

**Minutes of the OPC Area Board  
May Board Meeting  
Monday, May 9, 2011  
Administrative Office - Europa Center**

**BOARD MEMBERS PRESENT:**

Commissioner Jimmy Clayton, Commissioner Steve Yuhasz, Lynn Ikenberry, Amanda Blanks, Mary Cay Corr, Richard Edwards, Bill Gentry, Tom Glendinning, George Greger-Holt, Heather Johnson, Heather Nash, John Stewart, Tom Vanderbeck, Rachel Winstead

**BOARD MEMBERS ABSENT:**

Commissioner Brian Bock, Carol Mitchell, Mike Rosenthal

**STAFF PRESENT:**

Judy Truitt, Ivy Williams, Debra Farrington, Tom Velivil, Donna Prather, Jolene Meyer, Cim Brailer, Janine Reda

**GUESTS PRESENT**

Yvonne French, DMH/DD/SAS LME Liaison  
LeAnn Nease Brown, OPC Attorney  
Leslie Matthews, OPC-CFAC  
Diane Nettles-Dixon, OPC-CFAC

**CALL TO ORDER**

OPC Board Chair Dr. Lynn Ikenberry called the Board meeting to order at 7:04 p.m.

**CALL FOR PUBLIC COMMENT**

Dr. Ikenberry opened the floor for public comment. There were no comments.

**READING OF THE MINUTES**

Tom Vanderbeck motioned to approve the April 11, 2011 Board Minutes. John Stewart seconded the motion. The motion carried with all Board Members voting in favor and none opposing.

**REPORT OF THE CHAIRPERSON**

Dr. Ikenberry then deferred the remainder of his time to Judy Truitt.

**AREA DIRECTOR'S REPORT**

1. State and Regulatory Updates
  - a. House Bill 916 specifies many of the details surrounding state-wide implementation of the 1915(b)(c) Medicaid waiver. The bill contains key issues of interest for Local Management Entities (LMEs) responding to the Request for Application issued by the Department of Health and Human Services (DHHS) last month. Unless House Bill 916 is blocked from entering law every LME in the state of North Carolina will be expected to implement the Medicaid Waiver. The bill also directs DHHS to determine the feasibility of implementing a 1915(i) option to the State Medicaid plan by December 31, 2011. Currently an 'I' waiver exists for

Adult Care Homes; this may shift in the future to an 'I' waiver for individuals with intellectual and developmental disabilities (I/DD). This waiver would provide habilitation services to individuals with I/DD not enrolled in the Innovations Waiver and not residing in an Intermediate care facilities for the mentally retarded (ICF-MR). Only one 'I' waiver can be implemented at a time. Finally, bill 916 directs the North Carolina General Assemblies of 2013-2015 and beyond to consider reinvesting at least 15% of savings for additional services or increasing eligibility for I/DD consumers.

- b. In preparing for the waiver all Local Management Entities (LMEs) will need to transition wards to new guardians. The Division of Medical Assistance (DMA) forbids groups from managing public funds and managing services. It is unclear at this time if there is a difference in state vs. federal rule policy in this case.

## 2. Transition Update

- a. Ms. Truitt is on the agenda for the Orange County Board of Commissioners work session. Person and Chatham Counties have already approved OPC moving forward with PBH. Ms. Truitt will be available to Orange County on 5/17/2011 when they plan to vote on the matter. Ms. Truitt and Debra Farrington presented PBH update information to the OPC CFAC's April meeting.
- b. Ms. Truitt and Ms. Farrington are meeting with PBH and Five County on a regular basis and discussing the after consolidation regional vs. local plan. At this time 12-15 new care coordinators for the region are on the table, community planning, customer service, some quality management, care coordination, provider relations, system of care presence and housing would all be included in the local presence. The group is also discussing local screening, triage and referral staff to be trained for the entire 15 county region.

## 3. Public Relations

- a. OPC is releasing a series of articles. The first article will include an overview of the history and current state of the LME. The second article will discuss how changes with Medicaid Waiver and merger will affect outcomes at the community level. And the last article will discuss the impact in the community. These are planned to release in the next month.
- b. There will also be three public forums; one in each county. Management Team and the Social Marketing Committee are discussing the need for interpreter services or specialized forums based on the needs of that particular community. Once dates are selected staff will be creating and sharing flyers with stakeholders in the community. Leadership level staff from OPC will be presenting at the forums.

## 4. Service Program Update

- a. OPC is moving forward with the Community Resource Court, TASC, and Deaf Services programs to determine where the best landing place for these services are; and, for decisions already made, how to best transition staff.

## 5. Budget Update

- a. Prior to the Governor's budget there was no reduction at the LME level or for services. The Governor's budget includes rate reductions, \$20M in service cuts non-reoccurring, and \$25M in additional service cuts that LMEs would be required to backfill out of the fund balances. The House budget contemplates rate reductions in Medicaid expenditures. The House budget did not include an LME administrative fund reduction. The House budget did mention how House Bill 916 would naturally include a savings for the state. LMEs are waiting to hear how fund balances can be utilized to backfill additional service cuts. Currently a healthy fund balance is between 8-15 % of working budget. OPC meets this requirement.

## **FINANCE OFFICER'S REPORT**

Jolene Meyer presented the Financial Activity Report for the May Board Meeting:

- The claims payback process in CI has passed in the test stage. We will now be able to recover state service funds originally paid for consumers who later qualified for Medicaid. This presents an opportunity to use the recovered funds to service other consumers.
- Preliminary fieldwork for SFY 2011 audit has been scheduled for the week of May 23, 2011.
- The Utilization Management Committee has asked to have \$1.3 million realigned from UCR to non-UCR to provide more flexibility and support in areas of crisis and psychiatry.
- Cash outstanding from the state is presently \$1.6 million. On April 28<sup>th</sup> IPRS and non-UCR funds were released.

Amanda Blanks motioned to approve the Financial Report as presented. Mr. Stewart seconded the motion. The motion carried with all Board members voting in favor and no one opposing.

## **COMMITTEE REPORTS**

### **Finance Committee:**

The Finance committee had no further information beyond Ms. Meyer's report.

### **Human Resources Committee:**

The HR Committee is currently meeting on an as-needed basis.

### **Client Rights Committee (CRC):**

Ms. Blanks reported that CRC reviewed incident reports and excerpts from the AQIC Quarterly Report. They also discussed updates to the merger plans. Ms. Blanks was excited to announce that 100% of the committee members were in attendance. Their next meeting is June 7, 2011.

### **Consumer & Family Advisory Committee (CFAC):**

Heather Nash indicated that Ms. Truitt presented PBH Merger and Medicaid Waiver information to CFAC during their April meeting. CFAC meets regularly on the third Thursday of the month at 6 p.m.

**NEW BUSINESS:**

There is no new business at this time.

**OLD BUSINESS:****Club Nova Property Update**

1. Mr. Stewart and the Property subcommittee constructed a letter to Club Nova on March 15<sup>th</sup> indicating that any sale of the property would include a term allowing the property to only be used for Mental Health purposes. The goal of this being to protect the public's interest in the space. All three counties would still need to approve the sale of the property.

Club Nova responded on April 11<sup>th</sup>, 2011. Their response stated that the Club House property is in terrible shape and the apartments are not being managed properly. The disrepairs are so great that the Department on Housing and Urban Development (HUD) is not approving some repairs. The Board discussed the market value of the property. They would like to buy the property for the remaining cost of the mortgage that OPC holds.

The OPC Board wants to sell the property for fair market value. However, there is difficulty in determining the price of the property. The land the Club House is located on cannot be separated from the land where the apartments or the thrift store are located. They are owned by a condominium association. The Board decided at this time they would like a new appraisal of the Club Nova Club House prepared. The Board also indicated that in any sale of the property they would include a first right of refusal for OPC to repurchase the property if Club Nova ever intended to sell it.

**Board Meeting:**

The next OPC Board meeting is scheduled for June 13, 2011 at 6:00 p.m. The Finance Committee will begin at 6:00 p.m. The Finance Committee will disband at 6:30 p.m., System Updates will be given from 6:30 p.m. to 7:15 p.m., and the Board will officially convene at 7:15 p.m.

**Adjournment:**

Mr. Vanderbeck motioned to adjourn the OPC Board meeting and Mr. Glendinning seconded. The motion carried with all Board members voting in favor and no one opposing. The meeting adjourned at 8:49 p.m.

Respectfully submitted,

Rachel Winstead, Ed. D.  
Secretary

**System Updates**  
**May 9, 2011**  
**Administrative Office – Europa Center**

1. Donna Prather, M.D., OPC's Medical Director, presented the results of the Accessibility Survey. Last year one major concern that was identified by visitors to the OPC suite was the excessively heavy front door in the main entrance way, this issue was noted a major concern again. When Dr. Prather discussed this situation with building management staff last year they indicated that the management company planned to reconstruct a new entrance way. Due to unexpected cost for emergency repairs to the parking deck; the fund initially budgeted for a new entrance way was diverted. A new entrance way remains on the to-co list. Visitors were also concerned about the Handicap accessible parking; some find the spaces not convenient to the entrances. The management company is considering additional ramp and/or curb-cuts. Lack of funding for the agency and services was also listed as a major obstacle. Language was also listed as an obstacle to accessibility; OPC continues to work with translation services to prepare documents in Spanish and English and works with a translation service with a wide array of available translators on call at all times.
  
2. Judy Truitt updated the Board about Children Residential Homes. There are few programs for children who are in need of structured treatment programs within the state of North Carolina for children with high needs. The Pines Residential Treatment Center is a residential treatment program in Virginia and is the current placement for 149 North Carolina children. The program provides focused intermediate and long-term care to children and adolescents manifesting psychiatric and behavioral health disorders with a significant impairment of social, interpersonal, educational or vocational functioning. Recently there was an allegation that one resident had sexually abused another resident. The Department of Health and Human Services (DHHS) began contacting parents of the 149 NC children and 60% of the parents contacted indicated they would like their child to continue at the Pine's facility. DHHS has indicated that they want all the NC children moved by the end of April 2011, a nearly impossible feat. Since this announcement not all the children have been moved. This program works with sexually aggressive youth and future placement of these consumers must be extremely thoughtful. When statements were made about bringing these consumers all back into the NC system only 37 open beds were available. OPC is responsible for five of these 149 consumers; this includes one OPC ward. Ms. Truitt will keep the Board posted as additional information arises.
  
3. After reviewing the Area Quality Improvement Committee (AQIC) report Richard Edwards asked how OPC handles an increase in the number of incidents of Abuse, Aggressive and Destructive Consumer Behaviors, and Suspensions or Expulsions. Ms. Truitt answered that the Client Rights Coordinator examines these incidents to determine if there is an underlying trend, often such events call for a Quality Improvement project, and trainings and specific plans of correction are created to address the issue and flesh out further solutions. Amanda Blanks added that the Client Rights Committee discusses these claims and pondered whether OPC is encouraging more accurate reporting and that is why there is an increase in the account of abuse.

