

Approval Date:  
September 26, 2016

MINUTES OF  
THE REGULAR MEETING OF THE  
CITRUS COUNTY HOSPITAL BOARD

**AUGUST 22, 2016 6:00 P.M.**

(1) CALL TO ORDER

A regular meeting of the Citrus County Hospital Board of Trustees was held Monday, **August 22, 2016**, in the Conference Room of the Annex Building located at 123 S. Pine Ave., Inverness, Florida. Chairwoman Ressler called the meeting to order at 6:00P.M.

(2) PUBLISHED MEETING LEGAL NOTICE

*(Agenda & Published Legal notice Copies On File)*

(3) QUORUM PRESENT

(4) ATTENDANCE

**Board Members:** Debbie Ressler (Chairwoman), Dr. Mark Fallows (Vice-Chairperson) arrived at 6:10pm, Dr. Jeff Wallis (Secretary/Treasurer), Allan Bartell (Trustee) and Rick Harper arrived at 6:05pm.

Also in attendance:

William Grant, Esq. (General Counsel)  
Taylor Ford, Esq. (CCHB External Counsel)  
Karla Dozier (Administrative Assistant)

Members of the Public: Tica Harper.

Mrs. Ressler stated the CCHB Mission.

(5) PUBLIC COMMENT

None.

(7) APPROVAL OF MINUTES

**MOTION** by Mr. Bartell, second by Dr. Wallis to approve the minutes from the June 13, 2016 Regular Meeting. The Motion passed unanimously, 3-0.

Mr. Harper entered the meeting at 6:05pm.

(8) APPROVAL OF THE CCHB AUDITED FINANCIAL STATEMENTS FOR FISCAL YEAR ENDED SEPTEMBER 30, 2015

Mr. Powell presented to the Board the Audited Financial Statements for Fiscal Year ending September 30, 2015 and he did not find any deficiencies.

**MOTION** by Mr. Bartell, second by Dr. Wallis to accept the Audited Financial Statements for Fiscal Year ending September 30, 2015. After discussion the Motion passed unanimously, 4-0.

**(9) FINANCE COMMITTEE REPORT**

a) Approval of the Amended Finance Report for February 2016: Mrs. Ressler asked the Board's approval to amend the CCHB Finance report for February 2016, because an amount was entered twice, once in February and another in March. (Copy on file)

**MOTION** by Mr. Bartell second by Mr. Harper to approve the amended Finance Report for February 2016. The Motion passed unanimously, 4-0.

**MOTION** by Mr. Bartell second by Mr. Harper to approve the Finance Report for June and July 2016. The Motion passed unanimously, 4-0.

Dr. Fallows entered the meeting at 6:10pm.

b) Approval of the Citrus County Hospital Board Invoices:

Mrs. Ressler presented the invoices (Copy on file)

**MOTION** by Dr. Wallis, second by Mr. Bartell to approve payment of the invoices from July 2016. The motion passed unanimously, 5-0.

**MOTION** by Dr. Wallis, second by Mr. Bartell to approve payment of the invoices from August 2016. The motion passed unanimously, 5-0.

c) Other:

Mrs. Dozier informed the Board that the check sent to the Vaka Law Group in March for services was lost in the mail. Therefore the retainer was used to cover that invoice. The payment was stopped for that check and the Finance report for March, April and May were amended to increase the cash on hand as appropriate.

**MOTION** by Dr. Fallows second by Dr. Wallis to amend the Finance Report for March 2016, April 2016, and May 2016. After discussion the Motion passed unanimously, 5-0.

**(6) BUDGET WORKSHOP**

Mrs. Ressler presented the proposed Citrus County Hospital Board Budget for Fiscal Year 2016-2017. Discussion ensued.

**MOTION** by Mr. Bartell, second by Mr. Harper to raise the salary of Karla Dozier to \$47,480 to be effective October 01, 2016. The Motion passed unanimously, 5-0.

**(10) LEGAL**

Mr. Grant asked the Board for authorization to enter into a tolling agreement with Carlton Fields and MGU. Discussion ensued about Ironshore responsibilities with the FRC malpractices lawsuits.

**MOTION** by Dr. Fallows, second by Dr. Wallis to authorize entering in a Tolling Agreement as needed with Carlton Fields/James Kennedy and John Scott/MGU. If one of the entities do not agree to toll the Citrus County Hospital Board is authorized to file suit to be filed but not serve and to put Ironshore on Notice. Furthermore, that Ironshore shall pay \$500K on or before Friday, September 02, 2016 and if they don't pay the \$500K plus Attorneys fees the Declarative Action shall be filed against Ironshore. After discussion, the motion passed unanimously, 5-0.

Mr. Grant also commented about the requesting payment from Arch for Attorneys fees for the public records request. Discussion ensued.

**MOTION** by Dr. Wallis, second by Mr. Harper to make a demand on Arch for payment of Attorneys fees for public records request. After discussion the motion passed unanimously, 5-0.

Attorney Ford addressed and is working the uninsured FRC litigation. The FRC lawsuits not covered under the insurance are Dr. Neil Katz's contract lawsuit and Jerry Ford's premises liability lawsuit and request the Boards authorization to enter into negotiations to try to settle the cases. Discussion ensued

**MOTION** by Dr. Fallows, second by Dr. Wallis to authorize the settlement up to \$300K of the lawsuit between Dr. Neil Katz vs FRC. After discussion the motion passed unanimously, 5-0.

**MOTION** by Dr. Fallows, second by Dr. Wallis to authorize the settlement up to \$100K of the lawsuit between Jerry Ford vs FRC. After discussion the motion passed, 4-1.

Mrs. Ressler stated that some pensioners are requesting back payment. The Board would like to receive more information before making a decision or even considering any payment.

Mr. Grant commented about requesting the FRC to transfer \$1M to the pension escrow account at Fifth Third Bank by October 01, 2016.

**MOTION** by Dr. Wallis, second by Mr. Bartell to have the Foundation Resolution Corporation transfer \$1M to the Pension Escrow Account at Fifth Third Bank by October 01, 2016. After discussion the motion passed unanimously, 5-0.

Mr. Grant informed the Board that Mr. Stillwell stated that there will be a settlement agreement between the Foundation Resolution Corporation and Blue Cross & Blue Shield (BCBS) in the amount of \$246K or below for overpayments made by BCBS.

**MOTION** by Dr. Fallows, second by Mr. Harper to enter into a Settlement Agreement with Blue Cross Blue Shield and authorize the payment of \$246K or below. After discussion the motion passed unanimously, 5-0.

Mr. Grant also noted that AHCA sent a Final Agency Order about LIP payments. Discussion ensued.

**MOTION** by Dr. Wallis, second by Mr. Bartell to authorize payment to AHCA for LIP in the amount or \$513,363K. After discussion the motion passed unanimously, 5-0.

JP Morgan sent a letter requesting the change of the Indemnity Escrow account by October 2016. Mr. Grant will contact HCA to ask their input and suggestions. Mr. Grant asked the Board to authorize Chairman Ressler to sign.

**MOTION** by Mr. Harper, second by Dr. Wallis to authorize the Chairman to sign the change of the Investment Option at JP Morgan Indemnity Escrow Account. After discussion the motion passed unanimously, 5-0.

#### **(11) UNFINISHED BUSINESS**

- **Foundation Resolution Corporation Update:** Mrs. Ressler presented to the Board the list of the Foundation's invoices provided by Mrs. Chadwick. (Copy on file)

Mrs. Ressler stated that Mr. Stillwell didn't have a signed Agreement with Sheridan as of yet.

Discussion ensued about the AT&T invoice, which will replace the sprint invoice, but the amount is higher. The Board requested copy of the invoice before approval.

The Board requested more information about the workers' compensation.

**MOTION** by Dr. Wallis, second by Mr. Bartell to approve the workers' compensation invoices after the review of the breakdown is presented and the Chairman reviewed and approved. After discussion the motion passed unanimously, 5-0.

**MOTION** by Dr. Fallows, second by Mr. Harper to approve payment of the FRC invoices as presented with the exception of Sheridan, Workers' Compensation and AT&T. After discussion the motion passed unanimously, 5-0.

- Citrus County Community Charitable Foundation (CCCCF) Update: Mrs. Ressler stated that the CCCCCF has a meeting on August 25, 2016. The CCCCCF website is live; the By-Laws will be ready for CCHB approval. Also the CCCCCF will be sending letters to the different institutions asking them to appoint the person who will be their representative to the CCCCCF Board.

Real Estate Update: The Hospital Board received an offer of a 170 Exchange for the two (2) lots in Crystal River. After discussion the Board didn't accept the proposal for an exchange.

**(12) NEW BUSINESS**

None.

**(13) TRUSTEE COMMENTS**

None.

**(14) OTHER**

None


**(15) NEXT SCHEDULE MEETING DATE:**

The Board will schedule new meeting dates for October, November and December. The Chairman announced the rescheduled meeting of September 19, 2016. The next scheduled Board meeting is set for Monday, September 26, 2016 at 6:00pm in the Conference Room of the Citrus Memorial Hospital Annex Building.

**(16) ADJOURNMENT**

**MOTION** by Dr. Fallows, second by Mr. Bartell to adjourn the meeting, the motion passed 5-0.

Respectfully Submitted,

  
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Jeff Wallis, MD.  
Secretary/Treasurer

08.22.16 Minute Copy on File:

1. Agenda & Public Notice
2. CCHB Finance Report
3. CCHB list of Invoices
4. FRC list of invoices