

MINUTES OF
THE REGULAR MEETING OF THE
CITRUS COUNTY HOSPITAL BOARD

OCTOBER 24, 2011 12:30 P.M.

(1) CALL TO ORDER

The regular monthly meeting of the Citrus County Hospital Board of Trustees was held Wednesday, **October 24, 2011**, at the Citrus County Hospital Board offices located at 123 N. Apopka Ave., Inverness, Florida. Dr. Rao, Chairman, called the meeting to order at 12:30 P.M.

(2) PUBLISHED MEETING LEGAL NOTICE

(Agenda & Published Legal notice Copies On File)

(3) ATTENDANCE

Board Members: V. Upender Rao, MD (Chairman) Deborah L. Ressler, RN, BSN (Vice Chairman) Michael A. Smallridge (Secretary /Treasurer) Edwin H. Lytton (Trustee)

Also in attendance:

Vickie LaMarche, CCHB Chief Operating Officer
Harry Kilgore, CCHB Finance Director
William J. Grant, Esquire, CCHB General Counsel
Karla Dozier, CCHB Staff

Prestige Court Reporting

Members of the Public: Joe Chrietberg (CMHF Advisory Member), Justin Krumholtz and Mike Wright (Citrus County Chronicle).

(4) APPROVAL OF MINUTES

MOTION by Mrs. Ressler, second by Mr. Lytton to approve the minutes from September 28, 2011. The Motion passed unanimously, 4-0.

(5) PUBLIC COMMENT

None.

(6) CITRUS COUNTY HOSPITAL BOARD FINANCE COMMITTEE REPORT

a) Finance Report for September 2011 (Copy on file)

MOTION by Mrs. Ressler, second by Mr. Smallridge to approve the finance report for September 2011. The Motion passed unanimously, 4-0.

b) Citrus County Hospital Board Invoices (Copy on file)

MOTION by Mrs. Ressler, second by Mr. Smallridge to approve the invoices. The Motion passed unanimously, 4-0.

c) Update of Citrus Memorial Health Foundation, Inc. Funding Request: Mr. Kilgore stated that he signed the HIPPA agreement with Mr. Beaty on September 28, 2011. He also noted that based on the accounts that he reviewed in the Hospital through April 2011, his recommendation will be to pay \$230,000 for charity care reimbursement to Citrus Memorial Health Foundation, Inc., but because the Board already advanced them \$250,000 there will not be any payment until the review of further accounts.

Mr. Kilgore also stated that he requested Mr. Williams to have the May and June 2011 reports and the computerized listings for July, August and September ready to be reviewed.

d) Review of the Citrus County Hospital Board Charity Care Policy: Mrs. Ressler informed the Board that the recommendation of the Finance Committee is to wait until the next meeting in November for the review of the CCHB Charity Care Policy. The Board needs more information from Mr. Williams (CHMF).

e) Other: None.

(7) FOUNDATION GOVERNANCE ISSUES/LEGAL

Mr. Grant stated that on October 18, 2011 in Tallahassee there was hearing for summary judgment and this is the first time evidence was presented. Mr. Grant also noted that an extension was provided to the Foundation attorneys to provide a post trial brief on the Sunshine allegations until October 26, 2011 and the CCHB will file their post trial brief on October 28, 2011

In the 2011-CA-1476 case, Mr. Grant stated that depositions will be set for the allegations on October 2009.

In the 2011-CA-5399 case, Mr. Grant informed the Board there will be an amendment to the complaint to add additional charges.

Mr. Grant requested the Board's advice for the purpose of settlement negotiations and strategy sessions related to litigation expenditures in all pending litigations 2010-CA-5399, 2010-CA-5702, 2011-CA-809, 2011-CA-1388, 2011-CA-1476 and 2011-CA-1653. Mr. Grant stated that he approximated the necessary time to seek the Board's advice and direction to be three hours in length. The entire session shall be recorded by a certified court reporter. The court reporter will record the times of the commencement and termination of the attorney/client session. All discussions and proceedings as well as the names of all persons present shall be recorded. The names of all persons speaking shall be recorded. No portion of the session shall be off of the record. The court reporter's notes shall be fully transcribed and be filed with the entity's clerk within a reasonable time after the meeting. The chief administrative officer of this agency is Vickie LaMarche, who will also be in attendance with the Trustees, the court reporter and their counsel. Their counsel, William J. Grant and any other counsel deemed appropriate, will be put on the notice. The session shall commence at an open meeting at which the persons chairing the meeting, which will be Chairman Dr. Rao, shall announce the commencement and estimated length of the Attorney-Client Session and the names of the persons attending. At the conclusion of the Attorney-Client Executive Session, the meeting shall be reopened and the person chairing the meeting shall announce the termination of the session.

MOTION by Mrs. Ressler, second by Mr. Smallridge to engage in an attorney-client executive session meeting on November 14, 2011, November 28, 2011, December 12, 2011 and December 19, 2011 for the purposes of discussing settlement negotiations or strategy sessions related to litigation and expenditures. Following discussion, the motion passed 4-0.

(8) OTHER

Mrs. Ressler stated that she has been in communication with the Medical Executive Director of Judeo Christian Health Clinic (Dr. Campbell). Mrs. Ressler give the Board an update on her recent visit to the clinic; Mrs. Ressler also noted that the clinic is purely funded by donations from local businesses, volunteer physicians, etc. The clinic has very few staff, one director, a receptionist, an ARNP and all the physicians provide care for free.

Mrs. Ressler also informed the Board that the coverage for people 100% and under of the Federal Poverty Level (FPL) are covered by the Hillsborough County Health Plan and the Judeo Christian Clinic covered to people between the 100% and 200% of FPL.

Ms. LaMarche stated there is a petition on the web to get the Hospital Board to give money to Citrus Memorial Hospital and the Foundation has a website where they have explicit information regarding the litigation process (Copy on file)

Ms. LaMarche also noted that she received a letter from Mr. Richard Callahan regarding his application to become a Trustee (Copy on file)

(9) CITRUS COUNTY HOSPITAL BOARD ELECTIONS

Dr. Rao thanked the Trustees, staff and Counsel for their support these last few years. Dr. Rao also commends and congratulates the Trustees who have shown a unique blend of humility and courage facing tremendous adversity and personal attacks.

Mr. Lytton stated that the Nomination Committee did meet and the nominations from the floor by the Nominating Committee were:

Chairman Michael Smallridge
The Motion passed 3-1.

Vice Chairman Vacant
Mrs. Ressler and Mr. Lytton declined their nomination.

Secretary/Treasurer: Dr. Rao declined his nomination.

MOTION by Dr. Rao, second by Mr. Smallridge to nominate Mr. Lytton for Secretary/Treasurer. The motion passed 4-0.

(10) NEXT SCHEDULED MEETING DATE

Next scheduled meeting will be Monday, November 14, 2011 at 12:30pm in the CCHB office.

(11) ADJOURNMENT

MOTION by Mrs. Ressler, second by Mr. Lytton to adjourn the meeting. The motion passed 4-0. and the meeting adjourned at 1:20pm.

Respectfully Submitted,



Michael Smallridge
Secretary

10.24.11 Minute Copy on File:

1. Agenda & Public Notice
2. CCHB Finance Report & Invoices
3. CMHF Website Information
4. Letter from Richard Callahan