



Metrocare
SERVICES

BOARD MINUTES
September 24, 2020

METROCARE SERVICES
Board Meeting Minutes

A Regular Meeting of the Board of Trustees of Metrocare Services convened via a zoom meeting on Thursday, September 24, 2020 at 1: pm.

CALL TO ORDER:

Mr. James called the meeting to order at 1:32 pm. A quorum of the Board was in attendance.

Board Members Present:

Terry James, Chairman	Dr. Leslie Secrest, Vice Chair	Dalia "Dee" Salinas Gutierrez
Jill L. Martinez	Kenneth R. Bernstein	Dave Hogan
Noel O. Santini, MD	Anthony Farmer	

Absent:

Peter A. Schulte

Staff Present:

John Burruss, M.D., CEO	Linda Thompson	Judith Hunter
Richard Buckley	Tate Ringer	Ariana Guilford and other staff.

Guest: Joel Geary, Walter Taylor, Jessica Jones and other guests were present.

CITIZEN COMMENTS: None.

Chairman Updates: Mr. James went out of order on the agenda to allow Dr. Burruss to present part of his report. He referred to Dr. Burruss for the introductions.

Dr. Burruss introduced Mr. Paul Budd and Mr. Joel Crouch from the law firm of Meadows Collier who have represented Metrocare in pursuing repayment of the IRS penalties imposed between 2016 and 2018. Mr. Budd summarized the situation which has been delayed significantly by the Covid pandemic. He reported that all taxes were paid in full and the firm's stance is that the penalties were, in large part, inappropriately applied despite Metrocare's good faith efforts to remedy the situation. There has been recent progress due to the consistent efforts of management and Meadows Collier along with a formal inquiry filed on Metrocare's behalf by the office of Congresswoman Eddie Bernice Johnson. The Board's questions were answered, and appreciation was expressed by the trustees and the CEO for the attorney's efforts.

Dr. Burruss deferred the rest of his report to the usual place on the agenda.

Board Liaison Reports:

- **Mental Health Advisory Committee:** Ms. Kelli Laos said that the committee met on September 14th and we had a quorum present. She provided a brief report of the meeting. There were no questions posed for this item.
- **Texas Council of Community Centers Update:** Mr. James provided an update and thanked Mr. Bernstein for accepting to represent us at the Texas Council Risk Management Fund.

Mr. James referred to the recent story of Daniel Prude in Rochester, N.Y., and said he has reached out to Dr. Burruss, Mr. Hogan and Mr. Schulte asking if there is a way that Metrocare can be able to engage and bring our expertise to the law enforcement community here in Dallas County. We are in the very early stages in conversations on what this may look like and more information will be presented to the board as we get further down the road.

CONSENT AGENDA:

All consent agenda items are routine by the Board and will be enacted with one motion. There will be no separate discussion of items unless a Board Members so requests, in which event, the item will be removed from consideration as an item of consent business and considered in its normal sequence with the other action items listed below in which case full discussion of the item may occur as necessary.

- ❖ Acceptance of the August 27, 2020 Regular Board Meeting Minutes
- ❖ Acceptance of the FY20 Fourth Quarter Reports on Finance
- ❖ Acceptance of the Human Resources Report for August 2020
- ~~❖ Acceptance of the Quality and Authority Report for August 2020~~
- ❖ Acceptance of Revision to Board Policy:
 - 1.06 – BP on Organizational Structure
 - 2.05 – BP on Rights of Persons Served
 - 3.02 – BP on “OPEN DOOR” Policy for Compliance
 - 3.05 – BP on Administration, Safeguard & Security of PHI & Electronic PHI
 - 5.12 – BP on Arbitration
- ~~❖ Acceptance of the Local Plan for FY21~~
- ~~❖ Acceptance of the Department of Health and Human Services Commission (HHSC) Performance Contract Allocation for FY21~~
- ❖ Acceptance of the FY20 Fourth Quarter Reports on Service Delivery
- ❖ Acceptance of the FY20 Fourth Quarter Reports Quality Management and Research
- ❖ Acceptance of the FY20 Fourth Quarter Reports on Compliance
- ❖ Acceptance of the Strategic Initiative Report for August 2020

Mr. James requested that the Quality and Authority Report, the Local Plan for FY21 and the HHSC Performance Contract Allocation for FY21 be placed under the Action Agenda Items.

Motion: Mr. James moved Acceptance of the Consent Agenda as a whole, with the changes recommended. Motion carried by unanimous consent.

CHIEF EXECUTIVE OFFICER

Mr. James referred to Dr. Burruss for the remainder of his report.

SERVICE PRESENTATION:

Ms. Michelle Secours and Mr. Ikenna Mogbo presented a success story from the Housing Department.

ACTION AGENDA ITEM(s):

Consideration to Accept the Chief Executive Officer Report for the FY20 Key Performance Indicator Progress through August 2020: This report was made a part of the Board Packet. Dr. Burruss acknowledged the tremendous efforts of the team who shepherded Metrocare's process to achieve CCBHC status, a clearly notable accomplishment given the many inherent challenges intrinsic in the Dallas County public mental health structure when compared to the remainder of the State. He also reported that the Annual report was distributed during August and has already received favorable feedback. The final month of FY20 KPIs were reviewed and questions answered.

Motion: Mr. James moved Acceptance of the Chief Executive Officer Report for the FY20 Key Performance Indicator Progress through August 2020. Ms. Martinez second. All were in favor, and the motion carried.

Finance and Administration Reports:

Consideration to Accept the Financial Report for August 2020 (unaudited):

This report was made a part of the board packet. Mr. Buckley presented a Summary of the Statement of Net Position and the Statement of Activities emphasizing Metrocare had a very successful financial year with Preliminary Changes in Net Assets of \$4,170,585. Mr. Buckley stressed these results were preliminary as the FY 2020 Audit has begun and not all year-end closing procedures have been performed and/or reviewed by the Auditors.

Board members asked questions primarily related to Cash and the Adequacy of the Reserves for Accounts Receivables.

Mr. Buckley stated that with the Commencement of the FY 2020 Audit, we are on track to have it completed well before the January Due Date to HHSC.

Motion: Mr. James moved Acceptance of the Financial Report for August 2020 (Unaudited). Ms. Martinez second. All were in favor, and the motion carried.

Consideration of Acceptance of Resolution Delineating the Board's Awareness and Approval of the Chief Executive Officer and the Chief Administrative Officer's Execution of a Collateralize Loan with UMB Bank: This report was made a part of the board packet. Mr. Buckley presented the UMB Resolution for the \$15M Loan Package for the IGT/DSRIP and Working Capital requirements stating the loans are essentially the same as last year except for the individual amounts for the IGT/DSRIP funding based upon the FY 2021 Budget.

Motion: Mr. James moved Acceptance of the Resolution Delineating the Board's Awareness and Approval of the Chief Executive Officer and the Chief Administrative Officer's Execution of a Collateralize Loan with UMB Bank. Ms. Salinas Gutierrez second. All were in favor, and the motion carried.

Quality and Authority Report:

Consideration of Acceptance of the Quality and Authority Report for August 2020:

This report was made a part of the board packet. Ms. Thompson provided highlights of the external reviews.

Motion: Mr. James moved Acceptance of the Quality and Authority Report for August 2020. Ms. Martinez second. All were in favor, and the motion carried.

Consideration of Acceptance of the Local Plan for FY21:

This report was made a part of the board packet. Ms. Thompson provided an update on the Local Plan for FY21.

Consideration of Acceptance of the Department of Health and Human Services Commission Performance Contract Allocation for FY21: This report was made a part of the board packet. Ms. Thompson provided an update on the FY 21 Allocation Schedule from the Health and Human Services Performance Contract.

Motion: Mr. James moved Acceptance of the Local Plan for FY21 and the Department of Health and Human Services Commission Performance Contract Allocation for FY21. Mr. Hogan second. All were in favor, and the motion carried.

Provider Services Report:

Consideration of Acceptance of the Clinical Services Division Report for August 2020:

This report was made part of the board packet. Dr. Hunter said that about 90% of medical staff continue to work remotely with just one rotating prescriber in each of our clinics every day. Approximately 80% of remote services are provided by telephone only without the video component due to our patients not having adequate technology. We are ready to go back into the clinics at any time depending on how long our payer sources approve the telephone-only services. There were no questions posed for this item.

Motion: Mr. James moved Acceptance of the Clinical Services Division Report for August 2020. Mr. Bernstein second. All were in favor, and the motion carried.

Consideration of Acceptance of the Mental Health Division Report for August 2020:

This report was made part of the board packet. Ms. Laos presented the Mental Health Key Performance Indicators and was available for questions pertaining to the data. She then provided information regarding the number of licensed staff within the Mental Health Division. Lastly, Ms. Laos provided an update to the NTBHA Contract informing the Board Members to the changes in service target and the decrease in overall funding from the previous year.

Per the NTBHA contract, Metrocare's open authorization requirement is dropping from 9808 to 9606 indigent consumers. The open authorization payment rate is increased to \$115.00. The FY 20 negotiated sustainability payments are eliminated. The NTBHA CMHP Contract decreases from \$18,185,306 to \$16,241,976. The Board had multiple questions as to impact of this significant reduction to service delivery and staffing. Ms. Laos stated that while Metrocare is not in agreement with the decrease and believes all providers should be paid at a higher rate, she

provided response that due to planning, Metrocare does not anticipate any cut to services or staffing. The Board also had discussion regarding when Metrocare needs to consider no longer participating in the NTBHA network due to funding decreases. Ms. Laos commented that NTBHA has stated that cuts to Metrocare's funding was due to need to equalize payments among all providers and in keeping with this stated plan, future cuts to funding would then impact all providers and not just Metrocare. Given this, it would seem that any further cuts would create concern and discussion among all providers. Dr. Burruss recommended that Metrocare accept the proposed contract and not engage in a dispute with NTBHA. Dr. Burruss provided reasoning that Metrocare has multiple opportunities on the horizon and changes to funding, through DSRIP and CCBHC are to occur in the coming years.

Motion: Mr. James moved Acceptance of the Mental Health Division Report for August 2020. Ms. Martinez second. All were in favor, and the motion carried

Meeting Adjournment: There being no further business to come before the Board, Mr. James adjourned the meeting at 3:51 pm.

Minutes approved by:


Dalia Salinas Gutierrez, Secretary

Minutes transcribed by:
Martha L. Toscano
Executive Assistant to the CEO/Board Liaison