

West Volusia Hospital Authority
BOARD OF COMMISSIONERS Special Meeting to fill the Vacancy
due to the Death of Commissioner D. Shepard
April 18, 2019, 5:00 p.m.
DeLand City Hall
120 S. Florida Avenue, DeLand, FL
AGENDA

1. Call to Order Special Meeting
2. Approval of Agenda
3. Citizens comments
4. Applicants Presentations (Applications Alphabetically Attached)
 - A. Roger Accardi
 - B. Elmer Holt
 - C. Voloria Manning
 - D. Jenneffer Pulapaka
 - E. Michael Ray
5. Board Discussion
6. Call for the Vote
7. Declare Appointee
8. Commissioner Comments
9. Adjourn Special Meeting
10. Call to Order Joint Meeting
11. Opening Observance followed by a moment of silence
12. Approval of Proposed Agenda
13. Consent Agenda
 - A. Approval of Minutes - Regular Meeting March 21, 2019
14. Citizens Comments
15. Citizens Advisory Committee-Voloria Manning, Chair
 - A. CAC Meeting Minutes February 5, 2019
 - B. CAC Meeting Minutes March 5, 2019
16. Reporting Agenda
 - A. UMR March 2019 Report - Written Submission
 - B. FQHC Report - Laurie Asbury, Chief Executive Officer, Northeast Florida Health Services, Inc. (NEFHS) d/b/a Family Health Source (FHS) March 2019 Report
 - C. The House Next Door March 2019 Application Processing Report

**West Volusia Hospital Authority
BOARD OF COMMISSIONERS and the CITIZENS ADVISORY
COMMITTEE (CAC) JOINT MEETING
April 18, 2019, Commence upon the conclusion of the Special
Meeting
DeLand City Hall
120 S. Florida Avenue, DeLand, FL**

Agenda

17. Discussion Items

- A. Citizens Advisory Committee Vacancies/Appointees**
 - 1. Commissioner Kathie D. Shepard Appointees**
 - a. Althea Whittaker**
 - b. Alissa Lapinsky**
 - 2. Commissioner John Hill Vacancies/Appointees**
 - a. Linda White**
 - b. Brian Soukup**
 - 3. Possible Loss of CAC Members who have applied for Commissioner Shepard's vacancy due to death**
 - a. Voloria Manning**
 - b. Jenneffer Pulapaka**
 - 4. CAC Applicants**
 - a. Donna Pepin**
 - b. Elmer Holt**
- B. WVHA Funding Applications Received (list attached)**
 - 1. 2019-2020 WVHA Funding Applications Non-Compliant Worksheet**
 - 2. Vessel of Honor Outreach Center-Application received via email on 4/5/2019 at 2:43 p.m. without any required documentation or 17 additional copies**
- C. Subrogation Settlement from \$11,194.86 down to \$5,597.43 (See UMR April 18, 2019 Report attached)**
- D. WVHA as Plaintiff in Federal Multidistrict Litigation for National Prescription Opiate Litigation (see Legal Update attached)**
 - 1. Contingent Fee Retainer Agreement (attached)**
 - 2. Letter from Commissioner Guzman (attached)**
- E. Follow Up Items**
 - 1. NEFHS letter to the WVHA Board dated 2/12/2019 & 4/9/2019 request to reinstate their original WVHA funding request of \$1,253,930.00 for 2018-2019.**
 - 2. UMR Administrative Services Agreement**

18. Finance Report

- A. March Financials**

19. Legal Update

20. Commissioner Comments

21. Adjournment

ACCARDI *Clinical* PHARMACY

"Putting Care Back Into Healthcare"

March 29, 2019

West Volusia Hospital Authority
131 E. New York Ave.
Deland, FL 32724

RE: Letter of interest for vacant West Volusia Hospital Authority seat

To Whom It May Concern,

I have been a resident of DeBary since 1957 when my father built the first of 4 pharmacies in Southwest Volusia. I've had the pleasure of going to school, raising a family, and running a business within this community. I am a graduate of the University of Florida where I received both my undergrad and graduate degrees and I currently own and operate Accardi Clinical Pharmacy in Orange City.

Over the course of my 50 years in healthcare within this community, I have certainly grown familiar with the medical community. I believe this provides me with a unique perspective of the West Volusia healthcare landscape. I look forward to the honor and challenges of this position.

Respectfully,



John Roger Accard, PharmD

The Tiffany Center 2583 S. Volusia Ave., Orange City, FL 32763
Pharmacy 386-774-5800 Fax 386-774-5656

**CANDIDATE OATH –
NONPARTISAN OFFICE**

(Do not use this form if a Judicial or School Board Candidate)

Check box **only** if you are seeking to qualify as a write-in candidate:

☐ Write-in candidate

OFFICE USE ONLY

Candidate Oath

(Section 99.021(1)(a), Florida Statutes)

I, J. ROGER ACCARDI

(Print name above as you wish it to appear on the ballot. If your last name consists of two or more names but has no hyphen, check box ☐. (See page 2 - Compound Last Names). No change can be made after the end of qualifying. Although a write-in candidate's name is not printed on the ballot, the name must be printed above for oath purposes.)

am a candidate for the nonpartisan office of WEST VOLUSIA HOSPITAL AUTHORITY, _____
(Office) (District #)

_____, _____; I am a qualified elector of VOLUSIA County, Florida;
(Circuit #) (Group or Seat #)

I am qualified under the Constitution and the Laws of Florida to hold the office to which I desire to be nominated or elected; I have qualified for no other public office in the state, the term of which office or any part thereof runs concurrent with the office I seek; and I have resigned from any office from which I am required to resign pursuant to Section 99.012, Florida Statutes; and I will support the Constitution of the United States and the Constitution of the State of Florida.

Candidate's Florida Voter Registration Number (located on your voter information card): _____

Phonetic spelling for audio ballot: Print name phonetically on the line below as you wish it to be pronounced on the audio ballot as may be used by persons with disabilities (see instructions on page 2 of this form): [Not applicable to write-in candidates.]

Ah: CARDD EE

X J. Accardi (386) 801-4011 JRUGERACCARDI@GMAIL.COM
Signature of Candidate Telephone Number Email Address

449 LIGHTTOWER DR DEBARY FL 32713
Address City State ZIP Code

STATE OF FLORIDA

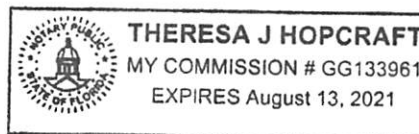
COUNTY OF VOLUSIA

Theresa J Hopcraft
Signature of Notary Public
Print, Type, or Stamp Commissioned Name of Notary Public below:

Sworn to (or affirmed) and subscribed before me this 29th
day of March, 2019.

Personally Known: ☒ or Produced Identification: _____

Type of Identification Produced: _____



TERESA J. HOPCRAFT
MY COMMISSION # 0012388
EXPIRES August 13, 2021



APPLICATION FOR THE WVHA BOARD OF COMMISSIONERS

NAME: ✓ ROGER ACCARDI

ADDRESS: 449 HIGHTOWER DR
DEBARY FL 32713

HOME PHONE: — CELL PHONE: 386 801 4011

WORK ADDRESS and PHONE: 2583 S. VOLUSIA AVE SUITE 100 O.C.

EMAIL ADDRESS: JROGER ACCARDI@GMAIL.COM

ARE YOU CURRENTLY A RESIDENT OF THE WVHA TAXING DISTRICT? YES IF SO, HOW LONG? 58 YRS

APPLICANT IS A QUALIFIED ELECTOR (circle one) (YES) NO

APPLICANT IS NOT QUALIFIED FOR ANOTHER PUBLIC OFFICE IN THE STATE WITH TERM THAT INCLUDES MARCH 21, 2019 AND JANUARY 19, 2023 (circle one) (YES) NO

APPLICANT HAS COMPLIED WITH FLORIDA'S RESIGN-TO-RUN LAW, SECTION 99.012(3), WHICH REQUIRES ONE TO RESIGN FOR ANY OTHER PUBLIC OFFICE IN THE STATE BEFORE QUALIFYING TO BECOME A CANDIDATE FOR AN OFFICE WITH AN OVERLAPPING TERM (circle one) (YES) NO

Please attach your resume/curriculum vitae and a letter of interest addressed to the Board of Commissioners of the West Volusia Hospital Authority.

Please complete the attached Oath of Candidate (DS-DE 302NP (Rev. 11/17))

FULLY COMPLETED APPLICATION ALONG WITH ALL ATTACHMENTS DUE BY NOON, THURSDAY, APRIL 4, 2019

Curriculum Vitae

John Roger Accardi, PharmD

2583 S. Volusia Avenue
Orange City, Florida 32763
(386) 774-5800

Positions Held:

September 2003 – Present

Preceptor
University of Florida and
LECOM University

November 2000 - Present

Appointed Assistant Clinical Professor
College of Pharmacy
University of Florida

October 1998 – Present

Owner and President of
Accardi Clinical Services, Inc.
Orange City, Florida

March 1997 – October 1998

Co-Owner, Director of Pharmacy
Saxon Medical Pharmacy
Orange City, Florida

October 1997 – March 1998

Executive Vice President
HHCS Health Group
Orlando, Florida

September 1993 – March 1997

Manager
Accardi –Kmart (joint venture)
Orange City, Florida

May 1987 – September 1993

President /CEO
DeBary Pharmacy, Inc.
President R&M, Inc.
Retail Independent Pharmacies
Pharmacy Manager, Accardi Rexall
Orange City, Florida
(Merged with Kmart 1993)

May 1968 – May 1987

Vice President DeBary Pharmacy,
Pharmacy Manager, Accardi Rexall
Orange City, Florida

1972- 1975

Relief Pharmacist
Fish Memorial Hospital
Deland, Florida

Education:

September 1996 – September 1999

Doctor of Pharmacy
University of Florida
Gainesville, Florida
Suma Cum Laude

December 1972

Consultant Pharmacist License
State of Florida

September 1972 – 1973

Master of Psychology
Nova University
Fort Lauderdale, Florida
Unfinished

September 1963 – June 1968

Bachelors of Science in Pharmacy
University of Florida
Gainesville, Florida

Professional Affiliations

American Society of Clinical Pharmacists
Florida Pharmacy Association
American Pharmacy Association
American Association of Diabetic Educators

Awards

2014 *Outstanding Service Pharmacy Alumnus Award* – University of Florida
2013 *Pharmacist of the Year (Nationwide)*– Good Neighbor Pharmacy/Amerisource
 Bergen
2011 *Model Preceptor* – Lecom School of Pharmacy
2007 *Small Business Award* – West Volusia Chamber of Commerce
2006 *One on One Counseling Award* - American Pharmacy Association
2006 *Jean Lamberti Mentorship Award* – Florida Pharmacy Association
1999 *Excellence in Pharmaceutical Care Research* – University of Florida

Presentations, Projects, and Lectures

Alzheimer's and It's Treatment
The Journey of the Prescription
Pharmacotherapy for Prostatic Cancer
How to Beat Insomnia: VIP Lecture Series – Debarry Golf & Country Club
Diabetic Hypertension – the light at the end of the tunnel!: John Knox Village
Pain and How to Control It!: John Knox Village
Expert Witness on Pharmacotherapy and Pharmacotherapy Ethics/Law
Taking Meds the Right Way
Concepts of Clinical Pharmacy in the outpatient venue: University of Florida
Integrating Clinical Pharmacy in the Outpatient Setting: Brazilian Conference
Cardiovascular Meds in Long Term Care
Therapeutic Outcomes Monitoring Systems (TOMS) Project Disease Management
and Billing for Cognitive Services: University of Florida
Pharmacological Approach in Treating Parkinson's Disease
Peptic Ulcer Disease
HTN
GERD
HIV
Neurological Disease
Hypercholesterolemia
Certified Diabetic Educator

Community Service

2010- present	Florida Hospital Fish Memorial Executive Committee
2007- 2015	Florida Hospital Fish Memorial Foundation Board
2007- 2013	University of Florida Nation Advisory Board Executive Committee
2000	President elect Four Townes Rotary
1999	Vice President Four Townes Rotary
1996-97	Board of Trustees Deland Museum
1996	President of DeBary Economic Development Comm.
1994-96	Career Days Volusia County School Board
1972-85	Drug Abuse Lectures Volusia County School Board
1989	Brown Bag Project John Knox Village Orange City, Florida
1983	President Sertomn Club DeBary
1978	President Orange City Kiwanis Club
1977	Chairman of Sporting Events Orange City Jaycees
1973	President Orange City Lions Club
1973	Orange City Frontier Day Parade Marshall and King Of Festivities
1971	Citizen of the Year Award Orange City, Florida

Dr. J. Roger Accardi is the primary Clinical Pharmacist and President of Accardi Clinical Pharmacy. He is a graduate of University of Florida and has served as an Assistant Clinical Professor for UF's College of Pharmacy since November of 2000. He also serves as a Preceptor for both the University of Florida and LECOM University (Lake Erie College of Osteopathic Medicine). He currently serves on the Florida Hospital/Fish Memorial Foundation Board. For many years, Dr. Accardi served on the University of Florida's National Pharmacy Advisory Board. He is the recipient of the Florida Pharmacy Association's Jean Lamberti Mentorship Award. Additionally, he has served as an Expert Witness on Pharmacology and Pharmacotherapy Ethics/Law and he is a Certified Diabetic Educator. Dr. Accardi was recently awarded Good Neighbor Pharmacy/Amerisource Bergen's Pharmacist of the Year nationwide. He was honored for delivering exceptional patient care and being a leader in his local community, as well as executing innovative marketing and branding practices, and successful business operations that help deliver a better bottom line.

Following in the footsteps of his father, Mike Accardi R.Ph., Dr. Accardi developed his practice with the patient as the focal point. His goal has always been to provide optimal pharmaceutical care in a patient focused environment. He is deeply concerned with the well-being, livelihood, and health of his patients and how they are currently being impacted by the state of our health care. Outside of work, Dr. Accardi is a sports enthusiast, with particular passion for tennis and football. He is a supporter of theater and the arts. He currently resides in the Central Florida area and is a dedicated husband, father, and grandfather.

Elmer C. Holt
2547 Buena Vista Dr.
DeLand, FL 32724
echolt54@yahoo.com
(386) 457-0144

March 20, 2019

West Volusia Hospital Authority
Board of Commissioners:

Thank you for the opportunity to provide my information as a candidate for appointment to the West Volusia Hospital Authority Board of Commissioners. Let me first share my condolences for the loss of Commissioner Kathie Shepard. Her work with the Authority and for the community was inspirational. She was also your colleague and friend, for that loss you have my heartfelt sympathies.

It was a privilege to serve on the Citizens Advisory Committee last year which provided an insight to the workings of the WVHA. It was a role that I accepted with the utmost sincerity and dedicated numerous hours in order to submit my recommendations. In addition I have a professional background that is well suited for the appointment.

As the past Director of the Community Choice Health Plan in the Volusia County Health Department, I was responsible for operations of the healthcare plan including sales, marketing, case management, risk management, and accounting. Community Choice was in its infancy when I arrived and we brought it to a fully operating and successful Health Maintenance Organization for Medicaid recipients in Volusia County.

I have organizational experience in the health care field and spent several years recruiting physicians and ancillary providers into Medicaid, Workers Compensation, and commercial health maintenance organizations. I believe this unique experience would be beneficial to an organization which delivers health care to marginalized and underserved populations.

The West Volusia Hospital Authority is an organization that provides indispensable services for the citizens of Volusia County; I would approach this appointment with the knowledge and importance of the services provided with the experience of managing finite budgets. Please contact me if you have any questions.

Regards,

Elmer C. Holt
Enclosures

ELMER C. HOLT
2547 Buena Vista Dr.
DeLand, FL 32724
(386) 457-0144
Echolt54@gmail.com

PROFESSIONAL EXPERIENCE

- 2013 to Present** **Retired – Elmer Holt Photography**
Specializing in Community Events, Sports Photography, Emergency Scene and Street Photography.
- 2011 to 2013** **Public Safety Group**
Member of the Public Safety Group located in Winter Springs Florida, specialized in operations, technology and safety. The Group operated contractually under the organizations listed below.
- Telecommunications Development Corporation**
 BAE Information Systems, Inc. Intelligence & Cybersecurity Division
 National Police – Brussels, Belgium
- 2007 to 2011** **Pasco County Government**
Division Manager/911 Coordinator-Emergency Communications Center - Managed the seven (7) PSAP 911 systems to include the design, construction and project management of the backup PSAP. Projects completed were the procurement and installation of the Sentinel Patriot system, implementation of an IP Network, Phase II Mapping, Priority Dispatch ProQA and Quality Improvement programs.
- 2003 to 2007** **Seminole County Government**
Division Manager/911 Coordinator-Emergency Communications Center – Managed the six (6) PSAP 911 systems.
Senior Coordinator of Operations-Emergency Communications Center – Daily operational oversight of the Fire Rescue consolidated PSAP.
Senior Coordinator-EMS Performance Management - Created a Quality Improvement system utilized by all agencies in the Seminole County First Response System to identify, track and evaluate critical skills in the field.
- 2000 to 2003** **CIGNA HealthCare of Florida**
Provider Relations- Responsible for the development of the physician network through healthcare plan marketing.
- 1996 to 2000** **HUMANA WORKERS' COMPENSATION SERVICES, Altamonte Springs, Florida.**
Network Development - Responsible for the development of the physician network through healthcare plan marketing.
- 1990 to 1995** **COMMUNITY CHOICE HEALTH PLAN, Daytona Beach, Florida.**
Director of Operations Responsible for operations of a Medicaid HMO to include sales, marketing, case management, risk management and accounting.
Provider Relations Director Responsible for the development of the physician network through healthcare plan marketing.

1986 to 1990

RURAL/METRO CORPORATION

Regional Personnel Director-Texas - Responsible for daily operations of five ambulance service delivery systems with a priority in Human Resource Management, local and state political relationship building, sales, marketing, operations, risk management and accounting.

Operations Manager-Central Florida - Responsible for daily operations of two ambulance service delivery systems to include local and state political relationship building, sales, marketing, operations, risk management and accounting.

1984 to 1986

ORLANDO REGIONAL MEDICAL CENTER, Orlando, Florida

Air Care Team-Flight Paramedic - Hired as the original flight paramedic for the program, flew over 400 inter-facility and on-scene missions.

1975 to 1984

ORANGE COUNTY FIRE AND RESCUE DIVISION, Orlando, Florida.

Paramedic Firefighter. Provided Advanced Life Support for critically ill and injured patients from scene to hospital, specialty training in extrication and underwater search and rescue.

EDUCATION

UNIVERSITY of CENTRAL FLORIDA, Orlando, Florida

Bachelor of Science: Social Sciences

SEMINOLE COMMUNITY COLLEGE, Sanford, Florida

Successfully completed advanced training in Microsoft applications

INSTITUTE for APPLIED MANAGEMENT and LAW, Lake Buena Vista, Florida

Curriculum designed for the management specialist to develop skills that reduces litigious exposure from personnel practices.

NATIONAL FIRE ACADEMY, Emmittsville, Maryland

Course Development. A course designed to develop a curriculum from inception to delivery of the classroom instruction.

XCELLENCE INSTITUTE, Phoenix, Arizona

Instructor for Xcellence, a XEROX based management training program.

FEMA IS-00100

FEMA IS-00200

FEMA IS-00700

Eileen Long

From: Elmer Holt <echolt54@gmail.com>
Sent: Thursday, March 21, 2019 9:07 AM
To: Eileen Long
Subject: WVHA Commission vacancy
Attachments: Elmer Holt Cover Letter WVHA.rtf; Holt RESUME WVHA.docx

Eileen,

It is my intent to apply for appointment to the West Volusia Hospital Authority Board of Commissioners' vacancy. I have attached a letter of intent and a Curriculum Vitae. Please let me know if there is any other information you may need prior to the meeting this evening.

Regards,

Elmer Holt
Phone: 386-457-0144
www.ElmerHolt.com

APPLICATION FOR THE WVHA BOARD OF COMMISSIONERS

NAME: Elmer C Holt

ADDRESS: 2547 Buena Vista Dr

DeLand, FL 32724

HOME PHONE: 386.457.0144 CELL PHONE: 386.457.0144

WORK ADDRESS and PHONE: N/A

EMAIL ADDRESS: ECHOLT54@GMAIL.COM

ARE YOU CURRENTLY A RESIDENT OF THE WVHA TAXING DISTRICT? Yes IF SO, HOW LONG? 8 years

APPLICANT IS A QUALIFIED ELECTOR (circle one) YES NO

APPLICANT IS NOT QUALIFIED FOR ANOTHER PUBLIC OFFICE IN THE STATE WITH TERM THAT INCLUDES MARCH 21, 2019 AND JANUARY 19, 2023 (circle one) YES NO

APPLICANT HAS COMPLIED WITH FLORIDA'S RESIGN-TO-RUN LAW, SECTION 99.012(3), WHICH REQUIRES ONE TO RESIGN FOR ANY OTHER PUBLIC OFFICE IN THE STATE BEFORE QUALIFYING TO BECOME A CANDIDATE FOR AN OFFICE WITH AN OVERLAPPING TERM (circle one) YES NO

Please attach your resume/curriculum vitae and a letter of interest addressed to the Board of Commissioners of the West Volusia Hospital Authority.

Please complete the attached Oath of Candidate (DS-DE 302NP (Rev. 11/17))

FULLY COMPLETED APPLICATION ALONG WITH ALL ATTACHMENTS DUE BY NOON, THURSDAY, APRIL 4, 2019

**CANDIDATE OATH –
NONPARTISAN OFFICE**

(Do not use this form if a Judicial or School Board Candidate)

Check box **only** if you are seeking to qualify as a write-in candidate:

☐ Write-in candidate

OFFICE USE ONLY

Candidate Oath

(Section 99.021(1)(a), Florida Statutes)

I, Elmer C. Holt

(Print name above as you wish it to appear on the ballot. If your last name consists of two or more names but has no hyphen, check box ☐. (See page 2 - Compound Last Names). No change can be made after the end of qualifying. Although a write-in candidate's name is not printed on the ballot, the name must be printed above for oath purposes.)

am a candidate for the nonpartisan office of West Volusia Hospital Authority (Office) _____ (District #) _____
B 2 ; I am a qualified elector of Volusia County, Florida;
(Circuit #) (Group or Seat #)

I am qualified under the Constitution and the Laws of Florida to hold the office to which I desire to be nominated or elected; I have qualified for no other public office in the state, the term of which office or any part thereof runs concurrent with the office I seek; and I have resigned from any office from which I am required to resign pursuant to Section 99.012, Florida Statutes; and I will support the Constitution of the United States and the Constitution of the State of Florida.

Candidate's Florida Voter Registration Number (located on your voter information card): 108800555

Phonetic spelling for audio ballot: Print name phonetically on the line below as you wish it to be pronounced on the audio ballot as may be used by persons with disabilities (see instructions on page 2 of this form): [Not applicable to write-in candidates.]
el mur holt

X [Signature] (386) 457.0144 echolt54@gmail.com
Signature of Candidate Telephone Number Email Address

2547 Buena Vista Dr DeLand Florida 32724
Address City State ZIP Code

STATE OF FLORIDA

COUNTY OF Volusia

[Signature]
Signature of Notary Public
Print, Type, or Stamp Commissioned Name of Notary Public below:

Sworn to (or affirmed) and subscribed before me this 21st
day of march, 20 19.

Personally Known: ☒ or Produced Identification: _____

Type of Identification Produced: _____



Contact: Cell (386) 748-9254 | Volorialmanning@hotmail.com

I am Voloria Manning, a DeLand, Florida native. I am married with three children and three grandchildren. I have served with the West Volusia Hospital Authority for 8 years. I am interested in applying for West Volusia Hospital Authority Group B, Seat 2. As an advocate for the indigent people in our community, I will serve the citizens and providers with the utmost care and respect. Working closely as a team we, the members of this board, can create a healthier West Volusia community.

I have taught children in Volusia County Schools and served my country in the National Guard. Since retirement from Volusia County Schools, I have made it a priority to serve the children of Volusia County, specifically in the DeLand Community through my work with the Temple Learning Center. In an effort to launch this much-needed program, I invested years of volunteer time and personal funds to provide VPK and summer camp. The children in the Springhill area benefited from their time at the Temple Learning Center and showed personal development academically, socially, and emotionally. The success stories that came from this school have been one of my biggest personal accomplishments.

As a community leader, I have seen the struggles of the people and their children in need of medical care. By spending time with low-income families in the community, I have personally seen their challenges for creating a healthier life. In many cases, medical care would improve their home conditions, emotional well being and a healthier overall lifestyle for the entire family. I was able to inform these families of the resources available through the West Volusia Hospital Authority. However, there are many more families to reach and advise. As members of the WVHA, we are in a position to provide the services and have the duty to bring more awareness.

As a commissioner and member of the CAC, I have been privileged to have a good relationship with several board members including Kathie Shepard. I am aware of the vision of this board and I am in agreement with the ideas of bringing innovative medical care to those in need. In the spirit of keeping the vision alive, I would be honored to serve this board and will be fully committed to working with Commissioner Andy Ferrari, Commissioner Judy Craig, Commissioner Dolores Guzman, and Commissioner John Hill.



Profession:

- Business Owner of the Temple Learning Center
- Retired Teacher from Volusia County School Board
- Army National Guard Medical Unit



Political experience:

- Current Chair of the West Volusia Hospital Authority Citizen Advisory Committee (CAC)
- 2012 West Volusia Hospital Authority Commissioner
- For the former Representative Cusack; Assistant Legislature for the State of Florida
- Current Vice President of the DeLand Delta Sorority

Accomplishments with the West Volusia Hospital Authority:

- Has been with the West Volusia Hospital Authority since 2012
- Voted for the Rising Against All Odds which is now being recognized throughout the State of Florida and Nationally
- Discovered overcharging from pharmacies and recovered a significant refund to the WVHA of over \$200,000
- During a clinic visit, I discovered that many patients were experiencing excessive wait time to be seen in the clinics. Following this visit, we implemented an improved scheduling system to reduce wait time for the patients. Patients were very appreciative for the improvement of the wait time.
- Earl E., a homeless man, made his home on the bench in front of the Ace Hardware Store on Woodland Blvd. His belongings and continued presences caused alarm for the community of DeLand. I participated in a collaborative effort with the Neighborhood Center and Stewart Marchman and the City of DeLand. Earl E. now has a place he can call home.



List your top three priorities:

1. Serve the people, the indigent and the underinsured.
2. Properly manage tax dollars to keep the taxes down.
3. Increase awareness of the WVHA Health Card and the availability of clinic treatments to
Reduce the number of people visiting the ER for non-emergency conditions.

What is your number one goal for the authority?

Children often see the hospital as a place of negativity like sickness and death. I would like to enhance the image of the hospital to a place for children to visit without giving them anxiety and frustration. Instead, a hospital can provide children with activities and an educational environment.

What do you envision for the authority during your term?

This is why I'm running for West Volusia Hospital Authority. I am committed to ethical spending. I want to see the people from our community thrive with affordable healthcare. I envision the West Volusia Hospital Authority bringing innovative providers in healthcare as well as keeping our taxes at the rollback rate.

Education:

Daytona State College, Daytona Beach, Florida

Nurse Assistant (CNA)

Benedict College, Columbia, South Carolina

Bachelor of Science in Physical Education

American InterContinental University, Chicago, Illinois

Master of Education in Instructional Technology

T&J Collins Group, Daytona Beach, Florida

Child Development Associate (CDA) in Childcare



APPLICATION FOR THE WVHA BOARD OF COMMISSIONERS

NAME: Voloria Manning

ADDRESS: 201 W. Division Street
DeLand, Florida

HOME PHONE: 386-748-9254 CELL PHONE: 386-748-9254

WORK ADDRESS and PHONE: _____

EMAIL ADDRESS: voloria.manning@hotmail.com

ARE YOU CURRENTLY A RESIDENT OF THE WVHA TAXING DISTRICT? yes IF SO, HOW LONG? 60-Plus

APPLICANT IS A QUALIFIED ELECTOR (circle one) YES NO

APPLICANT IS NOT QUALIFIED FOR ANOTHER PUBLIC OFFICE IN THE STATE WITH TERM THAT INCLUDES MARCH 21, 2019 AND JANUARY 19, 2023 (circle one) YES NO

APPLICANT HAS COMPLIED WITH FLORIDA'S RESIGN-TO-RUN LAW, SECTION 99.012(3), WHICH REQUIRES ONE TO RESIGN FOR ANY OTHER PUBLIC OFFICE IN THE STATE BEFORE QUALIFYING TO BECOME A CANDIDATE FOR AN OFFICE WITH AN OVERLAPPING TERM (circle one) N/A YES NO

Please attach your resume/curriculum vitae and a letter of interest addressed to the Board of Commissioners of the West Volusia Hospital Authority.

Please complete the attached Oath of Candidate (DS-DE 302NP (Rev. 11/17))

FULLY COMPLETED APPLICATION ALONG WITH ALL ATTACHMENTS DUE BY NOON, THURSDAY, APRIL 4, 2019

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☐ Write-in candidate

OFFICE USE ONLY

Candidate Oath

(Section 99.021(1)(a), Florida Statutes)

I, Voloria Manning

(Print name above as you wish it to appear on the ballot. If your last name consists of two or more names but has no hyphen, check box ☐. (See page 2 - Compound Last Names). No change can be made after the end of qualifying. Although a write-in candidate's name is not printed on the ballot, the name must be printed above for oath purposes.)

am a candidate for the nonpartisan office of West Volusia Hospital Authority
(Office) (District #)

Group B, 2 ; I am a qualified elector of Volusia County, Florida;
(Circuit #) (Group or Seat #)

I am qualified under the Constitution and the Laws of Florida to hold the office to which I desire to be nominated or elected; I have qualified for no other public office in the state, the term of which office or any part thereof runs concurrent with the office I seek; and I have resigned from any office from which I am required to resign pursuant to Section 99.012, Florida Statutes; and I will support the Constitution of the United States and the Constitution of the State of Florida.

Candidate's Florida Voter Registration Number (located on your voter information card): 108788185

Phonetic spelling for audio ballot: Print name phonetically on the line below as you wish it to be pronounced on the audio ballot as may be used by persons with disabilities (see instructions on page 2 of this form): [Not applicable to write-in candidates.]

X Voloria Manning (386) 748-9254 volorialmanning@hotmail.com
Signature of Candidate Telephone Number Email Address

201 W. Division Street Deland, Florida 32720
Address City State ZIP Code

STATE OF FLORIDA

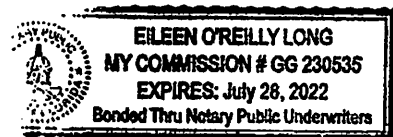
COUNTY OF Volusia

Eileen O'Reilly Long
Signature of Notary Public
Print, Type, or Stamp Commissioned Name of Notary Public below:

Sworn to (or affirmed) and subscribed before me this 21st
day of March, 2019.

Personally Known: ☒ or Produced Identification: _____

Type of Identification Produced: _____



Jenneffer Pulapaka, DPM

"My goal is to study, travel, drink, and eat with others, and inspire change."

Over the past fourteen years, Dr. Jenneffer Pulapaka's expertise in podiatric surgery has helped thousands of patients. She opened her practice in 2005, **DeLand Foot and Leg Center** (DFALC), where she currently sees patients. DFALC was the first female podiatric surgeon's office in a community where less than 10% of the surgeons were women. It is the first and longest-running female surgical practice in West Volusia County. *"I believe every patient needs a physician who will be an advocate to help them regain their health"*. Her surgical training has taken her to Miami for her residency and the Ilizarov Institute, in Russia, for her fellowship. She was the first certified **Women-Owned** medical practice in the United States and has a podcast show, *Podiatry DocTalk*.

Patients want and need healthy, affordable options for fresh vegetables and fruits. Only 9% of adults meet the daily vegetable intake recommendation. The top two reasons for this: the cost of and lack of access to good quality fruits/vegetables. So 2019, Dr. Pulapaka opened discussions with other physicians in her community to combat the fact that, "Ten Leading Causes of Death" are linked to poor nutrition. Thankfully, there are simple ways to help unhealthy patients who have said they often choose less healthy options because of cost. One way to help is by building a free community garden for patients, like the one at DFALC- **Plant to Plate Patient Garden**. Another way is with a physician-driven **RX: Veggies & Fruits Patient Program**. They coordinate with local vendors to be able to provide patients, that do not have enough money to purchase healthier food options, a prescription for free or discounted fresh produce/fruits locally. Additionally, Dr. Pulapaka is certified in Plant-Based Nutrition and is board eligible with the American College of Lifestyle Medicine.

Dr. Pulapaka is also a Co-owner and the General Manager of *Cress Restaurant*, a business dedicated to improving our food system, through local sources, sustainable practices, and refined flavours. "Cress has relationships with where our food comes from, with the individuals who are growing them: the farmers, the fishermen, the cattlemen. Sustainability rests on the principle that we must meet the needs of the present without compromising the ability of future generations." Her food advocacy experience with the James Beard Foundation, Seafood Watch, and Farm and Table has exposed her to powerful communities and national advocates in LA, Seattle, NOLA, New York, Charleston, and DC.

Women Inspiring Change & Community Development (WICCD) was founded in 2017, by Dr. Pulapaka to encourage women in round-table discussions and talks with decision makers who seek ideal aspirations, goals, missions, and objectives while inspiring positive change. We are living in a desert for women's rights and leadership, which spans five counties: Volusia, Lake, Seminole, Orange, and Flagler. Dr. Pulapaka revitalized community development with WICCD and drove women to become more engaged or seek out other local programs, with a solid foundation, that just need to be dusted off.

Dr. Pulapaka's husband, Executive Chef Hari Pulapaka, has been a driving force along with her family. Their support enabled Dr. Pulapaka to be recognized in 2013 Top Influential Women in Business Volusia / Flagler County, 2014 Orlando Sentinel Culinary Hall of Fame, James Beard Foundation for her contributions over multiple years, 2015 Wine contributor in Dreaming in Spice, 2014 Founding Member goFLA & #Sunshineplate, 2014 Power Couple Central Florida, and *2014 Emeril's Florida Season 2 Premiere – Coming to America!* She frequently is a guest speaker regarding our food systems to wine pairings to wound care and limb salvage care plans.

**CANDIDATE OATH –
NONPARTISAN OFFICE**

(Do not use this form if a Judicial or School Board Candidate)
Check box **only** if you are seeking to qualify as a
write-in candidate:

☐ Write-In candidate

OFFICE USE ONLY

Candidate Oath

(Section 99.021(1)(a), Florida Statutes)

I, Dr. Jenneffer Dee Pulapaka

(Print name above as you wish it to appear on the ballot. If your last name consists of two or more names but has no hyphen, check box ☐. (See page 2 - Compound Last Names). No change can be made after the end of qualifying. Although a write-in candidate's name is not printed on the ballot, the name must be printed above for oath purposes.)

am a candidate for the nonpartisan office of West Volusia Hospital Authority Board of Commissioners , NA
(Office) (District #)

NA , Group B, Seat 2 ; I am a qualified elector of Volusia County, Florida;
(Circuit #) (Group or Seat #)

I am qualified under the Constitution and the Laws of Florida to hold the office to which I desire to be nominated or elected; I have qualified for no other public office in the state, the term of which office or any part thereof runs concurrent with the office I seek; and I have resigned from any office from which I am required to resign pursuant to Section 99.012, Florida Statutes; and I will support the Constitution of the United States and the Constitution of the State of Florida.

Candidate's Florida Voter Registration Number (located on your voter information card): 114694898

Phonetic spelling for audio ballot: Print name phonetically on the line below as you wish it to be pronounced on the audio ballot as may be used by persons with disabilities (see instructions on page 2 of this form): *[Not applicable to write-in candidates.]*
JE-ni-fuhr PUH-la-PAH-kah

X

(386) 747-1361

Signature of Candidate

Telephone Number

Email Address

510 West Howry Ave

DeLand

Florida

32720

Address

City

State

ZIP Code

STATE OF FLORIDA

COUNTY OF Volusia

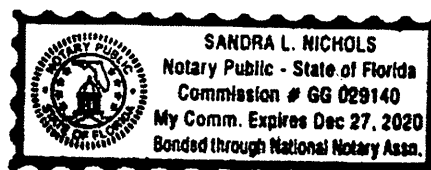
Sandra L. Nichols
Signature of Notary Public

Print, Type, or Stamp Commissioned Name of Notary Public below:

Sworn to (or affirmed) and subscribed before me this 20th
day of March, 2019.

Personally Known: ☒ or Produced Identification: ☐

Type of Identification Produced: _____



APPLICATION FOR THE WVHA BOARD OF COMMISSIONERS

NAME: Dr. Jenneffer Pulapaka

ADDRESS: 510 West Howry Ave, DeLand, Florida 32720

HOME PHONE: _____ CELL PHONE: 386-747-1361

WORK ADDRESS and PHONE: 844 N. Stone Street, #208 DeLand, FL 32720 -- 386-738-3733

EMAIL ADDRESS: Jenneffer@Jenneffer.com

ARE YOU CURRENTLY A RESIDENT OF THE WVHA TAXING DISTRICT? Yes IF SO, HOW LONG? 14 Years; since 2005

APPLICANT IS A QUALIFIED ELECTOR (circle one) ☒ YES NO

APPLICANT IS NOT QUALIFIED FOR ANOTHER PUBLIC OFFICE IN THE STATE WITH TERM THAT INCLUDES MARCH 21, 2019 AND JANUARY 19, 2023 (circle one) ☒ YES NO

*Candidate has no other obligations during these dates

APPLICANT HAS COMPLIED WITH FLORIDA'S RESIGN-TO-RUN LAW, SECTION 99.012(3), WHICH REQUIRES ONE TO RESIGN FOR ANY OTHER PUBLIC OFFICE IN THE STATE BEFORE QUALIFYING TO BECOME A CANDIDATE FOR AN OFFICE WITH AN OVERLAPPING TERM (circle one) ☒ YES NO

Please attach your resume/curriculum vitae and a letter of interest addressed to the Board of Commissioners of the West Volusia Hospital Authority.

Please complete the attached Oath of Candidate (DS-DE 302NP (Rev. 11/17))

FULLY COMPLETED APPLICATION ALONG WITH ALL ATTACHMENTS DUE BY NOON, THURSDAY, APRIL 4, 2019

DR. JENNEFFER PULAPAKA, D.P.M.

DELAND FOOT AND LEG CENTER

844 N Stone Street, Suite #208 DeLand, FL 32720
386-738-3733 Ext 109

FELLOWSHIP:

- Trauma, Reconstruction, and Limb Deformity Fellowship
Russian Ilizarov Scientific Center for Restorative Traumatology and Orthopaedics Kurgan, Russia
Spring 2005

PODIATRIC MEDICAL & SURGICAL RESIDENCY (PM&S-36)

- Mercy Hospital and Barry University, Miami, FL July 2002 - June 2005 PGY-1, PGY-2, PGY-3

MEDICAL SCHOOL:

- School of Podiatric Medicine 1998-2002 Barry University,
Miami, FL
Podiatric Medical Degree May, 2002

UNDERGRADUATE TRAINING:

- University of South Florida, Tampa, FL B.S. - Biology, May 1998
- Florida State University, Tallahassee, FL B.S. - Chemistry, May 1995

CERTIFICATION:

- Certified Plant-Based Nutrition
- American Board of Lifestyle Medicine – (BE Oct 2019)
- Certified Wound Specialist – Physician (CWSP)
- Certified American Board of Multiple Specialties in Podiatry in Prevention and Treatment of Diabetic Foot Wounds
- Fellow American College of Clinical Wound Specialist
- American Board of Podiatric Surgery: Forefoot, Rearfoot and Reconstruction (BE)
- Women's Business Enterprise National Council (WBENC)

HOSPITAL AFFILIATIONS:

- Florida Hospital Deland, Deland, FL
- Florida Hospital Fish Memorial, Orange City, FL

MEDICAL SOCIETIES:

- Associate American College of Foot and Ankle & Surgeons
- American Board of Podiatric Surgeons (Since 2005 – Present)
- American Academy of Podiatric Sports Medicine
- Association for the Advancement of Wound Care
- American Board of Multiple Specialties in Podiatry
- American Board of

PREVIOUS AFFILIATIONS:

- Miami Children's Hospital (Pediatric Orthopaedics, Birth Defects, and Cerebral Palsy) Miami, FL
August 2004-October 2004
- Yucatan Crippled Children's Project (Pediatric and Adult Limb Deformity) Merida, Mexico
2004-2005
- Jackson Memorial Hospital (Vascular Surgery and Urgent Care) Miami, FL 2002-
2003
- Diabetic Research Institute , Miami, FL Spring 2003
- Sports Medicine – Dr. James Losito (Surgery and Clinic) Barry University
Foot and Ankle Clinic, Miami, FL 2003-2005

PREVIOUS SPORTS AFFILIATIONS:

- Miami Heat
- Barry University
- University of Miami
- Florida Atlantic University
- Florida International University
- Miami Dolphins

TEACHING EXPERIENCE:

- Stetson University – Externship rotation in Podiatric Medicine. 2011- Present
- Florida Technical College – Externship rotation for medical assistants. 2006 - Present
- Barry University School of Podiatric Medicine - Guest Lecturer on Podiatric Clinical Skills, Biomechanics Lab, Foot and Ankle Surgery, and Athletic Training/Sports Medicine 2003-2005.
- External Fixation workshops. 2004 – 2005.
- Barry University School of Podiatric Medicine – Cadaver Surgical Lab. 2003-2005.

PUBLICATIONS and RESEARCH:

- Author, submitted for publication. *Upper Body Trauma and Bilateral Lower Extremity Critical Limb Ischemia in a 15 year-old Girl*. Trauma.
- Co-author, submitted for publication. *The Use of an External Ring Fixator in the Reconstruction of Charcot Joint Disease in the Foot and Ankle*. Ostomy Wound Management.
- Co-author, submitted for publication. *A 20 year Follow-up Study into the Outcome of Patients After Surgical Correction for Tarsal Tunnel Syndrome*.
- Co-author (July 1998). *Comparison of Ordinary and Generalized Least Squares Straight Line Calibrations for GC/MS, HPLC, GC, and Enzymatic Assay*, American Academy of Forensic Science.
- Co-author, Chapter submission. *Neuropathy in the Lower Extremity*. University of Amsterdam.
- Author. *The Use of Circular Ring Fixation in Charcot Reconstruction Patients*. May 2004 – 2010 research.

PRESENTATIONS:**Health, Medicine, Wine, Food**

- Seven Leading Causes of Death Linked to Nutrition. Plant to Plate Patient Garden. February 2019
- DeLand Library Foot Care Basics, Nutrition and Wound Care Lecture. October 2018
- Wine Pairings and Food Fundamentals. Farm 2 Table International. July 2018
- Symposium WICCD: Equality, the hard fight. Breaking the mold without changing yourself - is it possible? September 2017
- Symposium WICCD: Equality, the hard fight. A clash of women's views on the polarized topic of women's reproductive rights. September 2017
- Stetson University: What is the Nutrition in Local Food System – February 2017, 2018
- Stetson University: Local Food System's Health and Nutrition Lecture – November 2016
- Correlations between Nutrition, Wine and Health Lecture MIND Institute – January 2017
- Stetson University: Local Food System's Health and Nutrition Lecture – October 2016
- DeLand Library Foot Care Basics, Nutrition and Wound Care Lecture - October 2016
- Farm to Table International Nutritional Components Found within the Topics of Green, Local and Sustainable Food Source. New Orleans, LA – August 2016
- DeLand Library Foot Care Basics Lecture - January 2016
- Farm to Table International Local Food Systems Group Forum - August 2015
- Life as a Podiatric Surgeon – open discussions. Stetson University from 2009
- General Podiatric Complications - DeLand Rotary Bi-Annual Lecture from 2006
- Advancement in External Fixation -Florida Hospital DeLand for CEU credits. January 2008.
- Florida Hospital Diabetic Foot Care Lectures for CEU credits. 2005- present.
- Florida Podiatric Medical Association – Orlando, FL. Workshop: *The Use of External Fixation/ Frames*. January 2005.
- American College of Foot and Ankle Surgeons: Resident's Forum – awarded First Place. *A Case Study on the Surgical Approach of an Extensive Non-ossifying Fibroma*. January 2005.
- Midwest Podiatry Conference - Chicago. *The Use of Ilizarov Ring Fixator in Two Patients with Charcot-Marie-Tooth Disease*. Manuscript accepted for presentation. March 2004.
- American College of Foot and Ankle Surgeons: Resident's Forum. *A Case Study on the Reconstructive Techniques in Femoral Condylar Lesions*. January 2004.

- Mercy Hospital – Grand Rounds. Circulatory Evaluation of Lower Extremity in Patients with Ulceration. October 2003.
- American College of Foot and Ankle Surgeons: Resident's Forum - awarded Second Place. A Case study on a Crushing Hallux Injury. January 2003.
- Florida Podiatric Medical Association – Boca Raton, FL. Workshop: *The Use of the Koby ISOguard in Neuroma and Plantar Fasciotomy Surgeries*. July 2003.
- Florida Podiatric Medical Association – Boca Raton, FL. Workshop: *MBA Implants by KMI*. July 2003.
- Diabetes & You: How to Assess and Care for Your Diabetic Feet. Ft. Lauderdale Wellness Expo, Ft. Lauderdale, FL. July 2002
- *Type II Diabetic Assessment and Management of Patients and Proper Assessment of a "Foot at Risk"*. LEAPP Seminar: Amputation Prevention, Miami, FL. (November 2000).

HOBBIES & ADVOCAY WORK:

- Plant to Plate Patient Garden
- RX: Veggies & Fruits Patient Program
- Women's Right Advocate: by Women Marketplace, Women Inspiring Change and Community Development
- Co-owner Cress Restaurant, GM, Wine Director, Sommelier- WSET-2nd Level
- Food advocate: Rx Fresh Fruits & Veggies Program, Seafood Watch- Blue Ribbon Task Force
- Equestrian activities
- Podcast: Podiatry Doc Talk

Eileen,

Please convey to the Authority my condolences for the sudden passing of Kathie Sheppard. Kathie was passionate about her service to the Authority and the residents of West Volusia. She was a fine individual and I gained even more respect for her after our race for her seat in that she ran a clean race and won outright. I congratulated her on her victory and I have no doubt she is victorious in the kingdom of God.

I would also like to express my interest in filling her seat for the remainder of the term as an individual who has been engaged with the WVHA for the last 4-5 years, served on the CAC, and as runner up to the seat in the November 2018 mid-term elections. I understand there is a process to the appointment of the vacant seat that we have unfortunately experienced with the passing of previous sitting Commissioners. It is merely my intent to convey my continued interest in serving on the West Volusia Hospital Authority to you, the commissioners, and the public in general as the process of appointment unfolds over the coming weeks.

Sincerely,

Michael Ray

Eileen Long

From: Michael Ray <mikeleeray@gmail.com>
Sent: Thursday, March 21, 2019 3:29 PM
To: Eileen Long
Subject: Michael Ray - WVHA Application
Attachments: Michael Ray - WVHA Application 2019.pdf

Eileen,

Attached is my application and Oath to fill the open seat on the WVHA board. Can you attach my email dated March 19th expressing my interest in filling the open seat for the remainder of the group B seat 2 term and present to the Commissioners at tonight's meeting of the WVHA? Please convey my apologies to the Commissioners for my inability to be at tonight's meeting as I have a conflict this evening which I am unable to reschedule at this late date.

Thank you,

Michael Ray

APPLICATION FOR THE WVHA BOARD OF COMMISSIONERS

NAME: MICHAEL RAY

ADDRESS: 423 VICTORIA HILLS DRIVE
DELAND, FLORIDA, 32724

HOME PHONE: _____ CELL PHONE: 386 473 1070

WORK ADDRESS and PHONE: 300 E G Street ST, ORLANDO, FL 407 515 3882

EMAIL ADDRESS: MIKEUGGERAY@GMAIL.COM

ARE YOU CURRENTLY A RESIDENT OF THE WVHA TAXING DISTRICT? YES IF SO, HOW LONG? 15 YEARS

APPLICANT IS A QUALIFIED ELECTOR (circle one) YES NO

APPLICANT IS NOT QUALIFIED FOR ANOTHER PUBLIC OFFICE IN THE STATE WITH TERM THAT INCLUDES MARCH 21, 2019 AND JANUARY 19, 2023 (circle one) YES NO

APPLICANT HAS COMPLIED WITH FLORIDA'S RESIGN-TO-RUN LAW, SECTION 99.012(3), WHICH REQUIRES ONE TO RESIGN FOR ANY OTHER PUBLIC OFFICE IN THE STATE BEFORE QUALIFYING TO BECOME A CANDIDATE FOR AN OFFICE WITH AN OVERLAPPING TERM (circle one) YES NO

Please attach your resume/curriculum vitae and a letter of interest addressed to the Board of Commissioners of the West Volusia Hospital Authority.

Please complete the attached Oath of Candidate (DS-DE 302NP (Rev. 11/17))

FULLY COMPLETED APPLICATION ALONG WITH ALL ATTACHMENTS DUE BY NOON, THURSDAY, APRIL 4, 2019

**CANDIDATE OATH –
NONPARTISAN OFFICE**

(Do not use this form if a Judicial or School Board Candidate)

Check box **only** if you are seeking to qualify as a write-in candidate:

☐ Write-in candidate

OFFICE USE ONLY

Candidate Oath

(Section 99.021(1)(a), Florida Statutes)

I, MICHAEL LEE RAY
(Print name above as you wish it to appear on the ballot. If your last name consists of two or more names but has no hyphen, check box ☐. (See page 2 - Compound Last Names). No change can be made after the end of qualifying. Although a write-in candidate's name is not printed on the ballot, the name must be printed above for oath purposes.)

am a candidate for the nonpartisan office of WEST VOLusia HOSPITAL AUTHORITY (Office) _____ (District #)

CEPB, SEAT 2 ; I am a qualified elector of Volusia County, Florida;
(Circuit #) (Group or Seat #)

I am qualified under the Constitution and the Laws of Florida to hold the office to which I desire to be nominated or elected; I have qualified for no other public office in the state, the term of which office or any part thereof runs concurrent with the office I seek; and I have resigned from any office from which I am required to resign pursuant to Section 99.012, Florida Statutes; and I will support the Constitution of the United States and the Constitution of the State of Florida.

Candidate's Florida Voter Registration Number (located on your voter information card): 108625843

Phonetic spelling for audio ballot: Print name phonetically on the line below as you wish it to be pronounced on the audio ballot as may be used by persons with disabilities (see instructions on page 2 of this form): [Not applicable to write-in candidates.]

[Signature] 1380 473-1070 MICHAELRAY@GMAIL.COM
Signature of Candidate Telephone Number Email Address

423 VICTORIA HILLS DRIVE DELAND FLORIDA 32724
Address City State ZIP Code

STATE OF FLORIDA

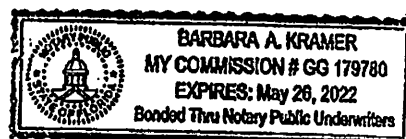
COUNTY OF Volusia

[Signature]
Signature of Notary Public
Print, Type, or Stamp Commissioned Name of Notary Public below:

Sworn to (or affirmed) and subscribed before me this 21
day of MARCH, 2019.

Personally Known: X or Produced Identification: _____

Type of Identification Produced: _____



**WEST VOLUSIA HOSPITAL AUTHORITY
WVHA BOARD OF COMMISSIONERS REGULAR MEETING**

DeLand City Hall
120 S. Florida Avenue, DeLand, Florida
March 21, 2019
5:00 pm

Those in Attendance:

Commissioner Dolores Guzman
Commissioner Andy Ferrari
Commissioner John Hill
Commissioner Judy Craig

CAC Members Present:

Voloria Manning
Jenneffer Pulapaka
Alissa Lapinsky

Others Present:

Attorney for the Authority: Ted Small, Law Office of Theodore W. Small, P.A.
Accountant for the Authority: Ron Cantlay, Dreggors, Rigsby & Teal, P.A. (DRT)
Administrative Support: Eileen Long, DRT

Call to Order Regular Meeting

Chair Craig called the meeting to order and declared that a quorum was established with the presence of four Commissioners. The meeting took place at DeLand City Hall, 120 S. Florida Avenue, DeLand, Florida, having been legally noticed in the Daytona Beach News-Journal, a newspaper of general circulation in Volusia County. The meeting was opened with a moment of silence, followed by The Pledge of Allegiance.

Approval of Proposed Agenda

Motion 022 - 2019 Commissioner Ferrari motioned to approve the amended agenda as presented. Commissioner Hill seconded the motion. The motion passed unanimously.

Consent Agenda

Approval of Minutes – Organizational/Regular Meeting Minutes February 21, 2019

Tentative Initial Hearing Date Thursday September 12, 2019 @ 5:05 p.m.

Tentative Final Hearing Date Thursday September 26, 2019 @ 5:05 p.m.

Motion 023 - 2019 Commissioner Ferrari motioned to approve the Consent Agenda. Commissioner Guzman seconded the motion. The motion passed unanimously.

Citizens Advisory Committee (CAC) Voloria Manning, Chair

CAC Applicant Workshop March 5, 2019 – Verbal Update

CAC Chair Manning stressed the importance to the current CAC members to attend all CAC meetings as the March 5, 2019 CAC Meeting did not have an established quorum.

Reporting Agenda

FQHC Report, Laurie Asbury, CEO, Northeast Florida Health Services, Inc. d/b/a Family Health Source (FHS) February 2019 Report
The House Next Door (THND) February 2019 HealthCard Application Report

Citizens Comments

Reflections of Commissioner Kathie Shepard

Memorial Resolution 2019-001 The Honorable Kathie D. Shepard

Chair Craig Read into the record the Memorial Resolution for The Honorable Kathie D. Shepard, Resolution 2019-001

Motion 024 – 2019 Commissioner Ferrari motioned to adopt Resolution 2019-001. Commissioner Hill seconded the motion. The motion passed unanimously.

Commissioner Ferrari read into the record former WVHA Commissioner Tracy Lunquist's memorial tribute to Commissioner Kathie D. Shepard (attached).

Former WVHA Commissioner Barb Girtman addressed the Board to express her sorrow on the death of Commissioner Kathie D. Shepard and what a loss this is to our community.

Commissioner Ferrari expressed to the Board that, even when they disagreed, he and Commissioner Shepard both had the best interests of the community at heart.

Former WVHA Commissioner and current CAC Chair Voloria Manning expressed her sorrow over the loss of Commissioner Kathie D. Shepard and how helpful she always was to Ms. Manning.

Attorney Small shared that he had a fun reflection of Commissioner Kathie D. Shepard in that she was an excellent baker and he and she would often share their baking recipes with each other. Further, Commissioner Shepard admitted to him that, "this cancer has kicked my butt" and that she was sorry that she couldn't say a final goodbye to all of her colleagues. He shared the details of Commissioner Shepard's celebration of life this Sunday at Venue 142 between the hours of 3:00 p.m. and 6:00 p.m.

There were two.

EMPros Presentation, Dr. Duva, CEO (see Legal Update attached)
EMPros Letter to Attorney Small Dated 2/7/2019 (attached)
Excel Spreadsheet 2019 Medicare Physician Fee Schedule and payment history chart back to 1999 (attached)
Power Point Presentation (attached)

Dr. Charles “Chuck” Duva, CEO, EMPros made a presentation to the WVHA Board and expressed that EMPros wished to seek direct funding from the WVHA and they were proceeding through the WVHA funding process.

**Contractual Verbal Utilization Reports to the WVHA Board of Commissioners
Waylan Niece, Case Manager, The Neighborhood Center**

Mr. Waylan Niece, Case Manager, The Neighborhood Center provided their verbal utilization report and provided a Power Point Presentation (attached).

Tachara Ferguson-Reid, Florida Department of Health

Ms. Tachara Ferguson-Reid, Florida Department of Health updated the Board on their current utilization through February 2019 (see attached).

Discussion Items

**WVHA as Plaintiff in Federal Multidistrict Litigation for National Prescription Opiate Litigation (see Legal Update attached)
Contingent Fee Retainer Agreement (attached)**

Attorney Jim Vickaryous made a presentation to the Board encouraging them to join this Federal Multidistrict Litigation for National Prescription Opiate Litigation.

Motion 025 -2019 Commissioner Guzman motioned to approve signing the Contingent Fee retainer Agreement. Commissioner Ferrari seconded the motion.

6:21 p.m. Commissioner Andy Ferrari left the room

Mr. Small stated that he reviewed the draft retainer and, as to form, if the Board would like to pursue this they would approve this agreement. However, he wanted Attorney Vickaryous’ assurance that he would add in the word “reasonable” expenses in paragraph six.

Attorney Vickaryous did not see a problem with making that change, but he would have to bring that back to his team for final approval.

Motion 025 – 2019 (AMENDED) Commissioner Guzman amended her motion to approve the Chair to sign the Contingent Fee Retainer Agreement with the language as amended by Attorney Small.

Commissioner John Hill explained that he’s a medical doctor and that he felt the Board was being pressured into signing a blank check. He agreed that there is an opioid epidemic across this country. But personal responsibility has been taken out of this as well as the roll of the Food and Drug Administration (FDA) overseeing drugs that are dispensed in this country. Before any opioid ever hit a person’s mouth, there were hundreds of millions of dollars paid to the FDA to approve those drugs. Here with this presentation tonight, Attorney Vickaryous wants the Board to write this blank check to sue a pharmaceutical company when it’s very well known that this case will drag out for years, and go through numerous appeals processes. At the end of the day this Board is

tasked with meeting the needs of the members of this community. Not with litigating opioid claims with pharmaceutical companies. There's no such thing as free money. What's going to happen is if an opioid manufacturer is found liable for this, and if they manufacture high blood pressure medications or diabetes medications that are commonly prescribed, then they are going to raise the cost of those drugs and pass it back through to the consumer. That's why he will not support what he deems is a frivolous lawsuit.

6:24 p.m. Commissioner Ferrari returned to the meeting during Commissioner Hill's above comments.

Commissioner Ferrari seconded Commissioner Guzman's motion to allow further discussion.

Chair Craig called for the vote:

Commissioner Ferrari	No
Commissioner Hill	No
Commission Guzman	Yes
Commissioner Craig	Yes

The motion failed.

Approval of Management Representation Letter

Mr. Ron Cantlay explained the Management Representation Letter to the Board.

Motion 026 – 2019 Commissioner Hill motioned to accept the Management Representation Letters. Commissioner Ferrari seconded the motion. The motion passed unanimously.

James Moore & company WVHA FYE 2018 Audit Presentation-Zach Chalifour, CPA

Mr. Zach Chalifour addressed the Board and provided them with the presentation of the WVHA Independent Audit for Fiscal Year ending 9/30/2018.

Motion 027 – 2019 Commissioner Guzman motioned to receive the WVHA Independent Audit FYE 9/30/2018 as presented. Commissioner Hill seconded the motion. The motion passed unanimously.

NEFHS Letter to Board dated 2-12-2019 (attached) Re: 2017-2018 Budget overage \$43,349.00 and request to reinstate original funding request of \$1,253,930.00 for 2018-2019

Mr. Cantlay explained the NEFH budget overage FYE 9/30/2018 and the request to reinstate their original WVHA funding request for 2018-2019.

There was Board discussion that this presented two separate issues; 1st the budget overage of \$43,349.00 FYE 9/30/2018 and 2nd the NEFHS request to reinstate their

original WVHA funding application request that was timely submitted during the WVHA funding application process for 2018-2019.

Ms. Laurie Asbury, CEO, NEFHS addressed the Board explaining their position.

Motion 028 – 2019 Commissioner Ferrari motioned to let NEFHS keep the \$43,349.00 overage in their FYE 9/30/2018 WVHA Budget. Commissioner Hill seconded the motion. The motion passed unanimously.

There was Board consent in asking Ms. Asbury to bring back the original NEFHS projections when they first applied for 2018-2019 WVHA funding during the April 18, 2019 Board Meeting.

Ms. Asbury agreed that she would bring back their projections from their original WVHA funding application, but she asked the Board to consider changing the contractual language that currently limits the primary care services, that are legitimately billed and the services were provided for the WVHA HealthCard members.

Mr. Small stated for the record that NEFHS did make a good faith gesture when reducing their original funding request for 2018-2019 in an effort to prevent the Board from needing to increase their millage rate. He cautioned the Board that if they make an exception and increase the NEFHS funding after formally adopting a final budget back in September, 2018, they are establishing a bad precedent.

The Board directed Ms. Long to bring back the NEFHS request to reinstate their original WVHA request for funding for 2018-2019 during the April 18, 2019 Board meeting.

Process or Appointment for Commissioner Kathie D. Shepard

Motion 029 – 2019 Commissioner Guzman motioned to adopt the process as outlined in Attorney Small's Legal Update. Commissioner Ferrari seconded the motion.

There was further discussion that there should be a Special Meeting to appoint a Commissioner to the vacancy left by the untimely death of Commissioner Shepard commencing at 5:00 p.m. and the Joint Meeting of the Board of Commissioners and CAC would commence upon the conclusion of the Special Meeting.

Motion 029 – 2019 (AMENDED) Commissioner Guzman amended her motioned to adopt the process as outlined in Attorney Small's Legal Update and that there shall be a Special Meeting commencing at 5:00 p.m. followed by the Joint Meeting of the Board of Commissioners and CAC. Commissioner Ferrari seconded the amended motion. The motion passed unanimously.

Mr. Small reminded all interested in applying that the deadline to apply is noon, Thursday, April 4, 2019.

Ms. Long addressed the Board reminding them that Kathie Shepard's two CAC members are essentially no longer active, Commissioner Hill's two appointees were not appointed, and several current CAC members have already expressed their interest in applying for Commissioner Shepard's seat. Further, the last CAC meeting did not have an established

quorum and the Board might want to consider addressing the lack of current CAC membership during the April 18, 2019 meeting.

The Board agreed that the CAC membership should come back before the Board in an attempt to make the CAC membership whole during the April 18, 2019 meeting.

Letter to Michael Pleus, DeLand City Manager Re: CRA Extension

Motion 030 – 2019 Commissioner Ferrari motioned to authorize the Chair to sign the letter as presented in Attorney Small's Legal Update to DeLand City Manager, Michael Pleus. Commissioner Hill seconded the motion. The motion passed unanimously.

Follow Up Items

UMR February 2019 Report-Shawn Jacobs, Strategic Account Executive, Donna Lupo, Strategic Account Executive

Mr. Shawn Jacobs, Strategic Account Executive and Ms. Donna Lupo, Strategic Account Executive addressed the Board and gave their February report presentation.

**WVHA/UMR Health Benefit Summary Plan Description (attached)
Letter of Acceptance dated 2/22/2019**

Mr. Small reviewed his email that was sent to UMR with recommendations/edits into the document:

1. The naming of the "Plan" in the definition section is now consistent with the name in our Eligibility Guidelines, but the Plan is referenced by a new name, the "WVHA Group Health Benefit Plan" in the introductory materials and perhaps in other places. I believe we should stick with the name already established by the Board with the Eligibility Guidelines unless there is some need for renaming?
2. On page 12, paragraph 8, please verify that the second line under Chemotherapy is what is intended.
3. On page 23, paragraph 33, the reference to hospital district should be replaced with PCP to be consistent about who is making the referral.
4. On page 32, seems like the definition of "UMR Administrative Functions" definition has the placement of UMR and Plan Administrator backwards. Please re-read closely...
5. On a general conceptual level this document should reference the fact that Health Card members may obtain certain other dental services from the Florida Department of Health based on a separate contract. Distributing this SPD without mention of those services will lead to the same confusion that required follow-up communications last year to notify members about these services.
6. Lastly, double check the references on page 20 that WVHA does "cover" substance abuse treatment services outside of the separate SMA and The House Next Door contracts.

Mr. Small continued by referencing page 10 under "Reimbursable Services" where UMR states that "community nursing services" are a covered benefit. This is not a true statement. Throughout the entire document the plan should be identified as the "WVHA

HealthCard Summary Plan Description". Mr. Small reiterated that on page 20 under Substance use disorder and chemical dependency benefits that are listed as available is beyond what is already available through SMA Healthcare and The House Next Door.

Mr. Jacobs believed that it was their understanding that substance abuse would be allowed and covered through specialty care services. The Board did, however, make an exclusion that these services would not be performed in an in-patient setting. He asked for clarification from the Board and UMR would make those changes.

Mr. Small did not believe that UMR was currently providing these services and thus believed it would become a new benefit.

Mr. Jacobs stated that UMR would need to look into this further and get back to the Board with their findings to see what is currently being provided through their specialty care network.

Mr. Small asked the Board if they wanted substance abuse services available outside of the contracts that the WVHA Board has with SMA Healthcare and The House Next Door?

There was Board consent that they wanted these services limited to the current contracted agencies of SMA Healthcare and The House Next Door.

Commissioner Guzman suggested that UMR add the reference of the availability of general dental services at the Florida Department of Health to page 11 of the plan summary document.

Mr. Jacobs agreed that would be one of several locations within the summary plan document where general dentistry services can be reflected as available at the Florida Department of Health.

Commissioner Guzman suggested that UMR make reference to substance abuse services and its availability as offered through SMA Healthcare and The House Next Door in the appropriate locations of the summary plan benefit document.

Commissioner Ferrari wanted assurances that any HealthCard member who is receiving mental health or substance abuse services through the UMR specialty care provider network is not disrupted.

There was further discussion as to how this summary plan benefit document would be made available to the WVHA HealthCard population. It was explained that it would be made available online on the WVHA website, but it could be mailed to the WVHA HealthCard members along with their identification cards, at an expense to the WVHA.

Motion 031 – 2019 Commissioner Ferrari motioned to authorize the Chair to sign the acceptance page of the WVHA HealthCard Summary Plan Description after the above edits/amendments have been satisfied. Commissioner Guzman seconded the motion. The motion passed unanimously.

Motion 032 – 2019 Commissioner Ferrari motioned to mail out the summary plan document along with the WVHA HealthCard ID's, printing on both sides of each page. Commissioner Guzman seconded the motion. The motion passed unanimously.

Ms. Long asked Mr. Jacobs if UMR had the ability to flag new HealthCard members versus those who are reapplying, so as to avoid mailing out the summary plan document to a member who has already received one?

Mr. Jacobs replied that UMR could accommodate that request.

Ms. Long asked Mr. Jacobs if he could bring back the costs involved in printing and mailing out this summary plan document.

Mr. Jacobs responded yes.

TPA Matters

UMR Check Run ending 2/7/2019 \$1,355,367.39 in Hospital Claims identified as being greater than 90 days old and UMR Check Run ending 2/14/2019 \$3,379.33 in Hospital Claims identified as being greater than 90 days old: total \$1,358,746.72 minus \$40,697.44 in accruals remaining for FYE 2018

Mr. Cantlay explained that he and both Shawn Jacobs and Donna Lupo met today to discuss the above check run and they have determined which claims should be funded, which claims should be denied and how the accrual amount of \$40,697.44 should be applied.

Motion 033 – 2019 Commissioner Ferrari motioned to pay the hospitals up to their WVHA contractual budget for FYE 2018, to accrue the amount of \$40,697.44 back to FYE 2018 and release payment for valid claims received timely against the hospitals 2018-2019 WVHA budget. Commissioner Hill seconded the motion. The motion passed unanimously.

UMR Administrative Services Agreement

Mr. Small addressed the Board about his concerns with the agreement as presented by UMR with the potential waiver of the Board's sovereign immunity and the indemnification whereby UMR is only indemnifying the WVHA for "gross negligence". Mr. Small stated that he could not recommend this contract as to form in light of the WVHA's exposure in regards to their Sovereign Immunity.

The Board was adamantly opposed to waiving the WVHA's Sovereign Immunity as is currently written in the UMR Administrative Services Agreement. There was Board consent to direct Mr. Jacobs to take this agreement back to UMR and state clearly that the Board will not sign this agreement as it is currently written.

Financial Report

Mr. Ron Cantlay, DRT reviewed for the Board the February financial statements (see attached).

Motion 034 – 2019 Commissioner Guzman motioned to pay bills totaling \$2,297,346.06 (See attached). Commissioner Ferrari seconded the motion. The motion passed unanimously.

Legal Update

Mr. Theodore Small, Legal Counsel for the WVHA submitted his legal update memorandum dated March 12, 2019 (See attached).

Commissioner Comments

There being no further business to come before the Board, the meeting was adjourned.

Adjournment,

Judy Craig, Chair

**CITIZENS ADVISORY COMMITTEE MEETING
WEST VOLUSIA HOSPITAL AUTHORITY
DREGGORS, RIGSBY AND TEAL, P.A.
1006 N. WOODLAND BLVD., DELAND FL
FEBRUARY 5, 2019
5:15PM
MINUTES**

CAC Members/Attendance:

Voloria Manning
Sarah Prado
Ann Flowers
Jenneffer Pulapaka
Lynn Hoganson
Gloria Osorio

CAC Members/Absent:

Alissa Lapinsky (Excused)
Althea Whittaker (Excused)

Others Present:

Eileen Long, Dreggors, Rigsby & Teal, P.A.

Call to Order

Chair Voloria Manning opened the meeting with a moment of silence followed by The Pledge of Allegiance. The meeting commenced at 5:32 p.m. due to a severe automobile accident that had delayed the arrival of three CAC members coming into DeLand from Deltona.

Approval of Agenda

Member Pulapaka motioned to approve the agenda. Member Flowers seconded the motion. The motion passed unanimously.

Election of Officers

Chair Manning switched the voting order to hold the Vice-Chair nomination in advance of the nomination for Chair.

• **Vice-Chair**

Chair Manning opened the floor for nomination of CAC Vice-Chair.

After brief CAC discussion Member Osorio was nominated for Vice-Chair.

Member Osorio accepted the nomination as Vice-Chair.

There were no other nominations.

Member Osorio was declared Vice-Chair by acclimation.

- **Chair**

Member Pulapaka nominated Member Manning as Chair.

Member Manning accepted the nomination of Chair.

There were no other nominations.

Member Manning was declared Chair by acclimation.

Citizens Comments

There were none.

Review WVHA Meeting Minutes

- **Regular Meeting Minutes October 18, 2018**
- **Regular Meeting Minutes November 15, 2018**
- **Organizational/Regular Meeting Minutes January 17, 2019 (Draft)**

Ms. Long explained that the WVHA meeting minutes were provided to keep the CAC informed.

Tentatively Scheduled Meetings - 2019

- **Funding Process**

Ms. Long reviewed the 2019 meeting schedule and CAC funding process.

Discussion

- **CAC member list (attached)**

Member Lynn Hoganson arrived to the meeting at 5:40 p.m.

The CAC took this opportunity to introduce themselves to each of the other members individually.

CAC Comments

Adjournment

There being no further business before the Committee, the meeting was adjourned.

Voloria Manning, Chair

**CITIZENS ADVISORY COMMITTEE MEETING
WEST VOLUSIA HOSPITAL AUTHORITY
DREGGORS, RIGSBY & TEAL, P.A.
1006 N. WOODLAND BLVD., DELAND FL
MARCH 5, 2019
5:15PM
MINUTES**

CAC Members/Attendance:

Voloria Manning
Sarah Prado
Ann Flowers
Althea Whittaker

CAC Members/Absent:

Lynn Hoganson (excused)
Jenneffer Pulapaka (excused)
Alissa Lapinsky (unexcused)
Gloria Osorio (sick)

Agency Representatives Present:

Salvatore Gintoli/SMA Healthcare
Laurie Asbury/NEFHS
Peter Willems/Hispanic Health Initiative
Tachara Ferguson-Reid/Florida Department of Health
Nicole Sharbono/SMA Healthcare
Waylan Niece/The Neighborhood Center
Elmer Holt/former CAC Member
Thalia Smith/Healthy Start Coalition of Flagler & Volusia
Maureen France/Emergency Medical Professionals
Steve Parris/Healthy Communities
Christina Russo/Community Legal Services of Mid-Florida
Katie Ourand/Community Legal Services of Mid-Florida
Randall Minton/Renacer
Rhoda Moten/Transformations

Agency Representation not Present:

Gail Hallmon/The House Next Door (sick)
Brenda Flowers/Rising Against All Odds (sick)
Yvonne Levesque/Community Life Center (unexplained)

Others Present:

Ted Small, Law Office of Theodore W. Small, P.A.
Eileen Long, Dreggors, Rigsby & Teal, P.A.

Call to Order

CAC Chair Voloria Manning opened the meeting with a moment of silence followed by The Pledge of Allegiance.

Chair Manning declared that the Committee did not have an established quorum as 5 members of the 8 Committee members were required to be in attendance to establish a quorum.

Approval of Agenda

Due to the lack of a quorum, the agenda could not be formally approved.

Approval of CAC Minutes – February 5, 2019

Due to the lack of a quorum, the Minutes could not be formally approved.

Citizens Comments

There were none.

Chair Manning allowed each agency representative 1 minute to address the Committee and explain their services.

Attorney Theodore W. Small, WVHA Legal Counsel

Due to the lack of a quorum during tonight's CAC Meeting, Mr. Small stressed the importance of the CAC members being present in order that a quorum could be established during this very important application review process.

Mr. Small explained the Florida Commission on Ethics and how it relates to each member as an appointed public official and how they can contact the Commission on Ethics if they ever need legal guidance, along with reviewing the CAC By-Laws. He continued by reviewing portions of the WVHA Enabling Legislation.

Mr. Small went over the WVHA funding applications and explained various aspects of the applications, including comparative rates of reimbursement from other payer sources. This is because the WVHA is the payer of last resort and will not reimburse for services at a greater rate than the least of any funded agencies payers. He stressed that he really needed the CAC to enforce these applicants to provide fee-for-service rates of reimbursement and to make these applicants provide comparative rates of reimbursement from other payers. Also that all final approved funding applications are contractually tied to the WVHA Eligibility Guidelines (EG's). He encouraged the CAC to direct all applicants to both the EG's and provide them with an existing WVHA Funding Agreement. Further, only agencies who serve residents of the WVHA taxing district are eligible for WVHA funding consideration. He explained that in order to qualify as a WVHA funded entity, the healthcare services are to be provided or overseen by a licensed healthcare professional.

In closing, Mr. Small stated that the most useful rankings that the CAC can provide to the WVHA Board of Commissioners are those where the Committee actually states how much funding you would recommend if it's not 100% and why. Sometimes, the budget is tight and the Board would not be able to fund everything and the Board would particularly want to rely upon the CAC's recommendations as to who gets what if they need to downsize the funding. It is less helpful if the committee basically says, "Fund everything" because you like everyone and they are all doing good works. Particularly in

this environment where everything is being cut and the pressures that the Board is under in regards to how much money is being funded to current and/or new agencies. He encouraged that the committee provide some feedback as to why to fund or why not to fund, not just stating to fund at 100% with no argument for or against.

Member Althea Whittaker asked if the Committee could have a copy of the ranking sheet as completed last year by Member Ann Flowers, as she felt that Member Flowers went above and beyond in her ranking.

Ms. Long left the room to print out and make copies of Member Flower's ranking sheet from the previous year.

CAC Review/Overview of Funding Applications

CAC Ranking Sheet

Funding Application Calendar 2019

Steps in Funding Review Process 2019

Tentatively Scheduled Meetings 2019

February Schedule I – Healthcare Expenditures

Chair Manning and the Committee consented that the remainder of the agenda had already been fully discussed.

Review of Application

CAC Chair Voloria Manning opens with a brief explanation of Application Process and review of Funding Application

Applicant Workshop-Question & Answer session between applicants and CAC Members

CAC Comments

Adjournment

There being no further business before the Committee, the meeting was adjourned.

Voloria Manning, CAC Chair

Eileen Long

From: Lupo, Donna E <donna.lupo@umr.com>
Sent: Tuesday, April 09, 2019 12:10 PM
To: Eileen Long; Ted Small (tsmall@businessemploymentlawyer.com); rcantley@drtcpa.com; Jacobs, Shawn A; Hibbard, Adam M
Subject: RE: Friendly Reminder
Attachments: 04.April. 2019 Board Report.pdf; West Volusia Hospital Authority - Proposed Medical Claims Performance Gu...pdf; March 2019 WVHA Subrogation Lien Reduction Request - Deidentified.pdf

Hi Eileen, thanks again for the reminder.

Attached please find the **UMR Report Submission** for the April 2019 Board meeting packet.

Note the previous items section starting on pages 9 regarding the UMR Contract and Plan Document as well as the new items section on page 11 regarding a POMCO Subrogation Lien Reduction request.

Let me know if you have any questions.

Donna E. Lupo – UMR Strategic Account Executive
9009 Corporate Lake Dr. | Suite 200 | Tampa, FL 33634
Phone: (813) 890-4519 | Fax: (813) 890-4550 | Cell (813)-597-4827
Donna.Lupo@umr.com
DRG0002151 and DRG0004808



UMR

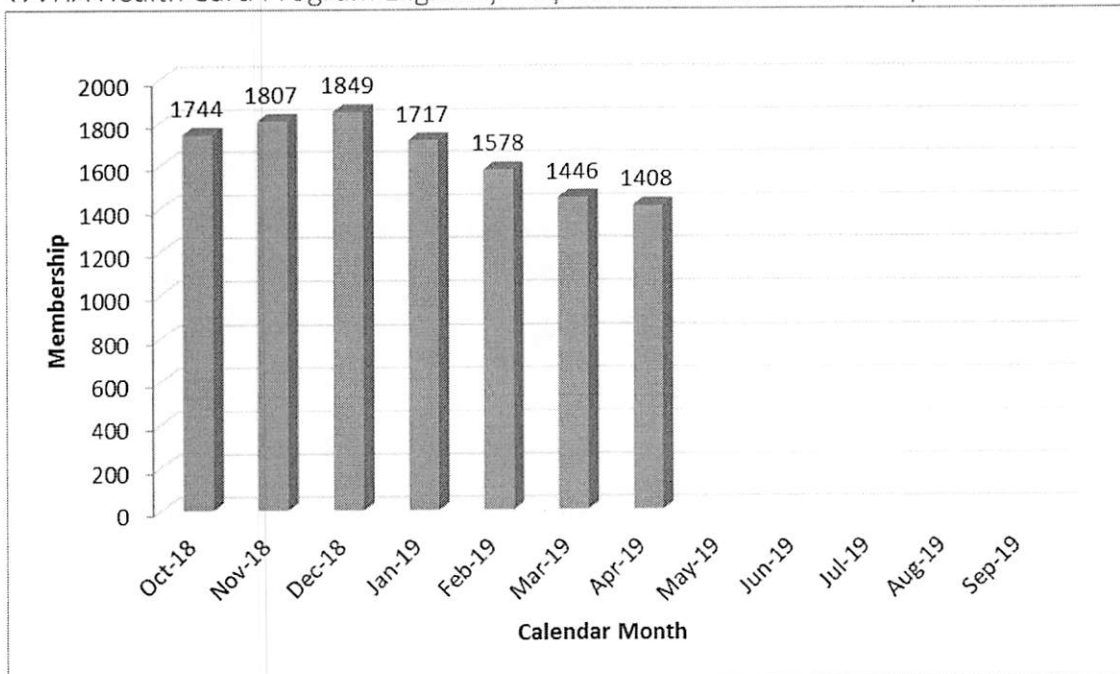
April 18, 2019

Submission Report for WVHA Board Members

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WVHA Health Card Program Eligibility – by Calendar Month – as of April 1, 2019

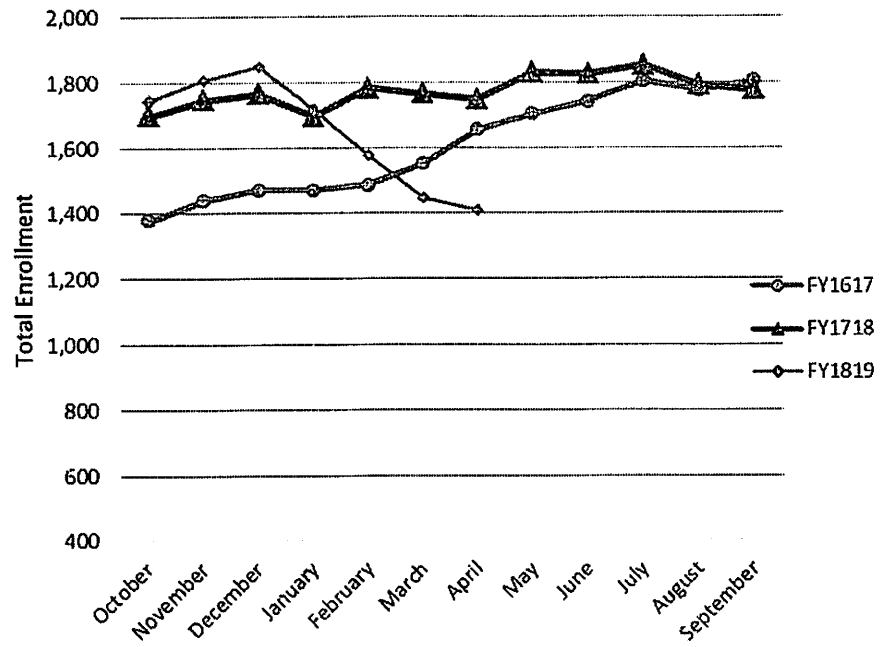


Eligibility reported above reflects eligibility as of the first of each month.

As of April 1, 2019, total program eligibility was 1,408 patients.

WVHA Enrollment by Fiscal Year – as of April 1, 2019

WVHA Enrollment	
By Fiscal Year	
Month of Fiscal Year	FY1819
October	1,744
November	1,807
December	1,849
January	1,717
February	1,578
March	1,446
April	1,408
May	
June	
July	
August	
September	
Grand Total	11,549



Medical and Prescription Drug Claim Data

Pharmacy Claims by Fiscal Year by Service Month (Month Prescription Filled)

Month	FY1819				
	Drug Costs	Dispensing Fee Less Copayments	Total Costs	Total Rx's Filled	Avg Cost Per Rx
October	\$55,005.45	\$7,661.22	\$62,666.67	3,451	\$18.16
November	\$55,658.13	\$7,008.54	\$62,666.67	3,157	\$19.85
December	\$85,000.00	\$4,502.16	\$89,502.16	2,027	\$44.15
January	\$66,232.60	\$4,930.62	\$71,163.22	2,221	\$32.04
February	\$53,124.87	\$5,151.28	\$58,276.15	2,324	\$25.08
March					
April					
May					
June					
July					
August					
September					
Grand Total	\$315,021.05	\$29,253.82	\$344,274.87	13,180	\$26.12

Combined Medical Costs (as of Claims Payment through 3/31/2019)

Fiscal Year	Hospital	Lab	PCP	Specialty	Facility Physicians	Pharmacy	Total Costs	Member Months	Overall Per Member Per Month (PMPM)	Hospital PMPM	Lab PMPM	PCP PMPM	Specialty PMPM	Pharmacy PMPM
FY1819	\$4,258,140.28	\$249,410.27	\$409,735.55	\$1,668,492.93	\$63,188.97	\$344,274.87	\$6,993,242.87	9,805	\$713.23	\$434.28	\$25.44	\$41.79	\$170.17	\$35.11
October	\$14,319.08	\$64,081.46	\$124,186.81	\$351,047.84	\$0.00	\$62,666.67	\$616,301.86	1,807	\$341.06	\$7.92	\$35.46	\$68.73	\$194.27	\$34.68
November	\$64,583.26	\$26,032.33	\$74,964.35	\$186,963.92	\$0.00	\$62,666.67	\$415,210.53	1,849	\$224.56	\$34.93	\$14.08	\$40.54	\$101.12	\$33.89
December	\$261,035.64	\$65,053.76	\$91,409.27	\$305,262.72	\$0.00	\$89,502.16	\$812,263.55	1,717	\$473.07	\$152.03	\$37.89	\$53.24	\$177.79	\$52.13
January	\$1,068,458.10	\$23,389.99	\$53,066.17	\$287,311.72	\$39,478.62	\$71,163.22	\$1,542,867.82	1,578	\$977.74	\$677.10	\$14.82	\$33.63	\$182.07	\$45.10
February	\$2,464,398.16	\$36,655.51	\$1,991.59	\$287,643.00	\$0.00	\$58,276.15	\$2,848,964.41	1,446	\$1,970.24	\$1,704.29	\$25.35	\$1.38	\$198.92	\$40.30
March	\$385,346.04	\$34,197.22	\$64,117.36	\$250,263.73	\$23,710.35		\$757,634.70	1,408	\$538.09	\$273.68	\$24.29	\$45.54	\$177.74	\$0.00
April							\$0.00							
May							\$0.00							
June							\$0.00							
July							\$0.00							
August							\$0.00							
September							\$0.00							
Grand Total	\$4,258,140.28	\$249,410.27	\$409,735.55	\$1,668,492.93	\$63,188.97	\$344,274.87	\$6,993,242.87	9,805	\$713.23	\$434.28	\$25.44	\$41.79	\$170.17	\$35.11

Medical and pharmacy costs are reported on a paid basis

PCP Encounter Claims by Clinic by Month (as of Claims Payment through 3/31/2019)

Month	FY1819					Total
	NEFHS Deland	NEFHS Deltona	NEFHS Pierson	NEFHS Stone Street	NEFHS Daytona	
October	453	511	158	0	19	1,141
November	274	358	85	0	4	721
December	338	296	121	0	13	768
January	197	233	55	0	11	496
February	33	26	8	0	3	70
March	174	238	103	0	10	525
April						0
May						0
June						0
July						0
August						0
September						0
Grand Total	1,469	1,662	530	0	60	3,721

PCP encounter claims are reported on a paid basis

Specialty Care Services by Specialty – Top 25 (March, 2019)

SPECIALTY CARE SERVICES BY SPECIALTY - TOP 25 FOR MARCH					
Order	SPECIALTY	Unique Patients	Claim Volume	Paid	Cost Per Patient
1	Cardiovascular Diseases	65	122	\$ 38,140.73	\$ 312.63
2	Internal Medicine	64	145	\$ 29,288.68	\$ 201.99
3	Hematology Oncology	30	66	\$ 22,277.29	\$ 337.53
4	Surgery Center	32	35	\$ 19,988.51	\$ 571.10
5	Radiology	217	413	\$ 17,164.76	\$ 41.56
6	Oncology	23	48	\$ 13,487.85	\$ 281.00
7	Pain Management	52	60	\$ 13,195.30	\$ 219.92
8	Physical & Occupational Therapy	27	129	\$ 11,225.18	\$ 87.02
9	Orthopedic Surgery	42	68	\$ 10,959.41	\$ 161.17
10	Ophthalmology	41	55	\$ 7,936.54	\$ 144.30
11	Pulmonary Medicine	30	45	\$ 6,865.78	\$ 152.57
12	Infectious Diseases	35	78	\$ 6,737.25	\$ 86.38
13	Nurse Anesthetist	50	57	\$ 6,582.56	\$ 115.48
14	Gastroenterology	52	73	\$ 5,145.51	\$ 70.49
15	Urology	25	33	\$ 5,026.72	\$ 152.32
16	Anesthesiology	34	38	\$ 4,740.92	\$ 124.76
17	Family Practice	23	50	\$ 3,839.87	\$ 76.80
18	Dermatology	18	22	\$ 3,014.50	\$ 137.02
19	Nurse Practitioner	27	27	\$ 2,330.09	\$ 86.30
20	Nephrology	23	44	\$ 2,077.69	\$ 47.22
21	General Surgery	11	13	\$ 1,902.79	\$ 146.37
22	Pathology	10	19	\$ 1,810.67	\$ 95.30
23	Neurology	19	20	\$ 1,534.83	\$ 76.74
24	Physiatrists / Phys Med Dr.	7	8	\$ 1,198.16	\$ 149.77
25	Physician Assistant	4	5	\$ 1,197.46	\$ 239.49

Previous Items

UMR Administration Service Agreement

After many discussions following last month's board meeting regarding language used on the last version of the UMR administrative services agreement, we are glad to report that the UMR lead counsel has agreed to include the full sovereign immunity language that was requested by Ted Small.

It appears that the UMR lead counsel was not fully aware of the nature of the limited risk exposure that the WVHA health card program has specific to its direct contracts with the Hospitals as well as the PCP group; of which both have annual budget caps and contractually agreed to them. Those contractual obligations limit the claims dollar risk for the health card program and in turn also limit UMR's exposure and risk as the Third Part Administrator.

Additionally our lead counsel also reviewed the contract language used for the other Florida public sector groups with UMR or direct with UnitedHealthcare. While we can't share with you what specific language is in those contracts, we can advise that what is being allowed in the WVHA contract now goes beyond what was allowed under the other Florida public sector group contracts in terms of the sovereign immunity statute; given the nature of the WVHA health card program and the limited risk exposure within it.

While we had always specifically explained the nature of this program in great detail and involved the former POMCO general counsel that understood the nuances since she worked on the POMCO contract for WVHA, it's not clear why the UMR lead counsel was unaware of the limited nature of the WVHA health card program. For this we apologize as that understanding may have prevented the additional frustrations about the contract language.

Introduction of Performance Guarantees & 1-Month Fee Waiver

While the WVHA health card program does have limited claims risk exposure as indicated above, the complex nature of the program does have more potential for errors than a standard employer based plan relative to the following:

- Scan of Florida Medicaid systems to confirm if any Health card member is enrolled prior to processing claim
- Denial of claims after Hospital annual budgets are exceeded with special coding to reprocess at a later date
- Referral process where a network specialist can refer a health card member to another network specialist if within 90-days when the main referral was issued by the PCP
- Manual claims processing via spreadsheet for ER physicians with different billing tax ID's from the 2 hospitals tax ID's

Since 100% accuracy in the TPA or general insurance industry is not attainable, errors would be expected. Average industry accuracy around claims and financial accuracy are no higher than 97% in most instances.

That all being said, we did get approval to include Performance Guarantees on the WVHA health card program putting the UMR service fees at risk should we fall short on our expected performance. See separate file attached for details.

We can have that implemented for May 1, 2019 and would continue the same into the next 2 years of the service contract.

Additionally, we also got approval to prove a 1-month UMR service fee waiver to help prove our commitment to the success of the WVHA health card program. Coupled with the performance guarantees this shows that we are willing to put UMR service fees at risk even with the expectation of errors and therefore sharing the overall risk.

Requested Changes to WVHA Health Card Program Plan Document

The official list of requested changes to the WVHA Health Card plan document received on Thursday, April 4th are being reviewed with our plan document and coding teams to ensure proper application. An updated plan document should be ready for review and approval prior to the May 2019 board report submission.

Additionally, the cost to do a global mailing of the plan document to all current WVHA Health Card members would be approximately \$4.08 for each plan document multiplied by the number of current health card members ($\$4.08 \times 1,408 = \$5,745$). A process to mail plan documents to any new future health card members is still being reviewed.

New Items

Subrogation Lien Reduction Request

UMR has been working on a subrogation case regarding a WVHA health card member claims from the POMCO platform that have confirmed third party liability.

In our attempt to recover the funds for WVHA, the health card member's attorney is requesting that WVHA reduce the liability from \$11,194.86 down to \$5,597.43.

As a reminder, on subrogation cases we normally see a request for a 1/3 reduction on the lien whenever a member has employed an attorney with the goal of keeping as much of the third party settlement in the hands of the member/plaintiff. The decision however is always up to the program sponsor.

Our statement to the attorney is attached.

FARAH & FARAHPROTECTING YOU AND YOUR FAMILY SINCE 1979
www.farahandfarah.com

March 27, 2019

844-690-9209
Via Facsimile: (315) 437-9466 ← *60mg*
Kimberly Bigos, Claims Adjuster
POMCO (WVHA)
2425 James Street
Syracuse, NY 13206

RE: Client/Injured Party: [REDACTED]
Primary Member: [REDACTED]
Member I.D./Contract No.: 891100430
Your File No.: 891100430
Date of Loss: March 4, 2017
Injury: Right Ankle

**NOTICE OF CASE SETTLEMENT AND REQUEST FOR FINAL LIEN
AND REDUCTION ON FINAL LIEN**

Dear Ms. Bigos:

Please be advised this case settled on March 26, 2019 for a total of \$52,500. This was a premises/slip and fall case with disputed liability. The defendant in this case did not accept full responsibility and liability and the Plaintiff did not dispute some negligence on her own part.

Thus a full recovery for this ankle injury was not made and we are asking for your client to accept a 50% reduction in their lien which is equivalent to our liability recovery. Our firm's fees in litigation are 40% at \$20,800 and our costs in this case are \$1,555.18.

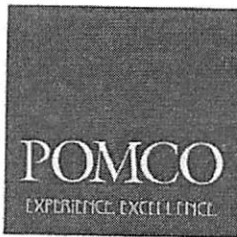
Please kindly accept \$5,597.43 as full and final payment of POMCO's lien in this matter. Please fax your response to (904) 358-5300 or email to chunt@farahandfarah.com. Thank you.

Sincerely,


Corri Hunt
Attorney at Law
Farah & Farah
(904) 396-5555

[10090240/1]

3130 US HIGHWAY 1 SOUTH • ST. AUGUSTINE, FLORIDA 32086 • P 904.460.6060 • F 904.460.9426



2425 James Street
Syracuse, NY 13206
Telephone: 315.937.2873
Facsimile: 844.690.9209

March 20, 2019

Ms. Sharon Pirki
Farah & Farah
1301 Plantation Island Drive
Suite 206A
St. Augustine, FL 32080

VIA FACSIMILE
904-460-9426

Re: West Volusia Hospital Authority Health Plan
Member: [REDACTED]
Member ID: 891100430
D/A: 3/4/17
Your File No.: 2017J01831

Dear Ms. Pirki:

Enclosed is the claims listing as requested in your letter of March 14, 2019.

Please be advised the West Volusia Hospital Authority Health Plan is self-funded and contains an exclusion for payments received as the result of a "Third Party Claim or Settlement." By definition, a "Third Party Claim" is when you receive payment or are reimbursed as the result of legal action or settlement for services or supplies obtained in connection with an accidental injury. Therefore, the plan must be reimbursed for the expenses it incurs relating to Ms. [REDACTED] accident of March 4, 2017. The plan has paid \$11,194.86.

If you need additional information, please contact me.

Sincerely,


Kimberley E. Bigos

/kb

Enclosure

PROPOSED MEDICAL CLAIMS PERFORMANCE GUARANTEE

Customer Name: West Volusia Hospital Authority
Effective Date: 05/01/2019

I. Financial Accuracy

UMR agrees that Claim payments, on an aggregated dollar basis, shall be ninety-nine percent (99%) accurate to the plan of benefits. If however, the financial accuracy falls below the agreed upon level, UMR will give a credit as stated on the table below.

Financial Accuracy will be calculated by dividing the total audited dollars paid correctly by the total audited dollars processed. This will be measured based on department results.

UMR's Performance	Penalty
99% or higher	0%
98.5% to 98.9%	1%
98.0% to 98.4%	2%
Less than 98.0%	3%

II. Claim Payment Accuracy

UMR agrees that Claim Payment Accuracy will be maintained at a level of ninety-eight percent (98%). If, however, the Claim Payment Accuracy falls below the agreed upon level, UMR will give a credit as stated on the table below.

Claim Payment Accuracy will be calculated by dividing the total number of services not containing payment errors in the audit period by the total number of services audited in that same period. This will be measured based on department results.

UMR's Performance	Penalty
98.0% or higher	0%
97.0% to 97.9%	1%
95.0% to 96.9%	2%
Less than 95.0%	3%

III. Customer Service

UMR guarantees the following levels of customer service will be maintained. These areas are all measured based on department results.

1. Average speed-to-answer telephone calls

UMR agrees that on average, calls will be answered in thirty (30) seconds or less. If calls are answered in more than thirty (30) seconds, UMR will give a credit as stated on the table below.

UMR's Performance	Penalty
30 seconds or less average	0%
31 to 45 seconds average	1%
46 seconds or higher average	2%

2. Abandonment Rate

UMR agrees that on average, three percent (3%) or less of calls may be abandoned. If more than the agreed upon level of calls are abandoned, UMR will give a credit as stated on the table below.

UMR's Performance	Penalty
3.0% or less average	0%
3.1% to 4.0% average	1%
More than 4.0% average	2%

Aggregate Penalty: The aggregate maximum penalty will not exceed 10% of the annual base medical administration fee.

Performance Guarantee Conditions:

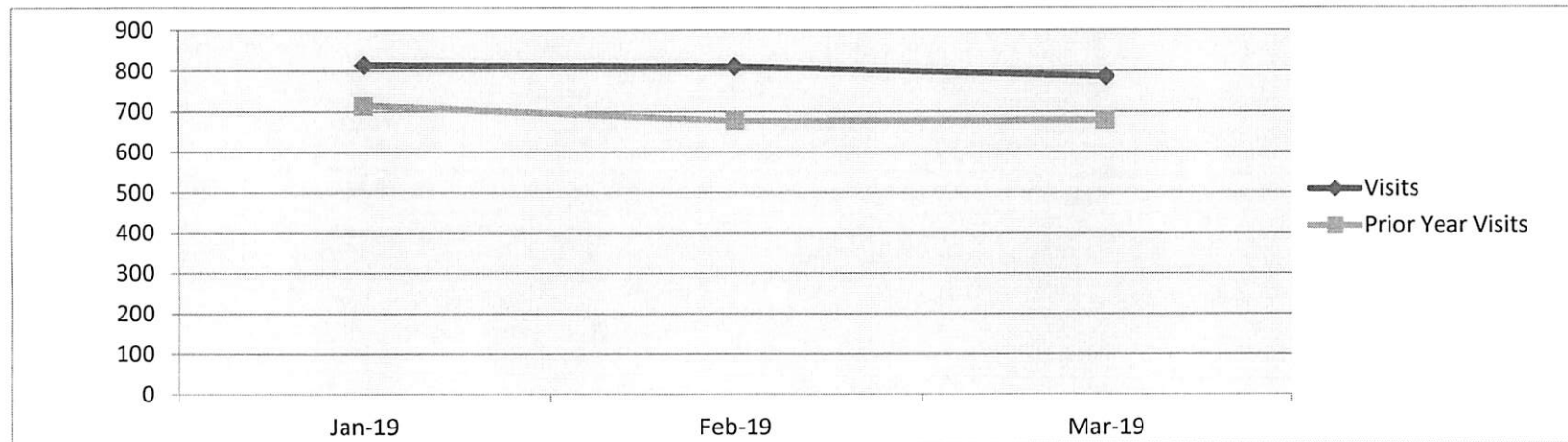
- Performance Guarantees begin 90 days after plan effective date.
- Performance Guarantees are for medical claims administration.
- Performance Guarantees are measured annually.
- Performance Penalties will be credited on the invoice following the annual measurement.
- Performance Guarantees are not in effect until a signed administrative service contract is received.



Northeast Florida Health Services
March-19

Patient Visits

	Jan-19	Feb-19	Mar-19
Visits	815	811	786
Prior Year Visits	714	677	678

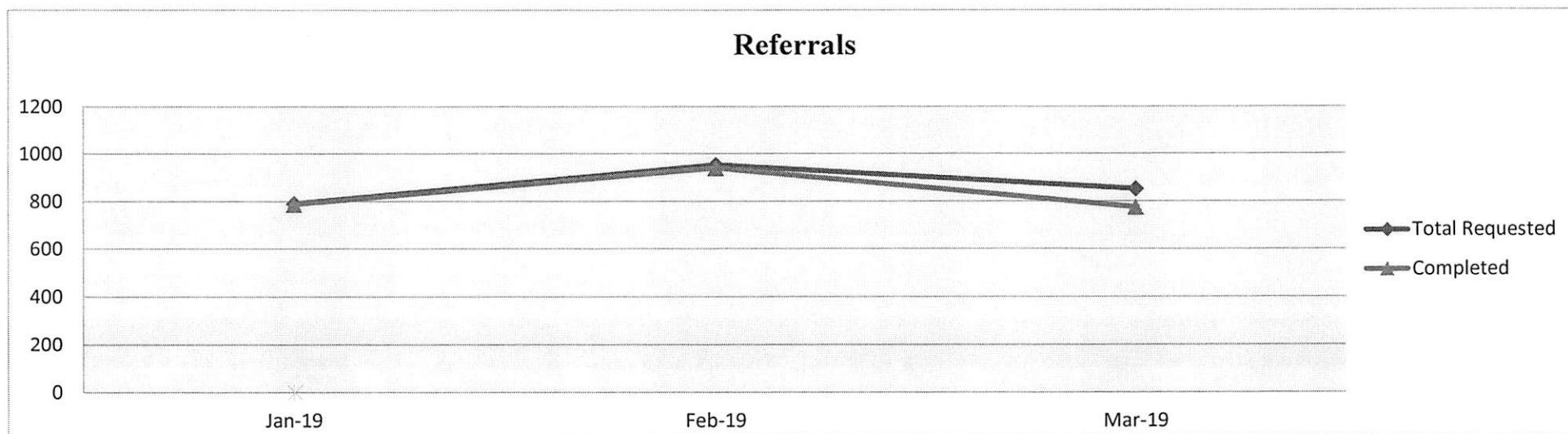


Patient Visits by Location

Location	Jan-19	Feb-19	Mar-19
Deland Medical	387	382	338
Dental			11
Deltona Medical	320	328	315
Pierson Medical	96	90	108
Daytona	12	11	14
Total	815	811	786

Referrals

	Jan-19	Feb-19	Mar-19
NEFHS Providers (refer to footnote 1)	240	138	109
Internal Specialty Providers (refer to footnote 2)	550	815	743
Total	790	953	852
Outstanding NEFHS Providers	0	2	9
Outstanding Int. Speciality Providers	2	11	68
Completed	788	940	775
Total Requested	790	953	852



1 NEFHS provider referrals are generated by NEFHS PCP for imaging and durable medical equipment (DME).

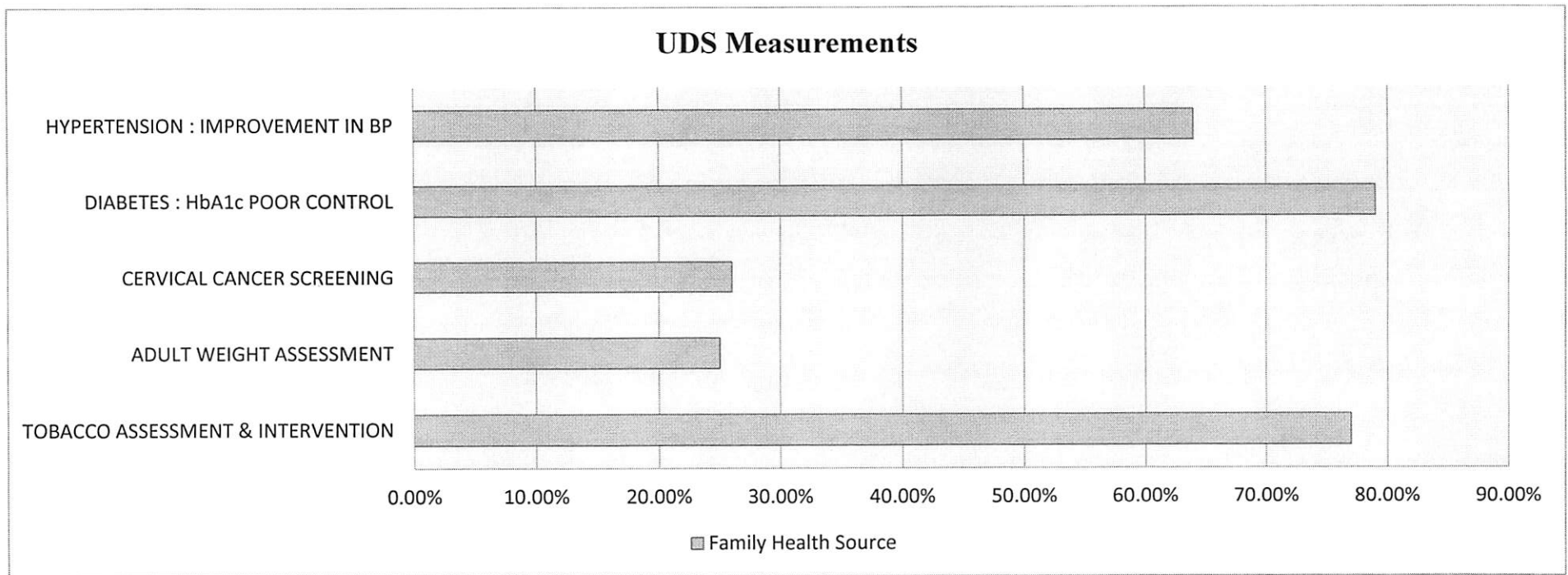
2 Internal specialty provider referrals are generated by NEFHS PCP for consultation with a specialist.

Appointment Times

Location	Provider	Appointments
Daytona	Johnson	Same Day
Daytona	Sauls	Same Day
DeLand	Kodish	Same Day
DeLand	Smith	Same Day
DeLand	Hoblick	Same Day
DeLand	Sanchez	Same Day
DeLand	Vasanji	Same Day
Deltona	Baldassarre	Same Day
Deltona	Rodriguez	Same Day
Deltona	Macalua	Same Day
Deltona	Mancini	Same Day
Pierson	Roberson	Same Day
Pierson	Kessack	Same Day

UDS Measures

Clinical Measures for the month of February 2019	Family Health
TOBACCO ASSESSMENT & INTERVENTION	77.00%
ADULT WEIGHT ASSESSMENT	25.00%
CERVICAL CANCER SCREENING	26.00%
DIABETES : HbA1c POOR CONTROL	79.00%
HYPERTENSION : IMPROVEMENT IN BP	64.00%





**Nurturing Families
Building Communities**

The House Next Door
*Serving
Volusia and Flagler Counties*

Administrative

Offices 804

North Woodland

Blvd. DeLand, FL

32720

386-734-7571

386-734-0252 (fax)

DeLand Counseling Center

121 W. Pennsylvania Ave.

DeLand, FL 32720

Counseling: 386-738-9169

Programs: 386-734-2236

386-943-8823 (fax)

Deltona Counseling

Center 840 Deltona

Blvd., Suite K Deltona,

FL 32725

Counseling and Programs:

386-860-1776

386-860-6006 (fax)

Flagler Counseling

Center

25 N Old Kings Road #7B

Palm Coast, FL 32137

386-738-9169

386-943-8823

S. Daytona Counseling Center

1000 Big Tree

Road Daytona

Beach, FL

32114 386-301-

4073

386-492-7638 (fax)



CREDIBILITY • INTEGRITY • ACHIEVEMENT



April 8, 2019

West Volusia Hospital Authority

Monthly Enrollment Report

In the month of March there were 302 appointments to assist with new applications and 175 appointments to assist with pended applications from January for a total of 477 face to face contact with clients.

302 applications were submitted for verification and enrollment. Of these, 310 were processed by the end of the month leaving the balance of 127 to roll over into April for approval.

Of the 310 that were processed, 257 were approved and 23 were denied. The remaining 45 were pended and letters were sent out to the clients.

Currently applications are being processed, approved and the client enrolled in 12 business days. Please note it takes up to five days once we enter the data into the UMR system for the client to be enrolled.

Respectfully submitted by Gail Hallmon

WVHA CITIZENS ADVISORY COMMITTEE 2019

Judy Craig

Voloria Manning
201 W. Division Street
DeLand, FL 32720
(cell) 386-748-9254
volorialmanning@hotmail.com

Ann Flowers
502 Blackstone Avenue
Deltona, FL 32725
(cell) 407-535-6219
(W) 386-320-6799
ann@lovevolusia.org

Andy Ferrari

Lynn Hoganson
404 country View Circle
DeLand, FL 32720
(cell) 407-756-0800
Lhoganson60@att.com

Jenneffer Pulapaka
844 N. Stone Street, #208
DeLand, FL 32720
(cell) 386-747-1361+(W) 386-738-3733
jenneffer@jenneffer.com

Dolores Guzman

Sarah Prado
861 Braemer Lane
DeLand, FL 32724
(Cell) 386-747-2109
(H) 386-734-7001
(W) 386-738-4078
msmprado@aol.com

Gloria Osorio
3080 Courtland Blvd.
Deltona, FL 32738
(cell) 386-383-2191
micasitaalf@yahoo.com

John Hill

APPOINTEES
Linda S. White
1908 Salem Court
Deltona, FL 32738
(cell) 386-479-1388
whitel@cfl.rr.com

Brian Soukup
225 Blue Crystal Drive
DeLand, FL 32720
(cell) 386-837-9772
bsouk52@yahoo.com

COMMISSIONER SHEPARD'S CAC

Allissa Lapinsky
517 Briar Oak Way
DeLand, FL 32724
(cell) 386-848-4979
(W) 386-624-6936
alissalapinsky@gmail.com

Althea Whittaker
1601 Randolph Street
Deltona, FL 32725
(H) 386-259-9956
(W) 407-272-0693
altheakingwhittaker@gmail.com

CAC Interested Applicants

Elmer C. Holt
2547 Buena Vista Drive
DeLand, FL 32724
(H) 386-457-0144
(Cell) 386-457-0144
Echolt54@gmail.com

Donna Pepin
416 N. Blue Lake Terrace
DeLand, FL 32724
(cell) 386-717-5656
donnaepin@gmail.com

APPLICATION FOR THE WVHA BOARD OF COMMISSIONERS

NAME: Voloria Manning

ADDRESS: 201 W. Division Street
Deland, Florida 32720

HOME PHONE: 386-748-9254 CELL PHONE: Same

WORK PHONE: Same

EMAIL ADDRESS: voloriamanning@hotmail.com

ARE YOU CURRENTLY A RESIDENT OF THE WVHA TAXING DISTRICT? yes IF SO, HOW LONG? 60 yrs.

APPLICANT IS A QUALIFIED ELECTOR (circle one) YES NO

APPLICANT IS NOT QUALIFIED FOR ANOTHER PUBLIC OFFICE IN THE STATE WITH TERM THAT INCLUDES ~~SEPTEMBER 25, 2014~~ OCT 15, 2014 AND JANUARY 17, 2017 (circle one) YES NO
See Attached Resign to Run Letter

APPLICANT HAS COMPLIED WITH FLORIDA'S RESIGN-TO-RUN LAW, SECTION 99.012(3), WHICH REQUIRES ONE TO RESIGN FOR ANY OTHER PUBLIC OFFICE IN THE STATE BEFORE QUALIFYING TO BECOME A CANDIDATE FOR AN OFFICE WITH AN OVERLAPPING TERM (circle one) YES NO

Please attach your resume/curriculum vitae and/or a letter of interest

Please complete the attached Oath of Candidate (DS-DE 24B (Rev. 5/11))

**FULLY COMPLETED APPLICATION ALONG WITH ALL
ATTACHMENTS DUE BY NOON WEDNESDAY,
OCTOBER 8, 2014**

APPLICATION FOR THE WVHA CITIZENS ADVISORY COMMITTEE

NAME: Ann L. Flowers

ADDRESS: 502 Blackstone Ave., Deltona, Fl. 32725

**HOW LONG HAVE YOU BEEN A WEST VOLUSIA COUNTY
RESIDENT:** 6 Yrs.

HOME PHONE: NONE **CELL PHONE:** 407-535-6219

WORK PHONE: 386-320-6799

EMAIL ADDRESS: ann@lovevolusia.org

**ADDITIONAL INFORMATION (COMMUNITY AFFILIATIONS,
EDUCATION, PROFESSIONAL BACKGROUND) THAT YOU FEEL
WOULD ASSIST THE BOARD OF COMMISSIONERS IN MAKING A
FINAL DETERMINATION:**

I grew up in New York City, studied Social Work at York College in Queens New York no degree. I married, raised two children and I was involved in their school lives. I was a PTA member and made the newspapers when a teacher was accused of inappropriate activities. I was the President of the Usher Board and taught Children's Sunday School at my church. I spearheaded a Free Community after school Math program at my church it was very successful.

1999 I moved to Orlando Florida. I started a Transportation Service, "Loretta Transportation Service for Seniors". In 2002, I was appointed by Governor, Jeb Bush to be an Advocate for the Human Rights Advocacy Committee, District 7 in Orlando. I was involved in making projects for "Habitat for Humanity" in Orlando.

APPLICATION FOR THE WVHA CITIZENS ADVISORY
COMMITTEE

NAME: LYNN HOGANSON

ADDRESS: 404 COUNTRY VIEW CIRCLE
DELAND FL 32720

HOW LONG HAVE YOU BEEN A WEST VOLUSIA COUNTY
RESIDENT: 84 YRS.

HOME PHONE: N/A CELL PHONE: 407-756-0800

WORK PHONE: 904-962-8612

EMAIL ADDRESS: LHOGANSON60@ATT.COM

ADDITIONAL INFORMATION (COMMUNITY AFFILIATIONS,
EDUCATION, PROFESSIONAL BACKGROUND) THAT YOU FEEL
WOULD ASSIST THE BOARD OF COMMISSIONERS IN MAKING A
FINAL DETERMINATION:

CURRENTLY: NAVIGATOR FOR ACA SINCE 2013
DURING THAT TIME I HAVE WORKED WITH HAND,
FAMILY HEALTH SOURCE, GOOD SAMARITAN +
FLORIDA HOSPITALS.

PRESIDENT NORTHWEST VOL. CTY DEMOCRATS
ON LEADERSHIP BOARD OF DEMOCRATIC EXECUTIVE COM.

PREVIOUS

FROM 1982-2010 WORKED FOR USPS
MANAGER OF BUSINESS MAILERS 7 ALABAMA STATE
MANAGER OF BUSINESS MAILERS 7 ORLANDO FL DIST.
PR. & SUPERVISORY POSITIONS 10 YRS.
WORKED ON BUDGETS, PLANNING ETC

APPLICATION FOR THE WVHA CITIZENS ADVISORY
COMMITTEE

NAME: Jenneffer Tulapaka

ADDRESS: 844 N. Stone St, #208
DeLand, FL 32720

HOW LONG HAVE YOU BEEN A WEST VOLUSIA COUNTY
RESIDENT: 13 yrs

HOME PHONE: _____ CELL PHONE: 386 747 1361

WORK PHONE: 386 758 3733

EMAIL ADDRESS: jenneffer@jenneffer.com

ADDITIONAL INFORMATION (COMMUNITY AFFILIATIONS,
EDUCATION, PROFESSIONAL BACKGROUND) THAT YOU FEEL
WOULD ASSIST THE BOARD OF COMMISSIONERS IN MAKING A
FINAL DETERMINATION:

Please see attached
sheet

APPLICATION FOR THE WVHA CITIZENS ADVISORY
COMMITTEE

NAME: JARAH D. PRADO

ADDRESS: 861 Graeme Lane

Deland, FL 32724

HOW LONG HAVE YOU BEEN A WEST VOLUSIA COUNTY
RESIDENT: 16 years

HOME PHONE: (386) 734-7001 CELL PHONE: (386) 747-2409

WORK PHONE: (386) 738-4078

EMAIL ADDRESS: msmprado@aol.com

ADDITIONAL INFORMATION (COMMUNITY AFFILIATIONS,
EDUCATION, PROFESSIONAL BACKGROUND) THAT YOU FEEL
WOULD ASSIST THE BOARD OF COMMISSIONERS IN MAKING A
FINAL DETERMINATION:

BSN (Philippines) - 1988

Masters in Health Service Administration

NCF - 2006

Staff Nurse - Phil. 1989-91

- daughter of Mignon (Nursing Home) 1992
- CROSKIE Convalescent Center - 1997-1996

Business Owner - 2005 to present
(Parkview Ht. deland)

Member - PEO Chapter D1

St. Peter's Catholic Church

Marrried since 1998 - 2 children
18 & 16 y.o

**APPLICATION FOR THE WVHA CITIZENS ADVISORY
COMMITTEE**

NAME: Gloria Osorio

ADDRESS: 3080 Courtland Blvd
Deltona, Fl 32738

**HOW LONG HAVE YOU BEEN A WEST VOLUSIA COUNTY
RESIDENT:** 15 years

HOME PHONE: N/A **CELL PHONE:** (386) 383-2191

WORK PHONE: same

EMAIL ADDRESS: micasitaalf@yahoo.com

**ADDITIONAL INFORMATION (COMMUNITY AFFILIATIONS,
EDUCATION, PROFESSIONAL BACKGROUND) THAT YOU FEEL
WOULD ASSIST THE BOARD OF COMMISSIONERS IN MAKING A
FINAL DETERMINATION:**

I attended Oklahoma Christian University. Major: Mass
communications (Radio and television)
Minor: Latin American Literature. With Marketing for Electronic
media as my emphasis. After years in sales and creating marketing
and advertising plans for companies I took time off to care for my
father. I realized there was no hispanic anything in west volusia
for him at the time and I decided someone had to do it. I
developed a unique marketing and business plan and opened Mi
Casita Assisted living facility. While working on this project, my
husband lost his job and we became Medicaid recipients and at
some point we even reached indigent status. We never knew there
was a hospital authority. Our goal in creating mi casita ALF was to
make sure the least able and most needy received the same or
better level of care at the price they were able to pay. Most, if not
all of our residents, are SSI recipients.

That would have been my dad had he not had family to care for him to we created in essence, HIS casita. Later we began to take in adult daycare and later Mi casita en tu casita homemaker and companion registry. We provide care to help elderly stay in their homes safely longer. In the midst of this, I was diagnosed with systemic lupus and I was introduced to the affordable care act. My battle has been excruciating and uphill. I have adapted to working from home and with an assistant. Lives are depending on me. I've been at both ends of who you serve and I would like the honor to help in any way I can. As for qualifications:

Founder and administrator of mi casita en tu casita homemaker and companion service

President of Latino Senior Consulting Inc.

Founder and Facility administrator at Mi Casita Alf, Inc.

Executive board member emeritus at Volusia Hispanic chamber of commerce, Inc.

Featured as a Florida Virtual Entrepreneur on FLVEC.com

FHCACA past member (activities directors association)

APPLICATION FOR THE WVHA CITIZENS ADVISORY
COMMITTEE

NAME: Linda S. White

ADDRESS: 1908 Salem Ct
Delkona, FL 32738

HOW LONG HAVE YOU BEEN A WEST VOLUSIA COUNTY
RESIDENT: 26 years

HOME PHONE: _____ CELL PHONE: 386 479-1388

WORK PHONE: _____

EMAIL ADDRESS: WhiteL@cfl.rr.com

ADDITIONAL INFORMATION (COMMUNITY AFFILIATIONS,
EDUCATION, PROFESSIONAL BACKGROUND) THAT YOU FEEL
WOULD ASSIST THE BOARD OF COMMISSIONERS IN MAKING A
FINAL DETERMINATION:

ent { Licensed Physical Therapist Asst
Certified Holistic Health & Wellness Coach
Former Board Chair Haven Recovery
Former Vice Chair Region V Red Cross
Former Chamber of Commerce Ex Director
Former Director Business Development
and Field Operations First American Health Care
Former State of Florida Emergency Response Unit
Public Information
Interviewer for Outbreaks & Pandemics

NAME: Brian Soukup

ADDRESS: 225 Blue Crystal Dr
Deland, FL 32720

HOME PHONE: N/A CELL PHONE: 386-837-9772

EMAIL ADDRESS: Bsoul52@yahoo.com

Degree in Marketing

Former Commissioner of Deltona

**APPLICATION FOR THE WVHA CITIZENS ADVISORY
COMMITTEE**

NAME: _____Alissa Lapinsky_____

ADDRESS: _517 Briar Oak Way, DeLand, 32724

**HOW LONG HAVE YOU BEEN A WEST VOLUSIA COUNTY
RESIDENT:** ___89-99 (my childhood), 02-present (after college)_____

CELL PHONE: 386-848-4979 _____

WORK PHONE: _386-624-6936 _____

EMAIL ADDRESS: alissalapinsky@gmail.com

**ADDITIONAL INFORMATION (COMMUNITY AFFILIATIONS,
EDUCATION, PROFESSIONAL BACKGROUND) THAT YOU FEEL
WOULD ASSIST THE BOARD OF COMMISSIONERS IN MAKING A
FINAL DETERMINATION:** I'm a graduate of the DeLand High
International Baccalaureate program, and after attending
University of Florida for 3 years, I decided to pursue my dream of
becoming a hair stylist and salon owner. I moved back to DeLand
in '02, and started working as a hair stylist. Five years later, I
opened my business, A List Hair Salon. I've been a downtown
business owner ever since. As an active salon owner, I interact
with quite a few people everyday; most all from different walks of
life, from different perspectives, and I'm blessed to be able to have
conversations with them all. In addition, I'm a member of Krewe of
Amalee, a local non profit of 155 women who raise money for
local charities. I'm also a member, and ex President of Orlando
Modern Quilt Guild. We're a non profit guild of men and women
who use quilting to express ourselves, and help many charitable
organizations. I led the Quilts for Pulse quilt drive, where we
collected over 1,800 quilts for victims of the shooting, and those

affected by it's wide ranging complications. Being in contact with so many different types of people, and having a critical thinking educational background, and experience in the non profit sector, I feel like I'd be an asset to any advisory board position. Please contact me with any other questions or concerns!

APPLICATION FOR THE WVHA CITIZENS ADVISORY
COMMITTEE

NAME: Althea Whittaker

ADDRESS: 1601 Randolph Street
Deltona, FL 32725

HOW LONG HAVE YOU BEEN A WEST VOLUSIA COUNTY
RESIDENT: 29 years

HOME PHONE: 386-259-9956 CELL PHONE: 407-620-6804

WORK PHONE: 407-272-0693

EMAIL ADDRESS: altheakingwhittaker@gmail.com

ADDITIONAL INFORMATION (COMMUNITY AFFILIATIONS,
EDUCATION, PROFESSIONAL BACKGROUND) THAT YOU FEEL
WOULD ASSIST THE BOARD OF COMMISSIONERS IN MAKING A
FINAL DETERMINATION:

Affiliated with several community
organizations, church, school volunteer,
and counseling facility in Volusia and Flagler
County. I have a passion for the people of
Volusia county and have focused on
children and adults who are homeless
as well as experienced trauma. Certified
as a Trauma specialist and Crisis
Responder for Volusia and Flagler
County.

ALTHEA KING WHITTAKER

1601 Randolph Street, Deltona, FL 32725 • 407-620-6804 • altheakingwhittaker@gmail.com

PROFESSIONAL PROFILE

Accomplished innovative professional with over 20 years of comprehensive large-scale Organizational and Community Development experience. Outstanding history of managing projects from initial conception through development and implementation within budget. Known for effective oral and written communication, and the ability to deliver excellent customer service while developing quality curriculums, and programs. Especially skilled at strategic planning, budget controls and problem resolution. Proficient in coordinating client services, community networking, and leading highly efficient teams. Able to evaluate and monitor trends while administer exceptional training programs. Core competencies include:

- | | | |
|---------------------------------|---|--------------------------------|
| • Financial Planning | • Curriculum Development | • Microsoft Office Suite |
| • Grant Writing | • Customer Service | • Conflict Resolution |
| • Cost Reduction/Budget Control | • Policy Development and Implementation | • Regulatory Compliance Issues |

AREA OF EXPERTISE

Workforce Development/Shelter Director

- Developed and implemented job skills assessments and career placement curriculums.
- Secured vocational training programs that offer certification and higher education for 938 clients.
- Increased client retention rate by 23% and job placement rate by 37% for homeless population.
- Networked with local employment agencies to create a centralized work study programs.
- Surveyed 53 companies nationwide on Best Practices to improve available client services.

Director of Operations

- Lead the south region with an operating budget of \$12 million, and \$265 million in annual sales.
- Transformed over 1000 associates from a traditional work force to a Team based environment.
- Direct supervision of six facilities, with a team of over 1,000 associates across four states.
- Identified, designed, delivered, and implemented training programs for cost reduction.
- Reduced operating expenses by 33% within the 1st quarter due to Lean Six Sigma projects.

Counselor/Social Worker

- Facilitated Individual, Family, and Group sessions to prepare clients for transitions.
- Partnered with apartment complexes to secure permanent housing prior for clients.
- Conducted a complete bio-psycho-social assessment and treatment plan to meet client needs.
- Provided job ready, parenting, and life skills classes.

PROFESSIONAL EXPERIENCE

Contract Mental Health Counselor

Workforce Development/Shelter Director, Atlanta Mission, Atlanta, GA
Director of Operations, Cardinal Health, Buford, GA

2014 – Present
2009 –2013
2004 –2009

EDUCATION

Master of Arts - Professional Counselor, Liberty University, Lynchburg, VA.
Bachelor of Arts – Psychology, Liberty University, Lynchburg, VA.
Microbiology Degree, University of Florida, Gainesville, FL.

**APPLICATION FOR THE WVHA CITIZENS ADVISORY
COMMITTEE**

NAME: Elmer C Holt

ADDRESS: 2547 Buena Vista Dr. DeLand, FL 32724

**HOW LONG HAVE YOU BEEN A WEST VOLUSIA COUNTY
RESIDENT:** 15 years

HOME PHONE: (386) 457-0144 **CELL PHONE:** (386) 457-0144

WORK PHONE: N/A

EMAIL ADDRESS: echolt54@gmail.com

**ADDITIONAL INFORMATION (COMMUNITY AFFILIATIONS,
EDUCATION, PROFESSIONAL BACKGROUND) THAT YOU FEEL
WOULD ASSIST THE BOARD OF COMMISSIONERS IN MAKING A
FINAL DETERMINATION:**

Professional experience includes 12 years in the managed care field as a Provider Relations Representative for firms with commercial, worker's compensation and Medicaid products. I am a past Director of the Community Choice Health Plan which was a Medicaid HMO based out of the Volusia County Health Department with oversight by the Florida HRS Department. I have private and public sector management experience in Public Safety responsible for contract negotiations, RFP procurement and project management. I achieved a Bachelor's Degree in Social Sciences from UCF with studies in Public Administration, Political Science, Economics and Psychology. I am currently retired and residing in DeLand. It would be an honor to volunteer my time and utilize my past experiences to further the Board's mission. Thank you.

APPLICATION FOR THE WVHA CITIZENS ADVISORY
COMMITTEE

NAME: Donna Pepin

ADDRESS: 416N Blue Lake Terrace
DeLand, FL 32724

HOW LONG HAVE YOU BEEN A WEST VOLUSIA COUNTY
RESIDENT: 40 years

HOME PHONE: / CELL PHONE: 386-717-5656

WORK PHONE: retired

EMAIL ADDRESS: donnapepin@gmail.com

ADDITIONAL INFORMATION (COMMUNITY AFFILIATIONS,
EDUCATION, PROFESSIONAL BACKGROUND) THAT YOU FEEL
WOULD ASSIST THE BOARD OF COMMISSIONERS IN MAKING A
FINAL DETERMINATION:

I volunteer at the public schools in
Volusia County with the CATALYST organization.
In the past I volunteered as an RN
at The Good Samaritan Clinic.
I help with the clean up of RT44
with a group.

Retired RN and teacher - I taught
for 12 years then went back to college
to become an RN. I was a PPS coordinator
at DeBary Health and Rehab and a
hospice nurse before that with Halifax
Health.

2019-2020 Funding Applications received by date and time

Agency name-CAC Review	Date		Amount		Difference
	Received	Time	Requested	Last Year	+/-
Florida Department of Health Dental Services	3/25/2019	9:59 AM	228,000.00	200,000.00	28,000.00
The House Next Door Therapeutic Services	4/3/2019	9:07 AM	120,000.00	120,000.00	0.00
Rising Against All Odds HIV/Aids Outreach	4/4/2019	10:26 AM	256,117.13	235,000.00	21,117.13
SMA Baker Act-Emergency Behavioral Health Services	4/4/2019	12:05 PM	300,000.00	300,000.00	0.00
SMA Psychiatric Services to Homeless	4/4/2019	12:05 PM	126,000.00	78,336.00	47,664.00
SMA Residential Treatment Services	4/4/2019	12:05 PM	550,000.00	550,000.00	0.00
The Neighborhood Center Outreach Program/Access to Care	4/4/2019	12:47 PM	100,000.00	70,000.00	30,000.00
Hispanic Health Initiative/HRA/Education/Case Management	4/4/2019	2:57 PM	100,000.00	75,000.00	25,000.00
Community Legal Services of Mid-Florida	4/4/2019	3:03 PM	86,627.00	76,931.00	9,696.00
Healthy Start Coalition of Flagler & Volusia (HSCFV) Family Services Coordinator	4/4/2019	4:30 PM	68,859.00	68,859.00	0.00
HSCFV WIS/NOS Services	4/4/2019	4:30 PM	73,500.00	73,500.00	0.00
Sub-Total			2,009,103.13	1,847,626.00	161,477.13

New Agency Applicants	Date		Amount		Difference
	Received	Time	Requested	Last Year	+/-
Emergency Medicine Professionals	4/4/2019	11:39 PM	252,414.00	0.00	252,414.00
SMA Healthcare Medication Assisted Treatment	4/4/2019	12:05 PM	208,631.00	0.00	208,631.00
The Neighborhood Center Healthcare Navigation Program	4/4/2019	12:47 PM	50,000.00	0.00	50,000.00
Sub-Total			258,631.00	0.00	258,631.00

Primary Care/Administrative Applications-Board of Commissioner Review	Date		Amount		Difference
	Received	Time	Requested	Last Year	+/-
Halifax Healthy Communities	3/25/2019	3:56 PM	74,363.15	72,848.80	1,514.35
Family Health Source	4/5/2019	11:38 AM	2,187,941.00	1,700,603.00	487,338.00
Sub-Totl			2,262,304.15	1,773,451.80	488,852.35

WVHA HealthCard Application Process 2019-2020

The House Next Door HealthCard Application Approval Process	4/3/2019	9:07 AM	391,062.00	317,872.00	73,190.00
RAAO Prescreening	4/4/2019	10:26 AM	55,296.00	34,005.00	21,291.00
Sub-Total			446,358.00	351,877.00	94,481.00

Non-Compliant Funding Application-New Applicant 2019-2020

Vessel of Honor Outreach Center-late-sent via email-no supporting documentation	4/5/2019	2:43 PM	20,000.00	0.00	20,000.00
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Combined Totals 4,996,396.28 3,972,954.80 1,023,441.48

THROUGH MARCH 2019

FYE 2019	YTD Actual	Difference
Budget	2019	+/-
200,000.00	97,503.00	102,497.00
120,000.00	42,551.00	77,449.00
235,000.00	74,508.00	160,492.00
300,000.00	106,814.00	193,186.00
75,336.00	40,364.00	34,972.00
550,000.00	382,488.00	167,512.00
70,000.00	38,700.00	31,300.00
75,000.00	20,575.00	54,425.00
76,931.00	27,595.00	49,336.00
68,859.00	37,499.00	31,360.00
73,500.00	19,967.00	53,533.00
1,844,626.00	888,564.00	956,062.00

THROUGH MARCH 2019

FYE 2019	YTD Actual	Difference
Budget	2019	+/-
72,036.00	28,225.50	43,810.50
1,700,603.00	639,480.00	1,061,123.00
1,772,639.00	667,705.50	1,104,933.50

317,872.00	107,771.15	210,100.85
34,005.00	21,504.00	12,501.00
351,877.00	129,275.15	222,601.85

3,969,142.00 1,685,544.65 2,283,597.35

Funding Year 2019-2020 WVHA Funding Applications Non-Compliant Worksheet
Answer yes or no below.

	Did not submit application by the established deadline	Otherwise Non-compliant with Application instructions	Fee-for service greater than Medicaid or any other payor	Does not provide fee-for-service reimbursement amount/seeking 100% of the program budget	Does not meet WVHA Enabling Legislation
CURRENTLY FUNDED AGENCIES					
Florida Department of Health Dental Services	no	no	no	no	no
The House Next Door-Therapeutic Services	no	no	no	no	no
Rising Against All Odds HIV/Aids Outreach	no	no	no	no	no
SMA Baker Act-Emergency Behavioral Health Services	no	no	no	no	no
SMA Psychiatric Services to Homeless	no	no	no	yes	no
SMA Residential Services	no	no	none available	no	no
The Neighborhood Center Outreach Program/Access to Care	no	no	no	no	no
Hispanic Health Initiative HRA/Education/Case Mgmt	no	no	none available	Yes, except in-kind	no
Community Legal Services of Mid-Florida	no	no	none available	no	no
Healthy Start Coalition of Flagler & Volusia (HSCFV) Family Services Coordinator	no	no	no	no	no
HSCFV WIS/NOS Services	no	no	none available	no	no
NEW AGENCY APPLICANTS					
Emergency Medicine Professionals	no	no	not provided	yes	no
SMA Healthcare Medication Assisted Treatment	no	no	no	yes	no
The Neighborhood Center Healthcare Navigation Program	no	no	no	no	no
PRIMARY CARE/ADMINISTRATIVE APPLICATIONS/BOARD REVIEW					
Halifax Healthy Communities	no	no	N/A	yes	no
The House Next Door HealthCard Application Process	no	no	N/A	N/A	N/A
RAAO Prescreening	no	no	no	no	no
Family Health Source Primary/OB/Pharmacy	no	no	no	no	no
Non-compliant Funding Application submitted late and via email					
Vessell of Honor Outreach Center	yes	yes	no	yes	don't know-required documentation not provided

The WVHA should hire the Vickaryous Law Firm and litigation team to bring a claim for reimbursement of the costs expended by the WVHA to provide healthcare to residents of our Tax District who required treatment to stop using the highly addictive opioids. Several years ago lawsuits were filed in state courts across the country against opioid makers and distributors in an attempt to stop the epidemic. The lawsuits stated that the prescription opioid makers grossly misrepresented the risks of long-term use of those prescription drugs, and distributors failed to properly monitor suspicious orders of those prescription drugs, which caused the current opioid epidemic. These state court lawsuits were removed to the Federal courts, where all opioid lawsuits were consolidated before Federal Judge Dan Polster of the U.S. Northern District of Ohio. WVHA could seek reimbursement for expenses spent over the past two decades related to opioid addiction and treatment programs

. A newspaper article (<https://nyti.ms/2Fhx7sK>) from 2018 gives some background on the opioid claims. Federal Judge Polster has entered an order stating that these claims are not frivolous, have legal merit, and will allow the claims to go to trial. Bringing these claims would not cost the WVHA anything, as the lawyers are willing to work on a contingency basis and to pay the costs of litigation.

I just learned this past week, since I work for an attorney and we have clients participating in the law suit, that time is of the essence, as the opioid industry last month settled the State of Oklahoma's claim for a total of \$290,000,000. The first trials in the federal multidistrict litigation are set for October 2019, and more settlements are expected prior to these trials.

I would like for all Commissioners to reconsider the proposal from the lawyers and understand that if we participate in this law suit it could bring us millions of dollars that can help our program and the West Volusia tax payers.

On our last meeting, the motion died but I want to bring this back on the agenda for another try on the vote.

It is not going to cost us a dime and we can pull out of the suit at any time, without any expenses.

If the State of Florida and other government entities around the state are participating in the law suit I don't understand why we should not be part of it and give our constituents a break on taxes if monies are recoup.

Thank you for taking the time to read and remember **DO NOT REPLY BACK TO ME.**

Dolores Guzman

Commissioner

West Volusia Hospital Authority

Group B Seat 1

wvhs.dguzman@gmail.com

407-314-4007

MEMORANDUM

TO: WEST VOLUSIA HOSPITAL AUTHORITY

FROM: JAMES VICKARYOUS, ESQ.

SUBJECT: NATIONAL PRESCRIPTION OPIATE LITIGATION – FEDERAL
MULTIDISTRICT LITIGATION

DATE: MARCH 12, 2019

CC: TED SMALL, ESQ.

The WVHA has a claim in the pending Federal Multidistrict Litigation for National Prescription Opiate Litigation.

Over the past several years governmental entities began filing state court lawsuits against opioid makers and distributors in an attempt to stop the epidemic in their communities. The lawsuits stated that the prescription opioid makers grossly misrepresented the risks of long-term use of those prescription drugs, and distributors failed to properly monitor suspicious orders of those prescription drugs, which caused the current opioid epidemic. The opioid makers removed the vast majority of the state court lawsuits into the Federal courts. The Federal court system ordered all opioid lawsuits to be consolidated into a multidistrict litigation action in the U.S. District Court for the Northern District of Ohio and assigned the cases to Judge Dan Polster.

Any lawsuit filed by the WVHA would be litigated in Ohio's Northern District Court in Cleveland, Ohio. There are many articles on the topic, but the most illustrative showing the intent of the judge was published by the New York Times. In December 2018 Judge Polster entered an order denying the defendants' motion to dismiss, stating that the various municipalities and governmental entities may proceed with their lawsuits. Judge Polster made the following observation in his order: "It is accurate to describe the opioid epidemic as a man-made plague, twenty years in the making. The pain, death, and heartache it has wrought cannot be overstated."

The WVHA may claim for the reimbursement of expenses spent over the past two decades, current expenditures, and expenditures for future remediation of this public nuisance (among other categories of damages). Time is of the essence, as the judge is pushing the parties to resolve the cases sooner rather than later (three "bellwether" trials have been set for October 2019).

ATTORNEY JIM VICKARYOUS PROFESSIONAL BIOGRAPHY

Jim Vickaryous is a member of the Florida Bar Board of Governors, representing 2,200 lawyers in Seminole and Brevard Counties (Florida's 18th Judicial Circuit). Jim's 25 year legal career has enabled him to represent thousands of clients in courts across Florida and the United States in significant injury cases. Jim is a civil trial lawyer and the managing partner at Vickaryous Law Firm in Seminole County, Florida.

Jim was born into an Alaskan pioneer farming family and moved to Florida as a boy. Seeing a budding warrior, the U.S. Army awarded Jim a full scholarship to attend the University of Miami for his undergraduate degree. Jim attended Florida's premier courtroom advocacy training institution, Stetson University College of Law, for both his law degree and MBA. Jim lost his first law firm after being activated by the US Army and mobilized with his military police reserve unit to keep the peace between Serbians and European Muslims in Bosnia. Despite receiving the NATO Medal for Service in Former Yugoslavia and the prestigious Army Meritorious Service Medal, Jim is most proud of bringing his troops home to their families unharmed. Jim started a new law firm after coming back from being deployed to Bosnia and receiving an honorable discharge from the U.S. Army Reserves.

Jim has obtained many millions of dollars in compensation for his clients over decades of representing people in Florida courtrooms. Jim is recognized as having the highest jury verdict in Seminole County, Florida for a head injury causing a debilitating migraine. Jim's services are sought out by international clients, with many clients being referred to the Vickaryous Law Firm by large British law firms. Jim represented over a hundred plaintiffs in the Florida Engle Trust Fund tobacco settlement. Florida Trend magazine has named Jim to its 2019 Legal Elite status and was elected by his peers as a 2019 Super Lawyer. Jim is rated AV by Martindale Hubble (the highest rating available).

Jim's peers in the legal community have sought him out for leadership as the 2015 Seminole County Bar Association president and the 2017 Central Florida Trial Lawyers Association president. Jim was instrumental in obtaining the 2018 charter for the Seminole County Florida Association for Women Lawyer's chapter, the county's only woman's legal professional organization. Jim has built one the most successful law firms in Seminole County and believes in giving back to the communities that have helped his law practice in so many ways. Jim is a lifetime fellow of the Florida Bar Foundation and a member of the Brevard Bar Foundation. Jim is passionate about helping the homeless get back on their feet, serving for over a half a decade as the Chairman of the Rescue Outreach Mission, Seminole County's only homeless shelter serving the needs of homeless women, children and men. Jim is the humble recipient of the Brevard Bar Foundation's 2019 Community Leader of the Year Award. Jim has been happily married to Jennifer Ferguson for two decades and they have three children: Stacy (a twenty something missionary in Manhattan), Evan (a teenage budding football and baseball player), and Irelyn (a grade schooler who loves the arts).

CONTINGENT FEE RETAINER AGREEMENT

WEST VOLUSIA HOSPITAL AUTHORITY DISTRICT

This Contingent Fee Retainer Agreement ("Agreement"), is made this _____ day of _____, 2019, by and between WEST VOLUSIA HOSPITAL AUTHORITY ("District") and MICHAEL KAHN, P.A.; ROMANO LAW GROUP; SCHOCHOR, FEDERICO and STATON, P.A.; SPANGENBERG, SHIBLEY & LIBER, LLP; DOUGLAS R. BEAM P.A.; and JAMES G. VICKARYOUS, P.A. ("Retained Counsel").

WHEREAS, the Retained Counsel proposed to represent the District in connection with claims for damages ("Claims") arising out of the manufacture, distribution, and sale of opioid drugs ("Opioids") against companies that manufacture Opioids ("Manufacturers"), companies that distribute) Opioids ("Distributors") and other defendants; and

WHEREAS, the District has agreed to retain the Retained Counsel in accordance with the terms of this Agreement.

NOW, THEREFORE, this Agreement provides as follows:

1. The District hereby retains the Retained Counsel to represent the District in connection with the Claims.
2. The Retained Counsel will provide such legal services as may be required in order to bring about a resolution of the Claims. Such services may include *inter alia*: investigating the merits of the Claims; drafting and filing a Complaint; handling all pre-trial, discovery, and motion proceedings; retaining expert witnesses; trying the case; and briefing and arguing any appeal. It is the Retained Counsel's intention to pursue these Claims in federal court in the Multi District Litigation in the Northern District of Ohio.
3. The Retained Counsel will advance the full cost of any expenses necessary or

required to be incurred in connection with this matter, without contribution from the District except as set forth herein.

4. Payment of a contingent legal fee ("Contingent Fee") and reimbursement of all expenses incurred on behalf of the District and paid by the Retained Counsel shall be the District's sole obligation to compensate the Retained Counsel in this matter, except as indicated in paragraph 7.

5. The Contingent Fee shall be payable by the District to the Retained Counsel in accordance with the following schedule:

- a. Ten percent (10%) of the gross amount recovered if the Claims are settled prior to filing a Complaint.
- b. Twenty percent (20%) of the gross amount recovered if the Claims are settled prior to the first day of trial.
- c. Twenty-two and a half percent (22.5%) of the gross amount recovered after a trial on the merits.
- d. Twenty-five percent (25%) of the gross amount recovered after any post-judgment appeal, regardless of whether the appeal is brought by or against the District.

In no event will the contingent fee payable to the Retained Counsel exceed that which is permissible under the Florida Bar rules.

The payment of fees as outlined above is entirely contingent upon the Retained Counsel recovering money for the District. If the Retained Counsel makes no recovery for the District, then

the District will not be responsible for paying any fee to the Retained Counsel.

6. In addition to the Contingent Fee payable pursuant to paragraph 5 of this Agreement, the District shall reimburse the Retained Counsel out of the gross amount recovered the full amount of all expenses incurred on behalf of the District and paid by the Retained Counsel in connection with this matter. The District is not responsible for advancing any costs for this litigation. If the Retained Counsel does not make any recovery for the District then the District will not be responsible for reimbursing the Retained Counsel for any costs incurred by the Retained Counsel in prosecuting this case.

7. In the event the District terminates this Agreement prior to any recovery on account of the Claims and subsequently recovers any amount on account of such Claims, the District agrees to compensate the Retained Counsel for those fees permitted under Florida law and reimburse the expenses the Retained Counsel incurred on behalf of the District in accordance with the terms of paragraph 6 of this Agreement.

8. This Agreement shall be governed by and construed in accordance with the laws of the State of Florida with venue for any dispute arising hereunder lying in Brevard County, Florida.

9. It is expressly agreed that this Agreement represents the entire agreement between the District and the Retained Counsel, that all provisions and understandings between the parties are merged in this Agreement, and that no modification of this Agreement shall be valid except by a writing signed by all parties.

10. In the event that the court or arbitrator requires another party to the litigation (or its counsel) to pay attorneys' fees and/or costs to the District and/or the Retained Counsel, such award

will not affect the amount the District is obligated to pay the Retained Counsel under this Agreement. If such award is less than the amount that the District is obligated to pay the Retained Counsel under this Agreement, then such award will be credited toward the total amount owed under this Agreement, and the District will be responsible for paying the balance to the Retained Counsel out of the gross recovery. If such award is greater than the amount the District is obligated to pay the Retained Counsel under this agreement, then the Retained Counsel will be entitled to the amount awarded by the court or arbitrator, and the District will not owe the Retained Counsel any fee.

On behalf of West Volusia Hospital District, I have, before signing this contract, received and read the Statement of Client's Rights, and understand each of the rights set forth therein. I have signed the statement and received a signed copy to keep for reference while being represented by the Retained Counsel. This contract may be cancelled by written notification to the Retained Counsel at any time within three (3) business days of the date the contract was signed, as first above written, and if cancelled, the District shall not be obligated to pay any fees to the Retained Counsel for the work performed during that time. If the Retained Counsel has advanced funds to others in pursuing this case, the Retained Counsel is entitled to be reimbursed for such amounts as it has reasonably advanced on the District's behalf. The District acknowledges, understands, and agrees to all the terms of this agreement.

WEST VOLUSIA HOSPITAL
AUTHORITY DISTRICT

By: _____
Name: _____
Title: _____

IN WITNESS WHEREOF, the hands and seals of the parties hereto as of the day and year first above written.

**WEST VOLUSIA HOSPITAL
AUTHORITY DISTRICT**

By: _____
Name: _____
Title: _____

MICHAEL KAHN, P.A.

By: _____
Michael Kahn, Esq.
President

SCHOCHOR, FEDERICO AND STATON, P.A.

By: _____
Name

Title

SPANGENBERG, SHIBLEY & LIBER, LLP

By: _____
Name

Title

DOUGLAS R. BEAM P.A.

By: _____
Name

Title

JAMES G. VICKARYOUS, P.A.

By: _____
Name

Title

STATEMENT OF CLIENT'S RIGHTS

Before you, the prospective client, arrange a contingency fee agreement with a lawyer, you should understand this Statement of your rights as a client. This Statement is not a part of the actual contract between you and your lawyer, but as a prospective client you should be aware of these rights:

1. There is no legal requirement that a lawyer charge a client a set fee or a percentage of money recovered in a case. You, the client, have the right to talk with your lawyer about the proposed fee and to bargain about the rate or percentage as in any other contract. If you do not reach an agreement with one lawyer, you may talk with other lawyers.

2. Any contingency fee contract must be in writing and you have three (3) business days to reconsider the contract. You may cancel the contract without any reason if you notify your lawyer in writing within three (3) business days of signing the contract. If you withdraw from the contract within the first three (3) business days, you do not owe the lawyer a fee, although you may be responsible for the lawyers actual costs during that time. If your lawyer begins to represent you, your lawyer may not withdraw from the case without giving you notice, delivering necessary papers to you, and allowing you time to employ another lawyer. Often, your lawyer must obtain court approval before withdrawing from a case. If you discharge your lawyer without good cause after the three (3) day period, you may have to pay a fee for work the lawyer has done.

3. Before hiring a lawyer, you, the client, have the right to know about the lawyer's education, training and experience. If you ask, the lawyer should tell you specifically about his or her actual experience dealing with cases similar to yours. If you ask, the lawyer should provide information about special training or knowledge and give you this information in writing if you request it.

4. Before signing a contingency fee contract with you, a lawyer must advise you whether he or she intends to handle your case alone or whether other lawyers will be helping with the case. If your lawyer intends to refer the case to other lawyers, he or she should tell you what kind of fee sharing arrangement will be made with the other lawyers. If lawyers from different law firms will represent you, at least one lawyer from each law firm must sign the contingency fee contract.

5. If your lawyer intends to refer your case to another lawyer or counsel with other lawyers, your lawyer should tell you about that at the beginning. If your lawyer takes the case and later decides to refer it to another lawyer or to associate with other lawyers, you should sign a new contract which includes the new lawyers. You, the client, also have the right to consult with each lawyer working on your case and each lawyer is legally responsible to represent your interests and is legally responsible for the acts of the other lawyers involved in the case.

6. You, the client, have the right to know in advance how you will need to pay the expenses and the legal fees at the end of the case. If you pay a deposit in advance for costs, you may ask reasonable questions about how the money will be or has been spent and how much of it remains unspent. Your lawyer should give a reasonable estimate about future necessary costs. If your lawyer agrees to lend or advance you money to prepare or research the case, you have the right to know periodically how much money your lawyer has spent on your behalf. You also have the right to decide, after consulting with your lawyer, how much money is to be spent to prepare a case. If you pay the expenses, you have the right to decide how much to spend. Your lawyer should also inform you whether the fee will be based on the gross amount recovered or on the amount recovered minus the costs.

7. You, the client, have the right to be told by your lawyer about possible adverse consequences if you lose the case. Those adverse consequences might include money which you might have to pay to your lawyer for costs and liability you might have for attorney's fees to the other side.

8. You, the client, have the right to receive and approve a closing statement at the end of the case before you pay any money. The statement must list all of the financial details of the entire case, including the amount recovered, all expenses, and a precise statement of your lawyer's fee. Until you approve the closing statement, you need not pay any money to anyone, including your lawyer. You also have the right to have every lawyer or law firm working on your case sign this closing statement.

9. You, the client, have the right to ask your lawyer at reasonable intervals how the case is progressing and to have these questions answered to the best of your lawyer's ability.

10. You, the client, have the right to make the final decision regarding settlement of a case. Your lawyer must notify you of all offers of settlement before and after the trial. Offers during the trial must be immediately communicated and you should consult with your lawyer regarding whether to accept a settlement. However, you must make the final decision to accept or reject a settlement.

11. If at any time you, the client, believe that your lawyer has charged an excessive or illegal fee, you, the client, have the right to report the matter to The Florida Bar, the agency that oversees the practice and behavior of all lawyers in Florida. For information on how to reach The Florida Bar, call 1-850-561-5600, or contact the local bar association. Any disagreement between

you and your lawyer about a fee can be taken to court and you may wish to hire another lawyer to help you resolve this disagreement. Usually fee disputes must be handled in a separate lawsuit.

**WEST VOLUSIA HOSPITAL
AUTHORITY DISTRICT**

By: _____
Name: _____
Title: _____

MICHAEL KAHN, P.A.

By: _____
Michael Kahn, Esq.
President

SCHOCHOR, FEDERICO AND STATON, P.A.

By: _____
Name _____
Title _____

SPANGENBERG, SHIBLEY & LIBER

By: _____
Name _____
Title _____

DOUGLAS R. BEAM P.A.

By: _____
Name _____
Title _____

JAMES G. VICKARYOUS, P.A.

By: _____
Name

Title

Pierson

216 N. Frederick St.
Pierson, FL 32180
(386) 749-9449
Fax: (386) 749-9447

Deltona

2160 Howland Blvd.
Deltona, FL 32738
(386) 532-0515
Fax: (386) 532-0516

DeLand

844 W. Plymouth Ave.
DeLand, FL 32720
(386) 738-2422
Fax: (386) 738-2423

Daytona

801 Beville Rd.
Daytona Beach, FL 32119
(386) 267-6214
Fax: (386) 999-0414

Pediatrics

800 W. Plymouth Ave.
DeLand, FL 32720
(386) 736-7933
Fax: (386) 736-7934

Pharmacy

1205 S. Woodland Blvd.
Ste. 5
DeLand, FL 32720
(386) 888-4912
Fax: (386) 269-9950

Administration

1205 S. Woodland Blvd.
DeLand, FL 32720
(386) 202-6025
Fax: (386) 269-4149



"GROWING WELLNESS IN OUR COMMUNITIES"

April 9, 2019

Attention WVHA Commissioners:

Per the request of the WVHA Commissioners as to the adjustments to the NEFHS 2018/2019 to original requested amount:

Please see attached application documentations for both 2018/2019 and 2019/2020.

NEFHS request is to ensure we can receive payment for our services that are approved via TPA and WHVA CPA validation.

Primary Care/OB

2018/2019 application original for a 7.5 % increase. Reduced per requested. Total population March 2018: 1765, utilization (visit/primary care services performed within the clinics) report for the MONTH of March 18, = 678.

2019/2020 application estimated a 5.5 %. Increase based on utilization from WVHA member. As of March 2019; Total population is 1446, (visit/primary care services performed within the clinics). utilization report for the MONTH of March 2019 = 786.

To date utilization (October 1, 2018 thru March 31, 2019) totals = 4613 visits times billable rate of \$115.43 = \$ 532, 478.49

To date payments received for services primary care services = \$356,026.89
March 31, 2019

To date unpaid utilization for primary care services = \$ 176,451.60 March 31, 2019

Pharmacy

March 2018 total scripts picked up 19,066

March 2019 total scripts picked up 12, 894

Billed / Received for Pharmacy services/ medications provided to the WVHA population as of March 31, 2019 = \$ 375,112.49.

Thank you,

Laurie Asbury,
Chief Executive Officer
Northeast Florida Health Services, Inc
(NEFHS) dba Family Health Source
Email: lasbury@familyhealthsource.org

www.familyhealthsource.org

Non-Profit Federally Qualified Health Center of Northeast Florida Health Services, Inc.

FAMILY

Health Source

West Volusia Hospital Authority Board
c/o Dreggors Rigsby & Teal, P.A., CPA
1006 N. Woodland Blvd.
Deland, FL 32720

April 4, 2019

Dear Commissioners:

Enclosed, please find the Primary Care Application submitted by Northeast Florida Health Services, Inc. d/b/a Family Health Source for your review and consideration. Our Board of Directors and staff extend our appreciation for the Authority's ongoing efforts to provide access to health care to our mutual patient population in West Volusia County.

Please note that this year's application includes funding requests for primary care, OB/GYN and pharmacy services for WVHA card holders.

Medical	
Visits 10/01/18 – 03/31/2019	4592
Projected Visits 04/01/19 - 09/30/19	4590
Total Projected Visits FY 18/19	9183
Total Projected Visits FY 19/20 5.5% increase	9689
FFS Medicaid Rate	\$ 123.58
Total Program Cost	\$ 1,197,366.00
Less: Co-Pay \$5	\$ 48,445.00
Total Medical FFS Requested	\$ 1,148,921.00
Total Pharmacy Requested	\$ 1,000,320.00
Total Prenatal Requested	\$ 38,700
Total FY 19 Request	\$ 2,187,941.00



"GROWING WELLNESS IN
OUR COMMUNITIES"

Attention Commissioners:

August 8, 2018

This letter is to serve as a request for an amendment for Northeast Florida Health Services, Inc., (NEFHS) dba, Family Health Source's funding application for fiscal year 2018-2019. Per WVHA commission meeting, dated July 19, 2018, NEFHS is presenting a reduction in the requested funding amount, that is provided below.

<u>TOTAL PROGRAM COST:</u>	<u>APPLICATION YEAR</u>	<u>AMENDED</u>
Medical	\$1,253,930.00	\$918,322.00
Pharmacy	\$752,281.00	\$752,281.00
Prenatal	\$32,250.00	\$30,000.00

***WVHA FUNDS REQUESTED: \$1,700,603.00**

AVG COST TO PROGRAM/UNIT OF SERVICE:

Medical:	\$115.43
Pharmacy:	\$ 29.40

WVHA REIMBURSEMENT RATE:

Medical: \$115.43 (after \$5.00 copay)

Pharmacy: \$752,281.00

Prenatal: 120.43 (2017) Medicaid rate – Reduced from Application

Medical: \$120.43 for medical, reimbursement would be \$115.43 after the \$5.00 co-pay, with the average visit of 720 per month; this would represent a cost of \$997,315.20. NEFHS is requesting to receive the same reimbursement awarded for primary care services for the 201-2018 fiscal year which was \$918,322.00.

Sincerely,

Laurie Asbury,
Chief Executive Officer
Northeast Florida Health Services Inc.
(NEFHS, dba Family Health Source)
E-mail: lasbury@familyhealthsource.org

Pierson	Deltona	DeLand	Daytona	DeLand-Pediatrics	Administration
216 N. Frederick St. Pierson, FL 32180 886-710-0499 Fax: 886-710-0497	2160 Howland Blvd. Deltona, FL 32736 886-732-0715 Fax: 886-732-0510	364 W. Plymouth Ave. DeLand, FL 32720 886-738-2422 Fax: 886-738-2423	401 Beville Rd. Daytona, FL 32119 886-267-6234 Fax: 886-990-0411	804 W. Plymouth Ave. DeLand, FL 32720 886-738-7908 Fax: 886-738-7034	1015 S. Stone St. DeLand, FL 32720 886-202-0025 Fax: 886-260-1100
www.familyhealthsource.org					

Pierson

216 N. Frederick St.
Pierson, FL 32180
(386) 749-9449
Fax: (386) 749-9447

Deltona

2160 Howland Blvd.
Deltona, FL 32738
(386) 532-0515
Fax: (386) 532-0516

DeLand

844 W. Plymouth Ave.
DeLand, FL 32720
(386) 736-2422
Fax: (386) 736-2423

Daytona

1801 Beville Rd.
Daytona Beach, FL 32119
(386) 267-6214
Fax: (386) 999-0414

Pediatrics

800 W. Plymouth Ave.
DeLand, FL 32720
(386) 736-7933
Fax: (386) 736-7934

Pharmacy

1205 S. Woodland Blvd.
DeLand, FL 32720
(386) 532-2912
Fax: (386) 245-5930

Administration

1205 S. Woodland Blvd.
DeLand, FL 32720
(386) 202-6025
Fax: (386) 200-4140



"GROWING WELLNESS IN OUR COMMUNITIES"

Attention Commissioners:

February 12, 2019

NEFHS would like to request a review of the report received to determine the actual overages stated. NEFHS analysis and reconciliation on accrual of payments as well as monthly bank statements showing deposits does not reflect the same information or figures as alleged from prior year funding. I would like to request to the Commissioners an opportunity to allow for a discussion and review with DRT on overage amounts. I appreciate your consideration in advance for this request.

NEFHS provides a service to be billed to your TPA – in some cases claims are denied due to eligibility for reimbursements. As noted, services performed DOES NOT (date of service on service claim) always equal PAYMENT until the TPA has properly vetted the claim to ensure payment is due. NEFHS processes claims for services that is then reduced in our application request for funding. This is not money given or funded on any premises unless a SERVICE for care is performed and most importantly eligibility is verified by the WVHA contracted TPA for reimbursement to process and approved for payment by the WVHA contracted CPA.

NEFHS would also like to request to the WVHA Commissioners, a review of NEFHS funding application dated April 2018 and request the "original" funding requested amount submitted timely in April of 2018 be adjusted to the \$1,253,930.00. As it appears there will be a need to cover the WVHA Patients without charging patients for Primary care.

NEFHS Budget projections for Primary Care, Pharmacy (Medications) and Prenatal for the past few years have been considerably close to the amounts received. During the July 19, 2018 meeting, the WVHA Commissioners requested the funding agencies review their applications and amend if possible, to help support the efforts to NOT raise the millage rate AGAIN for Health Care related expenses budget year 2018/2019. At the time NEFHS payments received (our records) was relative, by which allowed us to amend and support the efforts in ensuring an opportunity for NEFHS to support the cause to not increase the millage rate again on Tax Payers again. NEFHS responded to the WVHA Commissioners request, via letter August 8, 2018, amending the application by not increasing NEFHS State determined MEDICAID rate (currently using a two-year-old Medicaid rate) and reduced our amount requested for Primary care by \$335,608. WVHA is paying below the Medicaid rate and with Pharmacy received discounts and is below the Medicaid rate (MAC) maximum allowable cost of prescription drugs.

NEFHS is a federally funded Health Care Center. NEFHS receive Federal funds that are strictly allowed to be allocated to salaries of our medical team (Section 330 funding). We are not funded to be a free clinic and do not receive nor are authorized to function as a free clinic. Much like the WVHA Commissioners and funded agencies, the Federal Government expects us to ensure we are being fiduciarily responsible in our spending of Federal Tax dollars, by collecting our reimbursement on our charges, whether it is with payers whom we bill (insurance, Medicaid, etc. or our self-pay). Patients are offered a waiver of expenses occasionally and only temporarily thru a thoroughly vetted process (like the WVHA application packet) prior to us providing an incidental waiver care. NEFHS is expected to control cost and ensure those that do not have health benefits are charged and pay based on their income level. That is the only difference of an FQHC to for-profit Health Care Clinics as it relates to Primary Care Services.

In the event reimbursement is not provided or capped by a projected amount within our approved application for services performed and billed: WVHA patients will be transitioned to a self-pay model for their Primary Care, Prenatal and Pharmacy. This will be a tremendous difference to the WVHA patient's financial liability and would by far increase the ER and Hospital cost, as the access will now present a barrier for their chronic care and medication. Diabetes, Heart Disease. Etc...

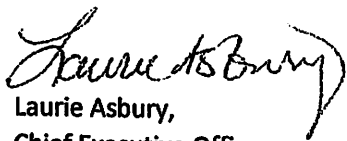
The average prescription per WVHA patient is 6 different medications. The average cost of self-pay for office visits with a PCP, Prenatal, will range from \$20.00 as the minimal and \$65.00 as this highest. Again, this is an estimate based on the income level the participants in the WVHA program are identified within. NEFHS is prepared to ensure we are financially responsible if we perform services to WVHA patients, when NEFHS will not be reimbursed for the (authorized approved amount per budget) thru the 2018/2019 reimbursement agreement(s) with WVHA. NEFHS has established policies and programs Federally approved and confirmed for our self-pay procedures and payments; NEFHS will begin to incorporate the WVHA patients. NEFHS is prepared to schedule and properly notify WVHA patients of the changes with their WVHA Healthcare coverage and allowable cost. WVHA Meeting minutes and documentation will be detailed and provided for clear transparency as to the increase of their cost.

It is not customary nor practical for an organization that provides primary care to accurately determine how many patients will be sick, become sick, develop chronic illnesses, need to change their medicine etc. This population is truly a sick population. We apologize for not having the accuracy to predict the specific healthcare needs and outcomes related to the unknown number of patients becoming eligible and or utilization accuracy specifically of the WVHA patients, although we are dedicated to being on the forefront of the trends, and the changes within the population to ensure our figures become more accurate as possible. NEFHS understands and will continue to support the WVHA Commissioners in their fiduciary responsibility in ensuring we are following our budget and cost to the tax payers.

Please let me how I can help or improve in any way so NEFHS can continue to serve the WVHA patients in the community who are dependent on the reduced cost of care within the WVHA Health program for their medication, Primary care and Prenatal.

National and State statistics, studies and reports continue to urge and prove: Access to Primary Care is by far the most important benefit and need that reduce reentry to ER and Hospital cuts Hospital cost and is fundamental for all lives to have access without financial hardship or barriers.

Sincerely,

A handwritten signature in black ink, appearing to read "Laurie Asbury". The signature is fluid and cursive, with the first name "Laurie" being more prominent than the last name "Asbury".

Laurie Asbury,
Chief Executive Officer,
Northeast Florida Health Services, Inc.
(NEFHS, dba Family Health Source)
Email: lasbury@familyhealthsource.org



"GROWING WELLNESS IN
OUR COMMUNITIES"

West Volusia Hospital Authority Board
c/o Draggors Rigsby & Teal, P.A., CPA
1006 N. Woodland Blvd.
Deland, FL 32720

April 6, 2018

Dear Commissioners:

Enclosed, please find the Primary Care Application submitted by Northeast Florida Health Services, Inc. d/b/a Family Health Source for your review and consideration. Our Board of Directors and staff extend our appreciation for the Authority's ongoing efforts to provide access to health care to our mutual patient population in West Volusia County.

Please note that this year's application includes funding requests for primary care, prenatal care and pharmacy services for WVHA card holders.

Proposed Medical		
Visits Through thru 2/28/18	4123	<i>Actual visits</i>
Visits Through 9/30/2018	5772	
Total Projected Visit 2018	9895	
Total Projected Visit 2019	10,637	7.5% increase from 2016
FFS Medicaid Rate	\$ 121.88	
Total Program Cost	\$ 1,296,479	
Minus Co-Pay	\$ (42,549)	
Total FFS WVHA Medical	\$ 1,253,930	
Proposed Pharmacy Revision		
Pharmacy Costs thru 2/28/2018	\$ 306,158	<i>Actual</i>
Remaining Costs thru 9/30/2018	\$ 428,621	
Total Projected Costs thru 2018	\$ 734,779	
Minus Dispensing Fee	\$10.43	Current dispensing fee
Projected Prescriptions Filled 2018	\$ 32,000	
Projected Dispensing fee 2018	\$ 333,760	
Projected Pharmaceutical Cost 2018	401,019	
Projected Pharmaceutical Cost 2019	\$ 572,885	Medicaid Cost
Projected Pharmaceutical Filled 2019	\$ 344,000	7.5% Increase
Dispensing Fee	\$5.22	50% discount
Projected Dispensing Fee 2019	\$ 179,396	
Total Pharmacy Requested	\$ 752,281	
Total Prenatal	32,250.00	
Total FY 2019 Requested	\$ 2,038,460.00	

1 Northeast Florida Health Services, Inc. d/b/a Family Health Source

**West Volusia Hospital Authority
Financial Statements
March 31, 2019**



Dreggors, Rigsby & Teal, P.A.

Advisors for Life

Certified Public Accountant | Registered Investment Advisor

1006 N. Woodland Boulevard ■ DeLand, FL 32720

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James H. Dreggors, CPA

Victoria A. Kizma, CPA

Robin C. Lennon, CPA

John A. Powers, CPA

Ann J. Rigsby, CPA/PFS/CFP®

Melissa J. Trickey, CPA

To the Board of Commissioners
West Volusia Hospital Authority
P. O. Box 940
DeLand, FL 32720-0940

Management is responsible for the accompanying balance sheet (modified cash basis) of West Volusia Hospital Authority, as of March 31, 2019 and the related statement of revenues and expenditures - budget and actual (modified cash basis) for the month then ended and year-to-date, in accordance with accounting principles generally accepted in the United States of America. We have performed a compilation engagement in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the AICPA. We did not audit or review the financial statements nor were we required to perform any procedures to verify the accuracy or completeness of the information provided by management. Accordingly, we do not express an opinion, a conclusion, nor provide any form of assurance on these financial statements.

The accompanying supplemental information contained in Schedules I and II is presented for purposes of additional analysis and is not a required part of the basic financial statements. This information is the representation of management. The information was subject to our compilation engagement; however, we have not audited or reviewed the supplementary information and, accordingly, do not express an opinion, a conclusion, nor provide any assurance on such supplementary information.

Management has elected to omit substantially all of the disclosures required by accounting principles generally accepted in the United States of America. If the omitted disclosures were included in the financial statements, they might influence the user's conclusions about the Authority's financial position, results of operations, and cash flows. Accordingly, the financial statements are not designed for those who are not informed about such matters.

We are not independent with respect to West Volusia Hospital Authority.

Dreggors, Rigsby & Teal, P.A.

Dreggors, Rigsby & Teal, P.A.
Certified Public Accountants
DeLand, FL

April 01, 2019

MEMBERS

West Volusia Hospital Authority
Balance Sheet
Modified Cash Basis
March 31, 2019

Assets

Current Assets

Petty Cash	\$ 100.00
Intracoastal Bank - Money Market	10,184,643.14
Intracoastal Bank - Operating	241,358.56
Mainstreet Community Bank - MM	10,500,011.97
Taxes Receivable	92,073.00
Total Current Assets	<u>21,018,186.67</u>

Fixed Assets

Land	145,000.00
Buildings	422,024.71
Building Improvements	350,822.58
Equipment	251.78
Total Fixed Assets	<u>918,099.07</u>
Less Accum. Depreciation	<u>(296,440.64)</u>
Total Net Fixed Assets	<u>621,658.43</u>

Other Assets

Deposits	2,000.00
Total Other Assets	<u>2,000.00</u>
Total Assets	<u><u>21,641,845.10</u></u>

Liabilities and Net Assets

Current Liabilities

Security Deposit	5,110.00
Deferred Revenue	88,660.00
Total Current Liabilities	<u>93,770.00</u>

Net Assets

Unassigned Fund Balance	10,444,019.53
Restricted Fund Balance	208,000.00
Nonspendable Fund Balance	621,658.43
Net Income Excess (Deficit)	10,274,397.14
Total Net Assets	<u>21,548,075.10</u>
Total Liabilities and Net Assets	<u><u>\$ 21,641,845.10</u></u>

West Volusia Hospital Authority
Statement of Revenue and Expenditures
Modified Cash Basis
Budget and Actual
For the 1 Month and 6 Months Ended March 31, 2019

	<u>Annual Budget</u>	<u>Current Period Actual</u>	<u>Year To Date Actual</u>	<u>Budget Balance</u>
Revenue				
Ad Valorem Taxes	20,194,000	299,048	18,356,909	1,837,091
Investment Income	55,000	15,427	66,479	(11,479)
Rental Income	70,968	5,692	34,152	36,816
Total Revenue	20,319,968	320,167	18,457,540	1,862,428
Healthcare Expenditures				
Adventist Health Systems	5,848,544	1,408,238	2,902,535	2,946,009
Northeast Florida Health Services	1,700,603	7,615	524,242	1,176,361
Specialty Care	4,375,000	350,220	1,428,165	2,946,835
County Medicaid Reimbursement	2,385,000	195,966	1,175,799	1,209,201
The House Next Door	120,000	7,765	42,551	77,449
The Neighborhood Center	70,000	7,800	38,700	31,300
Community Life Center Outreach Services	20,000	0	550	19,450
Rising Against All Odds	235,000	13,980	74,508	160,492
Community Legal Services	76,931	8,606	27,595	49,336
Hispanic Health Initiatives	75,000	5,775	20,575	54,425
Florida Dept of Health Dental Svcs	200,000	14,922	97,503	102,497
Good Samaritan	60,000	0	0	60,000
Stewart Marchman - ACT	925,336	94,999	529,666	395,670
Health Start Coalition of Flagler & Volusia	142,359	17,067	57,466	84,893
H C R A	819,612	77,342	116,115	703,497
Other Healthcare Costs	1,095,090	0	0	1,095,090
Total Healthcare Expenditures	18,148,475	2,210,295	7,035,970	11,112,505
Other Expenditures				
Advertising	5,000	641	3,701	1,299
Annual Independent Audit	16,000	3,000	16,100	(100)
Building & Office Costs	6,500	(260)	2,437	4,063
General Accounting	68,100	6,269	30,078	38,022
General Administrative	65,100	5,244	18,796	46,304
Legal Counsel	70,000	7,090	24,110	45,890
Special Accounting	5,000	0	0	5,000
City of DeLand Tax Increment District	100,000	0	72,444	27,556
Tax Collector & Appraiser Fee	603,880	5,981	507,514	96,366
TPA Services	500,000	36,463	301,388	198,612
Eligibility / Enrollment	30,000	0	4,221	25,779
Healthy Communities	72,036	5,015	28,225	43,811
Application Screening				
Application Screening - THND	317,872	29,322	107,771	210,101
Application Screening - RAAO	34,005	4,224	21,504	12,501
Application Screening - SMA	3,000	0	0	3,000
Workers Compensation Claims	25,000	0	6,039	18,961
Other Operating Expenditures	250,000	868	2,846	247,154
Total Other Expenditures	2,171,493	103,857	1,147,174	1,024,319
Total Expenditures	20,319,968	2,314,152	8,183,144	12,136,824
Excess (Deficit)	0	(1,993,985)	10,274,396	(10,274,396)

See Accountants' Compilation Report

West Volusia Hospital Authority
Schedule I - Healthcare Expenditures
Modified Cash Basis
Budget and Actual
For the 1 Month and 6 Months Ended March 31, 2019

	Annual Budget	Current Period Actual	Year To Date Actual	Budget Balance
Healthcare Expenditures				
Adventist Health Systems				
Florida Hospital DeLand	2,811,772	756,205	1,513,832	1,297,940
Florida Hospital Fish Memorial	2,811,772	629,597	1,326,788	1,484,984
Florida Hospital DeLand - Physicians	112,500	10,458	32,373	80,127
Florida Hospital Fish - Physicians	112,500	11,979	29,542	82,958
Northeast Florida Health Services				
NEFHS - Pharmacy	752,281	0	285,999	466,282
NEFHS - Obstetrics	30,000	0	18,180	11,820
NEFHS - Primary Care	918,322	7,615	220,064	698,258
Specialty Care	4,375,000	350,220	1,428,165	2,946,835
County Medicaid Reimbursement	2,385,000	195,966	1,175,799	1,209,201
Florida Dept of Health Dental Svcs	200,000	14,922	97,503	102,497
Good Samaritan				
Good Samaritan Health Clinic	30,000	0	0	30,000
Good Samaritan Dental Clinic	30,000	0	0	30,000
The House Next Door	120,000	7,765	42,551	77,449
The Neighborhood Center	70,000	7,800	38,700	31,300
Community Life Center Outreach Services	20,000	0	550	19,450
Rising Against All Odds	235,000	13,980	74,508	160,492
Community Legal Services	76,931	8,606	27,595	49,336
Hispanic Health Initiatives	75,000	5,775	20,575	54,425
Stewart Marchman - ACT				
SMA - Homeless Program	75,336	7,017	40,364	34,972
SMA - Residential Treatment	550,000	64,986	382,488	167,512
SMA - Baker Act - Match	300,000	22,995	106,814	193,186
Health Start Coalition of Flagler & Volusia				
HSCFV - Outreach	73,500	5,654	19,967	53,533
HSCFV - Fam Services	68,859	11,413	37,499	31,360
HCRA				
H C R A - In County	400,000	77,342	99,388	300,612
H C R A - Outside County	419,612	0	16,727	402,885
Other Healthcare Costs	1,095,090	0	0	1,095,090
Total Healthcare Expenditures	18,148,475	2,210,295	7,035,971	11,112,504

West Volusia Hospital Authority
Schedule II - Statement of Revenue and Expenditures
Modified Cash Basis
For the 1 Month and 6 Months Ended March 31, 2019 and March 31, 2018

	1 Month Ended March 31, 2019	1 Month Ended March 31, 2018	6 Months Ended March 31, 2019	6 Months Ended March 31, 2018
Revenue				
Ad Valorem Taxes	299,048	502,860	18,356,909	18,330,776
Investment Income	15,427	6,197	66,479	27,726
Rental Income	5,692	5,692	34,152	34,152
Other Income	0	0	0	203
Total Revenue	<u>320,167</u>	<u>514,749</u>	<u>18,457,540</u>	<u>18,392,857</u>
Healthcare Expenditures				
Adventist Health Systems	1,408,238	466,753	2,902,535	3,451,355
Northeast Florida Health Services	7,615	125,571	524,242	682,168
Specialty Care	350,220	193,891	1,428,165	1,233,173
County Medicaid Reimbursement	195,966	185,652	1,175,799	1,113,914
The House Next Door	7,765	9,265	42,551	43,557
The Neighborhood Center	7,800	3,675	38,700	35,000
Community Life Center Outreach Services	0	2,700	550	8,250
Rising Against All Odds	13,980	17,875	74,508	93,000
Community Legal Services	8,606	1,960	27,595	13,230
Hispanic Health Initiatives	5,775	4,175	20,575	47,650
Deltona Firefighters Foun Access to Hlth	0	278	0	661
Florida Dept of Health Dental Svcs	14,922	27,635	97,503	135,802
Good Samaritan	0	4,848	0	20,306
Stewart Marchman - ACT	94,999	62,755	529,666	387,399
Health Start Coalition of Flagler & Volusia	17,067	10,734	57,466	55,633
H C R A	77,342	738	116,115	34,240
Total Healthcare Expenditures	<u>2,210,295</u>	<u>1,118,505</u>	<u>7,035,970</u>	<u>7,355,338</u>
Other Expenditures				
Advertising	641	151	3,701	1,247
Annual Independent Audit	3,000	0	16,100	15,800
Building & Office Costs	(260)	444	2,437	3,301
General Accounting	6,269	2,755	30,078	27,785
General Administrative	5,244	7,013	18,796	26,778
Legal Counsel	7,090	5,770	24,110	29,700
City of DeLand Tax Increment District	0	0	72,444	69,746
Tax Collector & Appraiser Fee	5,981	10,048	507,514	460,262
TPA Services	36,463	42,644	301,388	240,467
Eligibility / Enrollment	0	3,339	4,221	21,819
Healthy Communities	5,015	4,975	28,225	27,456
Application Screening				
Application Screening - THND	29,322	15,812	107,771	79,059
Application Screening - RAAO	4,224	3,072	21,504	11,328
Application Screening - SMA	0	222	0	2,007
Workers Compensation Claims	0	0	6,039	16,249
Other Operating Expenditures	868	128	2,846	1,422
Total Other Expenditures	<u>103,857</u>	<u>96,373</u>	<u>1,147,174</u>	<u>1,034,426</u>

See Accountants' Compilation Report

West Volusia Hospital Authority
Schedule II - Statement of Revenue and Expenditures
Modified Cash Basis
For the 1 Month and 6 Months Ended March 31, 2019 and March 31, 2018

	1 Month Ended March 31, 2019	1 Month Ended March 31, 2018	6 Months Ended March 31, 2019	6 Months Ended March 31, 2018
Total Expenditures	<u>2,314,152</u>	<u>1,214,878</u>	<u>8,183,144</u>	<u>8,389,764</u>
Excess (Deficit)	<u>(1,993,985)</u>	<u>(700,129)</u>	<u>10,274,396</u>	<u>10,003,093</u>

LEGAL UPDATE MEMORANDUM

TO: WVHA Board of Commissioners

DATE: April 9, 2019

FROM: Theodore W. Small, Jr.

RE: West Volusia Hospital Authority - Update for April 18, 2019 Regular Meeting

Summarized below are updates on active legal matters/issues for which some new information has become available since my last legal update dated March 12, 2019. This Memorandum will not reflect updates on matters resolved by a final vote of the Board and thereby already summarized in the March 21, 2019 Meeting Minutes.

- I. **Negotiations with UMR for TPA Services for Renewal Agreement.** [*See new info. in italics and bold*] [Refer back to Legal Update Memorandum dated 1/8/19 and 3/21/19 for additional background details.]

In an email dated 4/3/19, counsel updated the Board with UMR's responses to the Board's refusal to approve the proposed TPA Contract during the last meeting.

In a nutshell, regarding the potential waiver of sovereign immunity through the indemnification provisions in Paragraph 6, UMR is now willing to agree to the additional language that I had originally requested on March 1st. That concession removes counsel's objection as to the form of the contract as it relates to sovereign immunity.

Regarding the language in Section A4 excusing it from being responsible for overpayments based on simple "negligence" and instead only being responsible when WVHA can demonstrate "gross negligence", UMR is still insisting on the gross negligence standard but is now willing to agree to a penalty of 1% to 3% of its fees when its claims processing falls below a 99% in increments specified in the Proposed Medical Claims Performance Guarantee chart that was attached to that email and which would become effective May 1, 2019, if accepted. This concession does not remove counsel's objection as to the form of the contract as it relates to the gross negligence standard, but it does provide the Board with one additional indicator that UMR will endeavor to maintain the highest standards in its claims processing responsibilities and would suffer some consequences even if mistakes are caused only by negligence, as opposed to gross negligence.

At bottom, this is a business judgment decision for the Board to make considering how great are the risks of UMR making overpayments in view of its purported internal controls and its proposed new penalty incentives and how likely it would be that any such mistaken payments would be unrecoverable through UMR's internal processes. The Board would also need to take into account the transaction costs and risk of not approving the agreement in view of what alternative TPAs are available to offer better terms.

Please also consider the following notification that counsel received in an email from Mr. Jacobs today: In addition to the Performance Guarantees, we also got approval of a 1-month UMR Service Fee waiver. Coupled with the performance guarantees this shows that we are willing to put UMR service fees at risk even with the expectation of errors and therefore sharing the overall risk. Counsel hasn't yet been able to get the details of this deal sweetener, it would appear to represent a substantial financial bonus incentive to sign the TPA contract, as revised.

II. Discussions with EMPros Re: Restructuring Nature of Primary Care Physicians Indigent Hospital Patient Program Reimbursement Agreement (2006), as amended. [See new info. in italics and bold] [Refer back to Legal Update Memorandum dated 3/21/19 for additional background details.]

As proposed during the November 2018 Regular Meeting, Ms. Maureen France organized a joint meeting on December 11, 2018 at Florida Hospital DeLand with herself, EMPros President, Charles D. Duva, MD, EMPros Regional Operations Coordinator, Kristin McCabe-Kline, MD, FHD CFO, Kyle Glass (FHFMD CFO, Eric Ostarly was expected but unable to attend). The discussion lasted about one and a half hours and focused principally on sharing background on 1. how the underlying 2006 Agreement which is subject to renewal each year, is a separate and distinct agreement from the 2000 Omnibus Agreement concerning the sale of the Hospital to Adventist, which is a 20 year agreement that is set to expire in September, 2020; 2. Why the 2006 Agreement was structured between WVHA and the Hospitals in 2006 without EMPros as a party; 3. how EMPros contracted with the Hospitals year after year without even becoming aware that the pool of monies it was being paid for providing physicians to staff the Hospitals' ERs was based on funding received from WVHA; 4. how the recent changes in federal and state programs that otherwise reimburse EMPros services and also the approximate 10% increases in qualified Health Card patients, is now motivating EMPros to seek more reimbursements to avoid a reduction in the quality of services available to all ER patients; 5. why EMPros would prefer to negotiate a reimbursement contract directly with WVHA as opposed to having the Hospitals as intermediaries for whatever reimbursements are provided by WVHA, and how it would be willing to propose multiple options for a restructured agreement including being contracted as specialists in the UMR network, negotiating a higher per patient amount which is adjusted for inflation from the amount agreed to in the 2006 Agreement, or a flat rate overall annual reimbursement amount to make the overall funding predictable to WVHA and cut down on paperwork on both sides; 6. why the Hospitals would prefer not to remain as intermediaries and may be willing to ask for less monies to reimburse the Hospitals for the separate category of inpatient physician services which is currently covered under the same 2006 Agreement and often leads to depletion of reimbursements that are available to EMPros before the WVHA funding year. Counsel emphasized to those gathered that the option of including EMPros as specialists is impractical on a number of levels, including the fact that specialty care network is managed, contracted and owned by UMR, not WVHA and restructuring finally settled WVHA policies that establish a PCP referral for all specialty services reimbursed under that network. The meeting concluded with EMPros taking on responsibility for coming up with a proposal that clearly and specifically explains what it wants to be paid and why those amounts are justified based

on comparisons with the overall marketplace. *During its presentation at the March meeting, EMPros committed to putting its proposal for a direct contract with WVHA in a completed funding application. To date counsel has not been provided with a copy of EMPros's completed application. Depending on its contents as to rates of reimbursement and proposed funding limit, the Board will need to consider whether this application should be reviewed alongside other non-primary care applications that are usually processed by the CAC in the first instance, or whether it should be reviewed directly by the Board without a preliminary review by the CAC. Regardless of how this application is processed, the Board (and if applicable, the CAC) should be mindful that a decision to fund EMPros directly is akin to past decisions where prior Boards have been persuaded to take on financial responsibility to pay for health care costs that are the actual responsibility of other entities with greater resources (e.g., HCRA, Medicaid Match, Baker Act, which are all programs which would fall upon the County of Volusia if WVHA had refused or ever refuses to pay, or ceases to exist/is statutorily eliminated and is therefore unable to pay). In this instance, the federal government places responsibility for providing quality ER services on the current owner and operator of the hospitals, Adventist Health Systems. WVHA will need to be mindful of its fiduciary obligation to taxpayers as it evaluates the degree to which it will undertake more financial responsibility from Adventist Health Systems to fairly compensate the ER specialists, which Adventist Health Systems is required to do as a cost of owning and operating the hospitals. In this regard, please recall that as of October 1, 2020, unless a renewal contract is negotiated, Adventist Health Systems will own and operate the hospitals without any restrictions or control, or requirement of reimbursement for ER services by WVHA.*

- III. **Downtown DeLand CRA: Notice of Amendment to Extend CRA Expiration from September 30, 2025 to December 31, 2036.** [See new info. in italics and bold] [Refer back to Legal Update Memorandum dated 3/21/19 for additional background details.]

Counsel has not been contacted with any updates on this matter, but will maintain this placeholder until notified that the City has made a determination of WVHA's request for a limited exemption pursuant to Section 163.387(2)(c)(7) & (d)(1), Florida Statutes (and any other applicable provision of law) from the obligation to pay incremental assessments to fund the Downtown DeLand CRA from September 30, 2025 to December 31, 2036 ("Extension Period"), the eleven year period that the Downtown CRA and the City Commission voted to extend that CRA's duration.

- IV. **WVHA as Plaintiff in Federal Multidistrict Litigation for National Prescription Opiate Litigation, James Vickaryous, Managing Partner of Vickaryous Law Firm.** [See new info. in italics and bold]

Counsel talked preliminarily with Jim Vickaryous, the Managing Partner of the Vickaryous Law Firm about WVHA retaining his law firm to represent WVHA on a contingency basis and file a lawsuit on behalf of WVHA in the federal multidistrict litigation for national prescription opiate litigation. Attorney Vickaryous plans to present a formal proposal to

explain the details, but in a nutshell the proposed representation would offer WVHA a seat at the table among many other governmental and private entities around the nation that are suing pharmaceutical companies. These lawsuits are seeking to recover damages related to the substantial health care and prescription costs that have been paid to treat residents who became addicted to opioids. As of this writing, counsel has not yet received a draft of the proposed retainer agreement or the presentation materials. Attorney Vickaryous has indicated in an introductory call that if desired, WVHA would become one of several Florida based local government clients which his firm would represent. The contingency basis of the representation would provide that the Vickaryous Law Firm would be paid 20% of any net recovery after costs and WVHA would keep the remaining 80%. Attorney Vickaryous believes that it would be important to get WVHA's lawsuit on file as soon as practicable before settlement talks begin and conclude concerning a Tier 1 lawsuit that is scheduled for trial in Ohio during October, 2019. Attorney Vickaryous believes that the defendants in that lawsuit may want to negotiate a global settlement of all pending lawsuits and it would be advantageous for WVHA to have a seat at that table, particularly in light of the substantial annual budget expenses being paid to SMA and for prescriptions that are directly related to the opioid epidemic. Counsel expects to receive and review the details prior to the March meeting and have a recommendation as to the form of the retainer agreement at that time. As an overall matter, the proposal sounds like a potential opportunity for WVHA to recoup substantial taxpayer dollars, but it may take some time before any recovery is obtained. *This placeholder is being maintained because it is counsel's understanding that a Board member will place this matter on the April agenda for reconsideration. Following the last meeting, Attorney Vickaryous did reach out to counsel to discuss the matter further, but counsel deferred any such discussion pending further directions from Board members.*

V. WVHA Health Card Program Eligibility Guidelines. [See new info. in italics and bold]
[Refer back to Legal Update Memorandum dated 4/9/14, 7/19/14, 9/17/14, 11/12/14, 2/11/15, 6/10/2015, 10/7/15, 11/11/15, 3/9/16, 4/12/16 and 5/9/17 for additional background details.]

From the inception, the Guidelines were adopted from a legal perspective to establish uniform, fair and non-discriminatory standards to comply with the Enabling Legislation's requirement that tax dollars are spent on primarily individuals who are both "residents" of the Tax District and who are "indigent" as defined within the Guidelines.

It is noteworthy that currently the Guidelines are utilized by WVHA in two distinct ways which are often confused by providers, potential providers and applicants for funding:

1. First, they are utilized by WVHA's Eligibility Determination provider, currently The House Next Door, as the governing rules for determining who is eligible to receive a WVHA Health Card. Once deemed eligible, THND transmits a listing to the Third Party Administrator, currently UMR, and UMR mails the eligible beneficiary a Health Card (effective usually for 6 months) which automatically makes them eligible to receive hospital care, primary care, dental care, specialty care and pharmacy benefits at any provider who has signed a funding agreement to provide such services to those who are currently enrolled in the Health Card Program;
2. Second, the Guidelines are incorporated in whole or part as the governing rules for a funded

agency to qualify some of their individual clients to become eligible for WVHA reimbursement (at the contracted rate) for services at that agency only. Even though these individuals are generally required to provide the same information, including proof that they have applied for the ACA and that they are not qualified for Medicaid or other affordable private health insurance, the individuals who qualify through these funded agencies do not receive a Health Card and therefore are NOT automatically eligible to receive other healthcare services available at other funded agencies, the hospitals, specialty care providers, pharmacy benefits, etc.

Board members should begin anticipating the annual EG review process that the Board approved in 2017. That process will start with a presentation by THND of a compilation of proposed changes in March and then after Board review, deliberation and voting by May Regular Meeting, the newly amendments would take effect in June, 2019; provided however, the Board would consider amending the EGs more frequently than annually where it is demonstrated by UMR and/or other proposers that that such exceptional action is necessary to fulfill the public purposes of WVHA.

VI. General Compliance with the Sunshine Law [*See new info. in italics and bold*]

The Government in the Sunshine Law, section 286.011, Florida Statutes, provides in pertinent part:

"All meetings of any board or commission . . . of any agency or authority of any county, municipal corporation, or political subdivision . . . at which official acts are to be taken are declared to be public meetings open to the public at all times, and no resolution, rule, or formal action shall be considered binding except as taken or made at such meeting."

It is impossible to summarize all relevant points of the Sunshine Law, but please note that courts uniformly interpret this provision as prohibiting two or more members of the same board or commission from talking about or discussing any matter on which foreseeable action will be taken by the public board or commission. (If your conversation with another board member concerns personal or business matters unrelated to the Authority, the Sunshine Law does not apply)

Please note that the Sunshine Law DOES apply to "off-the record" chats during meetings or during breaks, written correspondence, telephone conversations and e-mails exchanges between two or more board members if such communication concerns matters likely to come before the Board; provided however, it is permissible for one Board member to send correspondence to the rest of the board outside of a public meeting as long as this correspondence does NOT result in replies or other back and forth exchanges until a public meeting is convened for a public discussion.

The Sunshine Law also prohibits nonmembers (staff, lawyers, accountants, and members of the public) from serving as liaisons between Board members concerning matters likely to come before the Board.

With the increased use of social media accounts, including Facebook and other community and political blogs, Board members should be mindful of the following Florida Attorney General guidance before posting on Facebook, or other blogs an opinion or viewpoint on matters likely to come before the Board. In AG Opinion 08-07, the Florida Attorney General concluded that the use of a website blog or message board to solicit comment from other members of the board or commission by their response on matters that would come before the board would trigger the requirements of the Sunshine Law. As stated therein:

"While there is no statutory prohibition against a city council member posting comments on a privately maintained electronic bulletin board or blog, . . . members of the board or commission must not engage in an exchange or discussion of matters that foreseeably will come before the board or commission for official action. The use of such an electronic means of posting one's comments and the inherent availability of other participants or contributors to act as liaisons would create an environment that could easily become a forum for members of a board or commission to discuss official issues which should most appropriately be conducted at a public meeting in compliance with the Government in the Sunshine Law. It would be incumbent upon the commission members to avoid any action that could be construed as an attempt to evade the requirements of the law."

Please note that as the Board's attorney, counsel's role is to assist the aggregate Board with legal compliance, not to provide individualized legal opinions to a particular board member. For specific questions concerning your own compliance, please direct those inquiries to the Florida Commission on Ethics. Their website can be found at <http://www.ethics.state.fl.us/>. Although their website material suggests the need for a written inquiry, each individual Board member is a "public officer" and thereby has the right to obtain informal telephone advice on common questions at (850) 488-7864.