding the FOIA'd information by the November 9, 2021 deadline.

B. Program Operations Update – K. Gallagher

1. Vine Street Home Update

We have been advised by IMPACT, who operates the Vine Street six-bed group home in St. Clair for individuals with an intellectual/developmental disability, that they have been struggling to staff this home. We have tried to problem solve this to no avail. As such, they are requesting to upgrade their Riverbend II facility from 15-20 beds to accommodate these individuals. Licensing has been contacted.

At the same time, we have a need across our system for a specialized residential home, especially for our aging population. These individuals have special needs that cannot be met in a typical AFC home. The Vine Street home is a HUD home owned by Blue Water Developmental Housing through one of their corporations. We have sent out, through contract management, a notice to all of our providers to see if anyone has an interest in providing services to this population and have received some interest. We already have earmarked individuals for this type of home. Remodeling is not needed as this is a ranch style home with wheel chair accessibility...a good setup of the elderly population.

2. Contract Agencies

Ms. Gallagher and Ms. Johnson met with our day program contract providers (Choices Bright Futures and Community Enterprises) regarding rates and getting individuals back into program. There is a wait list of 25-35 at Community Enterprises and a little less at Bright Futures. The delay in returning to program is due to lack of staffing and some is space due to social distancing COVID requirements. We continue to hear from parents / guardians / individuals that they want to get back to program. Contract Management has scheduled a meeting with those providers to talk about the barriers to see if there isn't something we can do to assist in getting them back into program.

3. Adolescent Services SUD Program

We currently provide co-occurring services to adolescents who have a substance use disorder. We are applying to be a substance use stand-alone provider through Region 10. Ms. Measel-Morris is heading this up. We have several Children's Services clinicians who are close to being credentialed in this area.

4. Other

Unfortunately, we had another staff (Linda Herron) pass away, not due to COVID. However, she had been a long time employee. Please keep her family in your thoughts and prayers as both she and her family have been a large part of our CMH family.

C. Support Services – M. Measel-Morris

1. SCCCMH Contract Monitoring Aggregate Report – FY 21

This report provides an overview of how each of the contract agencies scored during FY 21 in the following categories: Quality Improvement, Information Systems & Data Management, Financial Management, Corporate Compliance, Staff Training & Qualifications, Enrollee/Recipient Rights, Credentialing & Privileging, Utilization Management and their Physical Building. Anyone receiving a score of 95% or less in any of the categories must complete a Plan of Correction.

Those areas with a dash indicate that a desk audit was conducted this year and this area was not reviewed. Ms. Measel-Morris stated that overall scores were relatively good. We only had one agency that struggled with staff training due to COVID and the high turnover rate. They do have a Plan of Correction in place.

E. Executive Director Evaluation – N. Thomson

An electronic copy of Ms. Johnson's 2021 evaluation is available to each Board member to complete. Due to extenuating circumstances, the Agency's Goals are not available this evening for review. With the wedding of Ms. Goyette and her time off, please complete the evaluation and return to Ms. Gauthier who will be sending out the updated Agency Goals along with the evaluation form. Please return the evaluation by November 19th.

The Personnel Committee consisting of Ms. Partipilo, Ms. Totty and Ms. Ames will then meet to review the evaluations prior to the December 7th meeting. Ms. Partipilo said she will be unable to meet on December 7th as she will be out of town. Ms. Jowett-Lee volunteered to fill in Ms. Partipilo's absence. Depending on the timely response of the evaluations. Chairman Thomson said she would also look at scheduling another day to meet.

X. DIRECTOR'S REPORT – D. Johnson

A. Community Education / Public Relations & Upcoming Trainings

- Highlighted was the Community Relations Activity Report for the month of October. In particular was the October 20th NAMI Conference held in Midland. Ms. Johnson and Ms. Zultak presented a break out session on the topic "Reframing the Role of Community-Based Behavioral Healthcare Providers."

Ms. Johnson was also asked to be on a panel at the NAMI conference entitled "The Status of Integrated Healthcare" with Mr. Kevin Fisher, State NAMI Director; Mr. Alan Bolter, CMHA; and, Mr. Jim Johnson, Region 10 CEO. They talked about their experiences within the system and also their experiences with privatization efforts over the years as well as their current position on privatization and how important advocacy efforts are.

- "A Training for Coaches " Supporting the Mental Health of Athletes was rolled out yesterday! We had been approached by the athletic director of East China School District asking of we had anything for mental health issues for athletes. This training was created to help identify warning signs and symptoms of mental health challenges with supporting videos in specific topics and more to be created.
- We are also offering a "Teen Mental Health First Aid." This teaches high school students in grades 10, 11 and 12 how to identify, understand and respond to signs of mental illnesses and substance use disorders among their friends and peers.
- The Man-to-Man Men's Health Series is coming to an end. The final session will be held on November 18th and is titled "Spiritual Health, Youth & Men" presented by Tyrone Burrell.
- CMH Players performance of "We're All Connected" will be held November 5th and 6th at the Citadel. Tickets are required.
- The Agency will be closed on December 10th to allow for an All Staff Agency In Service to be held at the Blue Water Convention Center.

B. Community Mental Health Association Business

1. Weekly Update – Website Link

The CMHA Weekly Updates are available online for board member review.

C. Privatization Update

The Senate Government Ops Sub-Committee voted the Shirkey Bills 597 & 598 out of the Senate and have now moved to the full committee. Ms. Johnson stated that she sent out another advocacy alert to each Board member. She thanked those who have participated. The Whitford Proposal is really no better even though it keeps control in the public sector. It eliminates the PIHP structure to just having one ASO to complete the functions of the PIHP and we would be on a fee for service structure as opposed to the way we are currently funded; this will hurt us tremendously and we will not be able to provide all the services we currently offer.

D. COVID Updates:

Ms. Johnson thanked the Board for letting her address the County Commissioners on behalf of the Board in support of Dr. Annette Mercatante, Public Health Director, for her actions to following the CDC guidelines regarding COVID within the County.

XI. BOARD FORUM – N. Thomson

A. Next Advisory Council Meeting – November 17, 2021

B. Board Christmas Dinner – December 7, 2021

Chairman Thomson announced that the CMH Board Annual Christmas Dinner will be held prior to the December 7th CMH Board Meeting at 5:15 pm here at CMH. Depending on the number in attendance it will be held either in the Galley or Auditorium.

XII. ANY OTHER BUSINESS TO PROPERLY COME BEFORE THE BOARD

Chairman Thomson asked Board members if they had any other business for the Board.

- Ms. Totty asked if Board members were made aware that CMH was selected as one of the “Best Places to Work” from Modern Healthcare Magazine. We placed 54 in the country. Ms. Johnson advised that this award was based on employee feedback.
- Ms. Jowett-Lee thanked Ms. Johnson for going to the Commissioner’s Meeting and representing the Agency. It is not always easy to be a voice when there are people that want to rally against you, it takes a lot of courage.
- Ms. Partipilo stated that she missed the last meeting due to her son being hospitalized with COVID; he is still on oxygen but doing great. His whole house got COVID along with most of the staff. She said the staff were amazing and so dedicated.
- Mr. Essian announced a turkey give-away will be held at the Community Wesleyan Church in Marysville on either the Monday or Wednesday before Thanksgiving. It’s typically the Tuesday

before Thanksgiving however there was a conflict with the date this year. There are 300 turkeys to be given away with a food truck.

- Ms. Bligh noted like some of the individuals at the County Commissioner's Meeting she has noticed that individuals she has been dealing with have become more difficult. She looks it as the individuals complaining are not upset with you, but the situation and you have to be able to differentiate the two. With regards to the open carry, she stated that these individuals want to intimidate; stay away from them as you could be one of the first shot.

She also asked what the current rule is regarding wearing a mask in the building. According to the last information she received from CMH, unless you are providing direct service you were not required to wear a mask. Ms. Pingitore replied that currently the rule we have in our building is that you must wear a mask at all times, if you are not vaccinated. If you are vaccinated and not receiving services, you must wear a mask in all public areas. If you are in a meeting and can maintain social distance of 6 ft, you may remove your mask. We still have signs up that masks must be worn at all times. We have masks available at the door and received no complaints about wearing them.

XIII. ADJOURNMENT

It was moved by Ms. Jowett-Lee, seconded by Ms. Ames, to adjourn. **MOTION CARRIED.** With no further business to discuss the meeting was adjourned at 7:09 p.m.

Respectfully submitted,

Lori Ballor-Gauthier
Recording Secretary