

MEDINA COUNTY BOARD OF DEVELOPMENTAL DISABILITIES
Regular Board Meeting Minutes
September 25, 2017

I. Call to Order

The MCBDD Regular Board Meeting was called to order by Board President, Ms. Thomas Fain, at 5:03 p.m. Other Board Members present included the following: Ms. Orlandi, Ms. Barnes Brown, Ms. Morrison, and Mr. Carroll.

Staff present included the following: Ms. Finnerty, Mr. Bluebond, Ms. Lees, Ms. Hetkey, Ms. Majoros, Ms. Davis, Ms. Bohner, Mr. Dryer, Ms. Wilbraham, Ms. Brodzinski, Ms. Bates, Dr. Stanley Bryson, Ms. Friss, Ms. Hollifield, Jeff Walter, and Mr. Krebs.

Others present included the following: Parents, Sally and Deryl Albrecht, Charlotte Carroll, Barbara Drager, Fran Koenig, Lena Zeleznik, Jim Morrison, Jay Mitzel, Patty Manning, and Kent Daugherty; from SHC, Melanie Kasten-Krause, Shelly Wharton, and Deborah Haumesser; and from Catholic Charities, Michelle Kipfstuhl.

II. Executive Session

A Motion was made by Ms. Morrison, seconded by Ms. Orlandi, to enter into Executive Session for the following reasons:

- A. To consider matters to be kept confidential by federal law or regulations or state statute.
- B. Preparing for, conducting, or reviewing negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment.
- C. Conferences with an attorney for the Board concerning disputes involving the Board that are the subject of pending or imminent court action.

The Board entered Executive Session at 5:04 p.m.

The Board exited Executive Session at 6:55 p.m.

The Board Secretary stated that there will be two new resolutions added to New Business.

III. General Session

A. Pledge of Allegiance

B. Mission Statement Affirmation

C. Approval of Minutes

- 1. Approval of the Minutes from the MCBDD Regular Board Meeting, July 24, 2017.

A Motion was made by Mr. Carroll, seconded by Ms. Morrison, to approve the minutes from the MCBDD Regular Board Meeting on July 24, 2017.

Discussion:

- Mr. Carroll stated that the Superintendent had read a statement from SHC Board Meeting minutes that he believes were not approved and contained erroneous information. The statement was in regard to Jay Mitzel, as well as other parents, contacting the Commissioners' Office regarding oversight of the county board. Ms. Finnerty stated that the minutes can be corrected as we have received updated minutes from SHC that removed the statement in question. Mr. Carroll stated that he feels that a formal apology should be made to Mr. Mitzel as the information was derogatory.
- Mr. Carroll stated that there was a statement made by the Superintendent that referenced her working in her garden and that this statement prompted a letter to the editor of the Medina Gazette from a parent. Mr. Carroll feels that this statement should be in the minutes.
- Ms. Morrison stated that she had requested that the Superintendent contact the Cuyahoga County Board of DD Superintendent to find out how they are able to keep their centers open and to report the information back to the Board. This request is not in the minutes.

A Motion was made by Mr. Carroll, seconded by Ms. Morrison, to table the previous Motion to approve the minutes from the July 24, 2017, Regular Board Meeting.

The Motion to table the previous motion to approve the minutes was approved with a unanimous "yes" vote. The revised minutes will be brought to the October Board Meeting for approval.

2. Approval of the Minutes from the MCBDD Special Board Meeting, August 21, 2017.

A Motion was made by Ms. Orlandi, seconded by Ms. Morrison, to approve the minutes from the MCBDD Special Board Meeting on August 21, 2017.

Discussion:

- Mr. Carroll stated that at the August 21, 2017, Special Board Meeting there was a nine-page document that was distributed to the Board Members. He would like this document referenced in the minutes and made available as a part of the meeting minutes. Ms. Finnerty stated that we can make that document available.

The Motion to approve the minutes with the above mentioned corrections was approved with a unanimous "yes" vote.

3. Approval of the Minutes from the MCBDD Special Board Meeting, September 11, 2017.

A Motion was made by Ms. Orlandi, seconded by Mr. Carroll, to approve the minutes from the Special Board Meeting on September 11, 2017.

Discussion: No discussion.

The Motion was approved with a unanimous “yes” vote.

D. Old Business

1. Medina Creative Housing’s Ohio Housing Finance Agency Grant and Memorandum of Understanding: There has been no further discussion regarding this issue.
2. Guardianship presentation: Per a Board Member’s request, there will be a presentation at the November Board Meeting regarding Guardianship. Ms. Lees stated that the presentation will be done by at least one Self-Advocate, as well as staff member, Michelle Fortney. Mr. Carroll asked why the presentation is being conducted by a Self-Advocate. Ms. Lees did not have that information, but stated that she would obtain the outline for the presentation and share it with the Board Members prior to November.
3. Number of stakeholders surveyed for the Transformation Proposal: At a previous Board Meeting, a Board Member had asked how many stakeholders/providers were surveyed during the gathering of data for the Transformation Proposal submitted by Charles Arndt. Ms. Finnerty stated that the requested information was included in the Board Packet.
4. Board seat requirements: Also at a previous Board Meeting, a Board Member asked that the requirements for Board seat appointment be sent to the Board. This information was sent to the Board after the meeting via email, and was also included the Board Packet.

E. New Business

1. Delegate Assembly Resolution #18-17 (ACTION)

A Motion was made by Ms. Barnes Brown, seconded by Ms. Morrison, to appoint a delegate and an alternate to attend, vote and to give the authority to use their discretion in representing the Board’s best interest at the OACB Delegate Assembly to be held November 29, 2017, in Columbus. Each year at the Ohio Association of County Board’s (OACB) Annual Convention, they hold a Delegate Assembly. At times, there are issues involving county boards which require a vote. Therefore, the Board should assign a delegate and an alternate to this role so that this person has the right to vote on behalf of the Board, if needed.

Mr. Carroll stated that he would like to attend the OACB Conference and be assigned as the Delegate. Ms. Orlandi would like to volunteer as the Alternate.

Ms. Barnes Brown amended the Motion to state that Mr. Carroll volunteered as the Delegate and Ms. Orlandi as the Alternate. Ms. Morrison seconded the motion.

The Motion was approved with a unanimous “yes” vote.

2. Abolishment of Positions Resolution #19-17 (ACTION)

A Motion was made by Ms. Barnes Brown, seconded by Ms. Orlandi, to abolish the following positions: Mechanic (1), Vehicle Operator (1), and MUI Manager (1). Due to a reduction in the number of agency buses, we are requesting the abolishment of a full-time Mechanic position. The current incumbent is scheduled to retire at the end of September; therefore, this will not result in the displacement of any staff. One of our Vehicle Operators is scheduled to retire in October. Individuals on the route will be assigned to other van and bus routes eliminating the need to maintain this position. Since the Vehicle Operator is retiring, this abolishment will also not result in the displacement of any current staff. The MUI Manager position has been vacant

for over a year. With the recent hiring of a new Investigative Agent (IA), all duties have now been distributed between the SSA Managers and the IA.

Discussion:

Mr. Carroll asked if there was a way to validate the perceived and actual efficacy of MUI reporting and perceived and actual consequences for MUIs that have been brought forward. Mr. Carroll feels that many families don't report MUIs because they feel the MCBDD is not effective. He would like to find some way to be effective in reporting and the resolution of MUIs. Ms. Finnerty asked for clarification regarding how the MCBDD is not being effective. Mr. Carroll stated that he feels we are not being effective due to the small number of incidents are being reported. He stated that we need to give people confidence that we can resolve MUIs and keep consumers safe. Mr. Bluebond stated that it would be good to have someone from the state level come in and talk to the Board regarding this issue.

The Motion was approved with a unanimous "yes" vote.

3. Appropriation Increase Resolution #20-17 (ACTION)

A Motion was made by Mr. Carroll, seconded by Ms. Orlandi, to authorize the Medina County Auditor to make the following appropriation increase:

<u>INCREASE</u>	<u>AMOUNT</u>
3315-7700-0580, Contract Services	\$2,500.00

The 2017 Budget Appropriation for 3315-7700-0580 will increase from \$2,710.00 to \$5,210.00, for the purpose of using an unanticipated donation from Courthouse Pizzeria for Autism Awareness during the current budget year. There was no discussion.

The Motion was approved with a unanimous "yes" vote.

4. Appropriation Transfer Resolution #21-17 (ACTION)

A Motion was made by Ms. Morrison, seconded by Mr. Carroll, to authorize the Medina County Auditor to make the following appropriation transfers.

<u>INCREASE</u>	<u>AMOUNT</u>
3300-7700-0691, Local Match	\$637,000.00

The 2017 Budget Appropriation for 3300-7700-0691 will increase from \$3,534,474.00 to \$4,171,474.00. The increase will be off-set by transfers from the accounts that were provided to the Board for the purpose of meeting agency match obligations through the end of 2017.

Discussion:

Mr. Carroll asked from what account the money was being taken. Mr. Bluebond referenced the attached documentation and stated that there were items for which we had over budgeted. If any changes need to be made by the end of the year, they will be brought to the Board.

The Motion was approved with a unanimous "yes" vote.

5. The MCBDD and the MCAC Employees' Association/OEA/NEA Resolution #22-17 (ACTION)

A Motion was made by Ms. Morrison, seconded by Mr. Carroll, to approve a Collective Bargaining Agreement between the Medina County Board of Developmental Disabilities and the Medina County Achievement Center Employees' Association/OEA/NEA. The effective dates of the Collective Bargaining Agreement will be January 1, 2018, through December 31, 2019. A tentative agreement has been reached which supports the agency's long-term strategic and financial goals. All costs associated with the tentative agreements are consistent with the projections outlined in our long-term levy planning process.

Discussion:

Mr. Carroll asked if the Union does not approve the agreement if it would come back to the Board. Ms. Davis stated that it would come back to the Board if not approved.

The Motion was approved with a unanimous "yes" vote.

6. The MCBDD Early Retirement Incentive Plan Resolution #23-17 (ACTION)

A Motion was made by Mr. Carroll, seconded by Ms. Morrison, to establish an Early Retirement Incentive Plan (ERIP) for all employees to be implemented under the following conditions and circumstances:

To be eligible to participate in the ERIP, an employee must be employed as of February 1, 2018, and remain employed by the Board until the date of retirement under the ERIP program through OPERS whether based on age, service, or age and service.

Upon request of an eligible employee, the Board shall make such contributions to OPERS as necessary to enable the employee to retire based upon age and service. The maximum amount of service the Board will contribute will be two (2) years.

Eligible employees may request the benefits of the ERIP beginning on February 1, 2018, through January 31, 2019. The Board will post a notice thirty (30) days prior to the expiration of the ERIP, stating the date of expiration of the plan.

In addition to the terms and conditions set forth above, the Board also adopted and approved the terms of the Retirement Incentive Plan, which was attached to the Resolution and was incorporated herein. The Superintendent was hereby authorized to take any and all actions necessary to implement the Resolution and the ERIP including, but not limited to, the necessary expenditure of funds for payment of contributions as determined by OPERS.

An ERIP is being requested as a means of reducing costs and improving the Board's long-term financial objectives. There was no discussion.

The Motion was approved with a unanimous "yes" vote.

F. Discussion Items

1. Updated Map – The most recent, updated map regarding the status of county boards was included in the Board packet. Any questions should be directed to the Superintendent.
2. Job Path Presentation – In August, three management staff attended a tour of the Job Path Program in New York City and will present information from this trip at the October Board Meeting.
3. Obsolete Property Process – Mr. Bluebond contacted the county office to see if there was a change in the process of disposing of obsolete property. At this time, no changes were noted.
4. Community Career Connections Partnership Ohio (C3PO) – Due to the success of this program, the MCBDD will be continuing their financial support for the 2017-2018 schoolyear. The MCBDD's financial contribution is \$15,000.00.
5. MedinaMade Sales – Ms. Finnerty did not have any information on this topic.
6. SHC Minutes Revision – This was addressed earlier in the meeting.
7. Response to Board Member's Statement – Ms. Finnerty did not have any information on this topic.
8. New Board Packet Format – There will be some changes to the Board Packet beginning in October. They include the following: a new section for Transformation Updates and a Follow-up section to address questions/concerns from previous meetings. In addition, in early 2018, the MCBDD will begin using electronic Board packets.
9. Financial Reports – Mr. Bluebond had responded to the Board Members' questions at the last meeting. If there are additional questions, they can be addressed at the October 9 Budget Meeting.
10. Board Member Reference Binders – Ms. Lees stated that binders were created to offer valuable information and resources to Board Members. More information can and will be added in the future.
11. 2018 Budget Draft – Mr. Bluebond distributed the 2018 Budget Draft binders to the Board Members. The budget meeting will be held on Monday, October 9, from 6-9 p.m. Mr. Bluebond asked the Board to review the binders, write down questions, and let him know if there is anything else they would like to see regarding the budget.

G. Reports Review

1. Superintendent's Report - The following was discussed:
 - Mr. Carroll asked if the Board expects a liability with the new waiver add-on rate. Ms. Bates stated that we are responsible for the match amount. Mr. Bluebond stated that having to pay match for providers' overtime is where there will be an issue and we may have to come back to the Board for an increase in allocations if overtime is significant.
 - Ms. Orlandi asked if anyone attended the meeting in Akron regarding Medicaid Managed Care for people on Passport Waivers. Ms. Finnerty stated that five or six MCBDD staff attended this meeting. Ms. Orlandi suggested that those who sponsored this meeting do a presentation for the Board.
 - Ms. Orlandi wanted all to be aware of the article in the Superintendent's Report regarding housing discrimination against people with disabilities. Ms. Orlandi suggested that the article be sent out in the MCBDD Newsletter.

2. Financial Reports - The following was discussed:
 - Mr. Bluebond stated that the agency is where expected to be at this time of year for Medicaid match and below where expected for expenses. At the end of the year, Mr. Bluebond anticipates the agency will be at 102% for the budgeted revenue amount: an additional few hundred thousand dollars was received due to new construction and a settlement from Medicaid was also received.
 - The levy payment, usually received in August, was not received until September.
 - The cost per person has remained level for a few years.
 - The average salary per pay period is down.
 - Mr. Carroll asked if we are saving money because we are serving fewer people at the Board since we have stopped accepting new enrollees into the adult day program. Mr. Bluebond stated that we are not saving money in this area yet, but are heading in that direction.
3. Voucher Reports – The following was discussed:
 - Mr. Carroll questioned the cost for training through the Disney Institute. The Disney Institute training is being offered as a one-day workshop in Medina. It will share the management training and customer service tools used by Disney. Several staff from the MCBDD will be attending this training.
 - Mr. Carroll questioned the NEON SSA Provider Compliance Review cost. Ms. Wilbraham stated that the compliance review is required by rule every three years for each provider as part of their certification.
 - Ms. Barnes Brown asked about the Silver Sponsorship for the Zanes Foundation. Mr. Bluebond stated that the Superintendent had asked Zanes Foundation to support some of our individuals and they in turn asked if we could support one of their fundraisers. In order for us to do it, we asked them to identify the funds as used to assist people with medical service for which the county board is not able to pay. This is part of a community partnership.
 - Mr. Carroll asked about the cost for emergency transportation. Mr. Bluebond stated that an individual was having difficulty finding a private provider to get them to work when they needed to be there. We discussed trying to work with Uber or Lyft for transportation. We are paying less for Lyft than we would pay for a trip with a private provider or to provide the transportation ourselves, and it has been convenient for the individual; however, we are not able to bill Medicaid for this service.
4. Enrollee Stats – There were no questions regarding Enrollee Statistics Report.
5. Provider Report – Mr. Bluebond stated that number of individuals being served by private providers has significantly increased. Mr. Carroll asked how much of that shift is accounted for because we cannot allow new enrollees in the Work Center. Mr. Bluebond stated that the number is significant.
6. MUI Report – The following was discussed:
 - Mr. Carroll stated that there were quite a few injuries in July and asked if this is something that needs to be addressed further. Ms. Wilbraham stated that trends can and do vary for many different reasons.
 - Mr. Carroll stated that he had previously requested a quarterly or semi-annual report regarding MUIs that were reported to law enforcement. Ms. Wilbraham

will include this information in her semi-annual reports.

7. Personnel Control Report – The following was discussed:

- Mr. Carrol asked why there were four positions listed under Special Projects. Ms. Davis was not present to answer this question. It will be reviewed and corrected if needed.

H. Public Relations

- The fall 2017 Provider Newsletter is going out to all agency, private, and independent providers. The Newsletter will soon be available online.
- The Post Newspaper Newsletter will go out in full circulation and is fully interactive online. The goal is two-fold: to raise awareness of individuals with disabilities and promote the mission of the MCBDD.
- Jeremy Jackson was DJ for a day on the Wadsworth Community Radio. He participated in cross promotion for abilities and awareness.
- We are a Silver Sponsor for the Autism Summit on October 12-13, 2017. Ed Asner, actor, will be the featured speaker. The summit holds opportunities for staff, families, and individuals.

Upcoming Events:

- Medina Chamber Non-Profit Showcase on October 3.
- Community Shred Day on October 14 (this is changed from October 7).
- Senior day on October 27.
- Fall Fest/Access Fair on November 2.

I. Transformation Discussion – This agenda item was not discussed.

J. Open Forum (Board Policy 2.4.4)

Barbara Drager (parent) – Mrs. Drager stated that she has felt the tension at the recent Board meetings. She read an excerpt from a publication titled, “You can’t get there from here”, by Ann Tubbs, the founder of Society for Handicapped Citizens. She stated that the Board needs to look at the history of the field, put their personal agendas aside and move forward. Mrs. Drager will get copies of the book to anyone who wants them.

Fran Koenig (parent) – Mrs. Koenig stated that after the transformation meeting, some parents got together to talk. She stated that not all individuals want to be in the community; it should be their choice. Mrs. Koenig is bothered by the fact that when she asked about a providers accessibility, she was asked why it matters to her when her daughter is not in a wheelchair. She stated that parents should be able to see clearly if a provider has been charged with abuse or another crime. She also feels that a posting should be in every room of the agency that states “Does this benefit the individuals”, because the individuals should always be first.

Kent Daugherty (parent and former Board Member) – Mr. Daugherty has heard that there are currently a lot of challenges at the Board. He stated that during the time he worked with the Superintendent, she was sharp and an advocate for the individuals. He stated that she has a good grasp of what is going on in the system. He also stated that during a time of transformation is the

last place to make changes. He feels that the Superintendent is very deserving of her position.

Jay Mitzel (parent and former Board Member) – Mr. Mitzel stated that he has a different opinion of the Superintendent. He stated that during the search for a new Superintendent, there were a number of qualified applicants, of which Ms. Davis-Kramp was one. Mr. Mitzel stated that he was the only one who voted against her for the position of Superintendent. While Mr. Mitzel feels that the Superintendent’s heart is in the right place, he also feels there are areas that are severely lacking, such as communication. He referred to the agency newsletter advertising the Open Forum arriving to parents’ homes after the forum date. Mr. Mitzel stated that he hopes the Board takes a serious look at where it is when making a decision. He stated that he also believes that everyone here has the best interest of the individuals at heart.

Board President, Ms. Thomas Fain, read a letter of resignation from Superintendent Annette Davis-Kramp, effective April 1, 2018.

A Motion was made by Mr. Carroll, seconded by Ms. Morrison, to accept Superintendent Davis-Kramp’s resignation letter as read.

There was no discussion. Mr. Daugherty suggested that there should be some discussion or comment. Ms. Thomas Fain stated that there had been discussion.

Mr. Carroll, Ms. Morrison, and Ms. Orlandi voted “yes”. Ms. Barnes Brown and Ms. Thomas Fain voted “no”. The letter of resignation was accepted by majority rule.

The Board went out of General Session at 8:20 p.m. and entered back into Executive Session, with no business to be conducted after the Executive Session.

A Motion was made by Ms. Morrison, seconded by Mr. Carroll to enter in Executive Session at 8:20 p.m.

IV. Adjournment

A Motion was made by Mr. Carroll, seconded by Ms. Orlandi, to adjourn the meeting at 8:48 p.m.

The Motion passed with a unanimous “yes” vote.

FOR APPROVAL

Temporary Chair
Medina County Board of DD

Secretary
Medina County Board of DD