

Alcohol, Drug Addiction and Mental Health Services Board of Cuyahoga County

GENERAL MEETING MINUTES

Wednesday, July 22, 2009

Board of Directors Present:

Kathryn E. Gambatese, Chairperson	Janet C. Hnanicek
Rev. Charlotte Still Noble, Vice Chairperson	Rick A. Kemm, MNO
Luis Felipe Amunategui, Ph.D.	Amy S. Leopard, Esq.
Reginald C. Blue, Ph.D.	Cynthia Miller
Eugenia Cash	Harvey A. Snider
J. Robert Fowler, Ph.D.	Lisa Thomas, Ph.D.
Rev. Benjamin F. Gohlstin, Sr.	Anngela Williams

Absent: Ericka Thoms, Mary R. Warr

Guests: Barbara R. Marburger, Pythias D. Jones, M.D.

Chief Executive Officer – William M. Denihan

ADAMHS Board Staff Present: Cassandra Richardson, Valeria A. Harper, Christina Delos Reyes, M.D.; Rose Fini, Tami Fischer, Scott Osiecki, John Garrity, Ph.D., Starlette Sizemore-Rice; Lisa Griffith, Christine Paternoster, Ralph Piatak, Cheryl Fratalone, Yancey Quinn, Bill Tobin, Michael Doud, Cindy Chaytor, Terry Lester, Terri Oldham, Esmat Nasr, Theresa Bynum, Carol Krajewski

1. CALL TO ORDER

Chairperson Kathryn Gambatese called the General Meeting to order at 4:15 p.m. and opened the floor for audience input on agenda items. As no input was generated, the Chair announced that the ADAMHS Board of Directors is still waiting for official notification from the state regarding the vacant appointment seat. The Board of County Commission has notified the ADAMHS Board of its intent, at its meeting on Thursday, 7/23/09, to appoint Rev. Charles E. Brown as an ADAMHS Board member.

2. OATH OF OFFICE

Ms. Barbara R. Marburger, Assistant Prosecuting Attorney from the Office of William D. Mason administered the Oath of Office to Anngela Williams.

3. APPROVAL OF MINUTES – The minutes of the initial ADAMHS Board General Meeting held on Wednesday, July 1, 2009, were approved as written.

4. COMMUNITY RELATIONS & ADVOCACY (CR&A) COMMITTEE REPORT

Rev. Gohlstin reported on the CR&A Committee meeting held on 7/1/09 on behalf of Committee Chair, Ericka Thoms. The following topics were covered:

- Planning Update on the 2009 Roads to Recovery Conference: Sept. 14 & 15 at the Crowne Plaza Hotel
- Advocacy Update regarding the State Budget, 408 Line Item and the Advocacy Action Agenda
- ADAMHS Board of Cuyahoga County Web site
- Events planned for September: National Recovery Month
- Media Tracking Report

5. PLANNING AND OVERSIGHT COMMITTEE REPORT

On behalf of Committee Chair, Mary Warr, Mr. Snider read a summary report on the meeting held on 7/8/09.

- Ms. Valeria Harper, Chief Operating Officer, introduced staff members on the Planning and System Development/Operations team who were in attendance at the meeting.

PLANNING AND OVERSIGHT COMMITTEE REPORT *(Continued)*

- A Bridgeway Update Summary was distributed and reviewed. The transition process for former Bridgeway consumers who are uninsured (Non-Medicaid) should be complete on 7/20/09.
- An excellent overview presentation was made by Dr. Chris Delos Reyes on Integrated Dual Disorder Treatment (IDDT) model. Consequently, Mr. Denihan has recommended that this presentation be shared with the Board of Directors, all staff and providers.
- A presentation on Mental Health First Aid was given by certified trainers, Frances Burrows and Shanna Dunbar. The goal of Mental Health First Aid is to increase mental health literacy. Participants learn to review the situation (assess), select and implement appropriate interventions, and help the individual in crisis connect with appropriate care. Mr. Denihan will work with his executive team to review the information further and report in September the outcome of the internal discussions.
- Community Plan and Needs Assessment: Discussion planned to survey the interest of the P&O Committee members to have routine reports on the Community Plan and the Needs Assessment.
- Board staff will develop a document to integrate the AOD and MH Community Plans which were approved by the State agencies to present to the Board of Directors in late Fall.
- Future Topics for P&O Committee:
 - Benefits Service Package for Non-Medicaid – in September
 - Committee Mission Statement Discussion - in September
 - Community-Based Counseling for Ethnic Minorities - in November

6. FINANCE AND OPERATIONS COMMITTEE REPORT

As the Finance & Operations Committee thoroughly reviewed the information at its meeting on 7/15/09, Dr. Fowler highlighted the resolutions and the recommended funding amounts. Dr. Fowler noted that there are eight resolutions contained in the Consent Agenda.

The Chair asked Board members if there were any objections to voting for all resolutions contained in the Consent Agenda Format. Rev. Charlotte Still Noble requested that Resolutions No. 09-07-06, 09-07-09 and 09-07-10 be considered separately so that she could abstain from voting on those particular issues. The Chair concurred.

- **RESOLUTION ON. 09-07-06**
APPROVAL OF SET-ASIDE SFY2010 FUNDING FOR PASS-THROUGH ACTIVITIES
 - ◇ MEDICAID ALLOCATION
 - ◇ GENERAL PASS-THROUGH FUNDING

Motion to approve Resolution No. 09-07-06. MOTION: B. Gohlstin / SECOND: R. Blue

AYES: F. Amunategui, R. Blue, E. Cash, R. Fowler, B. Gohlstin, J. Hnanicek, R. Kemm, A. Leopard, C. Miller, H. Snider, L. Thomas, A. Williams / NAYS: None / ABSTAIN: C. Still Noble / **Motion passed.**

- **RESOLUTION NO. 09-07-09**
APPROVAL OF INTERAGENCY AGREEMENTS:
 - ◇ ODMH Corrected Pass-Thru FY2010 Federal Funds for Projects for Assistance in Transition from Homelessness (PATH) and Board Local Match
 - ◇ Board of County Commission (BOCC) – Invest in Children: Early Childhood Mental Health
 - ◇ ODADAS Pass-Thru FY2010 Federal and State Funded Programs:
 - TREATMENT ALTERNATIVE TO STREET CRIME (TASC)
 - DRUG FREE COMMUNITY
 - UMADAOP
 - WOMEN'S TREATMENT
 - COMMUNITY PREVENTION
 - DRUG FREE SCHOOLS
 - THERAPEUTIC COMMUNITY
 - PROBLEM GAMBLING

- ◇ BOCC: Mentally Disordered Offender (MDO) Project
- ◇ Cuyahoga County Corrections Planning Board and Department of Probation for the Early Intervention and Treatment Program
- ◇ Developmental Disabilities Contracts:
 - Individual Option Multiple Dual Diagnosed Consumers Agreement
 - Residential Treatment Agreement
 - University House
- ◇ Women & Family Services Program: Recovery Resources

Motion to approve Resolution No. 09-07-09. MOTION: B. Gohlstin / SECOND: A. Leopard
 AYES: F. Amunategui, R. Blue, E. Cash, R. Fowler, B. Gohlstin, J. Hnanicek, R. Kemm, A. Leopard,
 C. Miller, H. Snider, L. Thomas, A. Williams / NAYS: None / ABSTAIN: C. Still Noble / **Motion passed.**

• **RESOLUTION NO. 09-07-10**

APPROVAL OF SERVICE PROVIDER AGREEMENTS:

- ◇ ODMH Corrected Pass-Thru Federal Funds for PATH: Mental Health Services, Inc.
- ◇ Allocation of Funds from Invest in Children to Early Childhood Mental Health Providers:
 - Achievement Centers for Children
 - Applewood Centers
 - Beech Brook
 - Bellefaire Jewish Children's Bureau
 - Berea Children's Home & Family Services
 - Positive Education Program
- ◇ ODADAS Pass-Thru FY2010 Federal and State Funded Programs
- ◇ Amendment to Resolution No. 09-07-02:
 - Living Miracles/Spectrum: SFY09 approved funds
 - Murtis H. Taylor Multi-Services Center: Funding for transition of Bridgeway clients
 - Connections: Funding for transition of Bridgeway clients
 - Bridgeway, Inc.: One-Month Allocation for Pharmacological & Central Pharmacy needs of remaining Medicaid-only clients
- ◇ Contract Issuance with 44 Adult Care Facilities (ACF's)
- ◇ Amendment to Resolution No. 09-07-01: Non-Medicaid Service Allocation/New Directions
- ◇ Vocational Employment Programs:
 - Spectrum of Supportive Services
 - Jewish Family Service Association
- ◇ Mentally Disordered Offender Program: Recovery Resources
- ◇ Hopewell
- ◇ Community Action Treatment Services
- ◇ AoD Service Provider Special Programs (See attached)
- ◇ Women & Family Services Program: Recovery Resources
- ◇ Amendment to Res. No. 09-01-07 – Murtis H. Taylor Multi-Service Center

A revised roster of Adult Care Facilities (ACF's) was distributed to Board members. It was noted that two ACF's were removed from the list of facilities that have been extended a 90-day contract from 7/1/09 through 9/30/09. The language in the resolution was adjusted to reflect this change. (The revised roster is attached to the original minutes stored in the Executive Unit.)

Motion to approve Resolution No. 09-07-10. MOTION: R. Cash / SECOND: E. Cash
 AYES: F. Amunategui, R. Blue, E. Cash, R. Fowler, B. Gohlstin, J. Hnanicek, R. Kemm, A. Leopard, H. Snider,
 L. Thomas, A. Williams / NAYS: None / ABSTAIN: C. Miller, C. Still Noble / **Motion passed.**

CONSENT AGENDA (Resolution Nos. 09-07-05, 09-07-07, 09-07-08, 09-07-11, 09-07-12)

- **RESOLUTION NO. 09-07-05**
APPROVAL OF SFY2010 BOARD SPECIAL PROGRAMS
- **RESOLUTION ON. 09-07-07**
REAPPROVAL OF EARLY RETIREMENT INCENTIVE PROGRAM (ERIP) CARRYOVER FOR FORMER MENTAL HEALTH BOARD EMPLOYEES
- **RESOLUTION ON. 09-07-08**
ACCEPTING THE REPORT OF THE CHIEF EXECUTIVE OFFICER ON VOUCHERS PROCESSED FOR PAYMENT DURING MAY 2009 AND JUNE 2009
- **RESOLUTION NO. 09-07-11**
APPROVAL OF OPERATIONAL AGREEMENTS:
 - ◇ Approval of Computer Hardware Destruction
 - ◇ Approval of Computer Server & Support Equipment
 - ◇ Approval of High Speed Data Communication Circuit & Equipment
 - ◇ Staff Computer Training
 - ◇ MSASS: Cuyahoga County Behavioral Health Training and Intern Program
 - ◇ University of Akron, Institute for Health and Social Policy for CIAI-C Software Support Services
 - ◇ West Legal Research and Lexis Nexis
 - ◇ Hickman & Lowder, Legal Consulting
 - ◇ Blaugrund, Herbert & Martin, Legal Consulting
- **RESOLUTION NO. 09-07-12**
APPROVAL OF PERSONAL SERVICE AGREEMENTS:
 - ◇ Attorneys/Nurses: ORC. Chapter 5122
 - ◇ United Way Services First Call for Help
 - ◇ Cleveland Hearing and Speech Center
 - ◇ Scarborough House for $\frac{3}{4}$ House
 - ◇ Union Construction Industry Partnership (UCIP) Apprenticeship Skills Achievement Program

Motion to approve the Consent Agenda (Resolution Nos. 09-07-05, 09-07-07, 09-07-08, 09-07-11, 09-07-12)

MOTION: B. Fowler / SECOND: A. Leopard / AYES: F. Amunategui, R. Blue, E. Cash, R. Fowler, B. Gohlstin, J. Hnanicek, R. Kemm, A. Leopard, C. Miller, H. Snider, C. Still Noble, L. Thomas, A. Williams / NAYS: None ABSTAIN: None / **Motion passed.**

7. NOMINATING COMMITTEE REPORT

Ms. Leopard noted that the Nominating Committee met on 7/15/09 to address three main issues. Two issues were related to the resignation of Mary McElrath—her appointment seat and the officer vacancy. The committee reviewed Resolution No. 08-09-J01, passed by both Boards for recommending individuals from the established Advisory Council who are eligible for any vacancies on the ADAMHS Board. As Rev. Charles Brown was the remaining alcohol and drug addiction representative on the Advisory Council, the Nominating Committee recommended his appointment to the Board of County Commissioners and requests ratification of this action by the full Board.

With regard to the vacant Vice Chair position, the committee voted to move Rev. Charlotte Still Noble, Second Vice Chair, to the position of Vice Chair. The Nominating Committee further decided to solicit interest from all other Board of Directors for their interest in serving as Second Vice Chair using the process used earlier this calendar year.

NOMINATING COMMITTEE REPORT *(Continued)*

Ms. Leopard addressed the need to appoint two non-Board member candidates to serve on the Planning & Oversight Committee, according to ORC §340.02. The memo, previously sent by Ms. Gambatese requesting input on prospective candidates, will be re-issued to Board of Directors with a deadline for submissions to the Nominating Committee by 8/31/09.

A motion was made to ratify the:

- 1) appointment recommendation of Charles E. Brown to the Board of County Commissioners for Mary McElrath's unexpired term,
- 2) recommendation of Rev. Charlotte Still Noble to serve as the ADAMHS Board Vice Chair,
- 3) recommendation to accept nominations for the Second Vice Chair through the 7/31/09.

MOTION: B. Gohlstin / SECOND: E. Cash / AYES: F. Amunategui, R. Blue, E. Cash, R. Fowler, B. Gohlstin, J. Hranicek, R. Kemm, A. Leopard, C. Miller, H. Snider, C. Still Noble, L. Thomas, A. Williams / NAYS: None

Motion passed.

8. SITE COMMITTEE REPORT

Site Committee Chair, Dr. Bob Fowler, reported on the Site Committee Meetings held on 7/8/09 and 7/22/09. Copies of Resolution No. 09-07-13, Approval of Site Selections and Ranking of Responders to the RFP for ADAMHS Board Administrative Office Space and Parking, were distributed. (Resolution 09-07-13 is attached to the original minutes stored in the Executive Unit.)

On 7/8/09, the committee reviewed the results of the Site RFP process and approved the short list of final properties for the ADAMHS Board Administrative Offices and parking needs. Committee members voted also to allow the issuance of counterproposals to the three properties pursuant to Step 6 of the RFP and required the ADAMHS Board C.E.O./staff and consultants to bring to the full ADAMHS Board meeting on 7/22/09, the recommended ranking of the three properties. The Site Committee met at 3:00 p.m. on 7/22/09 to review the final counter proposals with projected costs.

Tyler Village – 3615 Superior Avenue, Cleveland, OH

- Landlord: Graystone Properties
- Updated Year 1 Aggregate Cost - \$219,119.00
- Updated Aggregate Cost over 10-year term - \$6,027,709.00

Graybar Electric – 1100 E. 55th Street, Cleveland, OH

- Landlord: Michael Downing Realty
- Updated Year 1 Aggregate Cost - \$238,467.00
- Updated Aggregate Cost over 10 year term - \$6,316,573.00

United Bank Building – 2012 West 25th Street, Cleveland, OH

- Landlord: MRN Limited Partnership
- Updated Year 1 Aggregate Cost - \$198,217.00
- Updated Aggregate Cost over 10 year term - \$4,876,111.00

Based upon the ADAMHS Board's consultant's analysis along with Mr. Denihan's review, the following ranking of the sites for the ADAMHS Board Administrative Offices are:

1. **United Bank Building** (MRN Limited Properties) (with qualifications to be satisfied with seven days)
2. **Tyler Village** (Graystone Properties)
3. **Graybar Electric** (Michael Downing Realty)

Several issues were discussed at the Site Committee meeting regarding move-in time, prevailing wages as well as safety factors. Rev. Gohlstin raised concerns about the safety of this area with respect to crime. Consequently, the resolution also includes the following qualifications:

By Wednesday, July 29, 2009, MRN Limited Properties must agree, in writing, to the following conditions:

- Lease occupancy date of February 1, 2010; and,
- Prevailing wage on all work for ADAMHS Board offices; and
- Safety of parking addressed

If MRN Limited Properties does not agree to the above referenced conditions by 7/29/09, Mr. Denihan would like the ADAMHS Board to authorize him to eliminate MRN Limited Properties from further consideration and to commence lease negotiations with Graystone Properties, landlord of Tyler Village.

Motion to approve Resolution No. 09-07-13. MOTION: B. Fowler / SECOND: C. Miller

Discussion - Rev. Gohlstin questioned the wisdom of trying to consolidate staff when the building space under consideration consists of three floors. Additionally, he felt that individuals that we serve may be vulnerable in this setting. Mr. Denihan shared his concern about the safety issue mentioned at the earlier Site Committee meeting and contacted a person who has worked in the United Bank Building at the Women's Alliance for over 20 years. She noted that she and others have not been concerned with a lack of security in this building or community. Ms. Maureen Dee of Catholic Charities assured those in attendance that Hispanic Services has operated from the United Bank Building since 1979 and has not experienced problems in the realm of safety during this time.

Mr. Steve Zannoni of PMC, noted that the RFP did allow for properties with multiple floors; however, there were stipulations as to the critical requirements needed on each floor, etc. and fit plans were submitted in order to assure that all criteria was addressed. Dr. Blue suggested that the safety plan might also address response times. Mr. Denihan concurred and stated that this information should be readily available.

Vote on Resolution No. 09-07-13. AYES: E. Cash, R. Fowler, J. Hnanicek, R. Kemm, C. Miller, C. Still Noble, L. Thomas / NAYS: R. Blue, B. Gohlstin, H. Snider / ABSTAIN: A. Leopard, A. Williams / **Motion passed.**

9. CHAIR'S REPORT

- Ms. Gambatese addressed the various handouts provided to the Board of Directors such as the Roads to Recovery Conference brochure and the latest issue of the Board and Administrator newsletter. Ms. Gambatese commended Mr. Denihan for making arrangements to share with Board members not only the supplement for Board members but also the newsletter "for administrators only". She has found the newsletter issues to be a wealth of information and she has begun to go through previous issues to help with Board development.
- One of the Chair's first initiatives for the Board will be to design a Board evaluation tool to assess the work of the Board of Directors. She referenced the 8 guidelines for board operations in the June issue and noted that these guidelines provide a framework for dealing with issues in a professional and courteous manner and for understanding that building a consensus means that Board members may not always agree. However, once a prevailing opinion passes, then after the meeting it is expected that Board members will support that decision.
- Ms. Miller requested that Board members also receive copies of the Ohio Association of County Behavioral Healthcare Authorities (OACBHA) newsletter inserts. The Chair concurred with this suggestion.
- The Chair announced that Board member, Cynthia Miller, has been appointed to serve on the Community Relations and Advocacy Committee.

10. CEO'S REPORT

Mr. Denihan highlighted items featured from the July 22, 2009 **CEO Headliners**; see issue attached to minutes.

- Mr. Denihan has been appointed to serve on OACBHA's Executive Committee.
- C.E.O. Denihan wished to recognize outgoing staff members, Terry Lester and Terri Oldham, who are attending their last General Meeting as both are participating in the Early Retirement Incentive Program.
- State Funding – Communication was received from Angela Cornelius Dawson, ODADAS Director, regarding the SFY2010-2011 Budget reduction plan. The ODADAS budget was reduced by \$11,879,190 which is a 30.6% cut from the last year's budget level. (The memo will be copied for all Board of Directors and is attached to the original minutes stored in the Executive Unit.)
- Regarding state funding for mental health, Mr. Denihan highlighted the issues involved in finding the "absent" funding in the final budget bill referenced in the C.E.O. Headliners. OACBHA and NAMI have expressed their displeasure in this occurrence.
- 408 Line Item – Good news has been received about the 408 formula. Governor Strickland has placed a two year freeze on the new 408 allocation formula devised by ODMH to redistribute existing funds. This avoided a reduction of 12.8 million dollars. The ADAMHS Board has convinced the Cuyahoga County Commissioners to intervene in the lawsuit filed by the Franklin County Board's lawsuit against ODMH to distribute all of the funds during the first year. Other counties interested and in the process of intervening are Lucas, Montgomery and Hamilton.
- Result of Lawsuit – With regard to the motion filed by Dilorio Properties Ltd, the current landlord of the West 25th Street Offices, for a temporary restraining order and a complaint for a preliminary and permanent injunction to stop the site selection process, the motion was denied by Judge Synenberg of the Cuyahoga County Court of Common Pleas. The judge stated that (1) the steps outlined in the RFP process were followed, and (2) the proposals received by the Board were evaluated under the same criteria. Given this ruling, Site Committee meetings commenced. Mr. Denihan noted that Dilorio Properties, Ltd., has since filed an appeal with the court.
- New state psychiatric hospital update – ODMH announced on 7/6/09 that they will build a new state mental health hospital on the Midtown Health Line near Euclid Avenue and East 59th Street. The new mental health hospital will have 324 beds.
- Mr. Denihan explained that the ADAMHS Board's total revenue is \$174 million and our total projected expenses are at \$170 million. This leaves only a \$4 million cash reserve. After talking about the state and understanding the county's funding challenges, we probably will not have enough funds to honor all of the contracts approved this evening. Once we get the final figures, we will have to go back to re-visit the contract situations. Last fiscal year, the past three cuts occurred in the 2nd and 3rd quarters; the only good news now is that if we face cuts, we are in the first quarter of the new fiscal year.
- Mr. Denihan learned at a county meeting that all county workers will have their pay reduced by three (3) non-paid furlough days. Mr. Denihan assured all that ADAMHS Board staff will not participate in this effort due to the fact that the consolidation helped our agencies reduce its numbers from 100 employees to 70.
- Mr. Denihan and Ms. Harper visited several ACF homes on Saturday and Sunday and met with most Adult Care Facility Operators on 7/22/09 to talk about the critical need to participate in trainings offered.

11. OLD BUSINESS

Mr. Snider commended Board staff for their efforts to establish a contract with Hopewell, a family-farm environment, which provides specialized life skills training for consumers who have been hospitalized for extended periods of time. Mr. Denihan noted that this was a win-win situation—first of all, for the consumers, and then because it represents a significant cost-saving (\$190 per day) from the daily hospitalization rate (\$525 per day).

12. NEW BUSINESS

- The Chair wished Ms. Fini a very happy birthday!
- Mr. Osiecki reminded Board of Directors that photographs would be taken immediately after the meeting.

AUDIENCE COMMENTS

- Andy Calladine of Center for Families and Children extended his thanks to Terry Lester and Terri Oldham for their friendship and professionalism amidst many challenges over the years. He noted his appreciation for their efforts and wished them all the best.

There being no further business, Ms. Gambatese adjourned the meeting at 6:50 p.m.

Submitted by: Carol Krajewski, Executive Specialist

*Approved by: _____
Kathryn E. Gambatese, ADAMHS Board Chair*