

Kentucky Council of Area Development Districts
Quarterly Board Meeting via ZOOM
Wednesday, June 17, 2020 at 11:00 am
KCADD Office Building
Frankfort, Kentucky

Board Members Present:

Judge Dan Mosley (CVADD) Chair
Judge Casey Ellis (NKADD) 1st Vice-Chair
Mayor Les Stapleton (BSADD) 2nd Vice-Chair
Steve Thurmond (BRADD) Secretary
Mayor Rita Dotson (PuADD) Treasurer
Craig A. Stanfield (BTADD) Immed. Past Chair
Judge Scott Alexander (KRADD)
Arthur Boykin (PuADD)
Judge Wil Cannon (BRADD)
Mayor Bill Dieruf (KIPDA)

Judge Larry Foxworthy (BTADD)
Judge Orbrey Gritton (BGADD)
Mayor Gary Hunt (GADD)
Judge John A. Phelps Jr. (LCADD)
Judge John Riley (KIPDA)
Judge Brad Schneider (GRADD)
Kendra Scott (LTADD)
Judge Rick Stiltner (GADD)
Judge Steve Tribble (PeADD)
Judge Tommy Turner (LTADD)

Staff Present:

Lisa Cooper (NKADD)
Jason Vincent (PeADD)
Eric Sexton (BRADD)
Amy Kennedy (BTADD)
Michelle Allen (KRADD)
Jeremy Buchanan (PuADD)
Mike Burress (LTADD)

Bob Casher (BGADD)
Josh Farrow (GADD)
Ben Hale (BSADD)
Jarrett Haley (KIPDA)
Sherry McDavid (FIVCO)
Darryl McGaha (LCADD)

Tony Wilder, KCADD Executive Director
Wanda Laslie, KCADD Executive Assistant
Bill Cooper, Business Development Manager

Guest Speaker: Dr. Steven Stack, MD, Commissioner of the Department for Public Health

Call to Order Chair Dan Mosley called the meeting to order at 11:00 am and welcomed members, staff and guests, all joining via ZOOM. He expressed deep sadness and compassion in acknowledging the tragic sudden death of Carol Barr, wife of Congressman Andy Barr. Chair Mosley requested a moment of silence in memory of Mrs. Barr and in support of her family. All members respectfully honored the request.

Introduction of Guest Speaker Chair Mosley recognized the guest speaker, Dr. Steven Stack, MD, Commissioner of the Department for Public Health. He stated that all members feel like Dr. Stack is a member of our own teams and has been very knowledgeable and helpful in assisting all of us to understand COVID-19, how it can impact our communities and how best to prepare for the future. Chair Mosley continued by adding that Dr. Stack's tone during the Governor's briefing has helped us all to be better leaders in our communities regarding COVID-19. Chair Mosley expressed his own personal gratitude to Dr. Stack for his leadership in helping to keep the death toll down in Kentucky and thanked him for his exceptional guidance in leading all Kentuckians as we journey through this pandemic.

Dr. Stack asked Chair Mosley if he would explain where the ADDs fit into the general governmental picture. Chair Mosley briefly explained that the ADDs provide services to cities and counties; as well as, the citizens of these entities all across the state. A few of the services provided are aging and independent living assistance, grant writing, and many other services. The Council is made up of Judges, Mayors and citizen members from across Kentucky. These members are nominated by each ADD. Each ADD also has an Executive Director, who are in attendance at this meeting today as well.

Dr. Stack proceeded to address the attendees and stressed that he wants to be a resource for all members regarding the COVID-19 pandemic. He emphasized that he wants people to believe that this is real. He joined the Governor's team, as Commissioner of the Department for Public Health, on February 10 and had less than three weeks before the bottom fell out, causing his department and the public health departments to go into battle mode. Dr. Stack said that the local health departments and local communities have risen to the challenge and he is very proud of the team. He added that he is striving to make the Department of Public Health a science-based, non-partisan resource for all of Kentucky.

Dr. Stack added that he was painfully aware that there was not a single recommendation made that didn't have a counter-balancing cost associated with it, whether it be social isolation, health procedures postponed or economic costs. This disease did not exist in the human species until late last year. The recommendations were made based on all the modeling (China shut-down a city of 11 million, Northern Italy, New York City 8.5 million and Seattle have all had overwhelmed health systems). Models showed that 1% to 2% of the people infected by this disease would die from the disease. With overwhelmed health systems, there would be deaths associated with other health issues, increasing the death rate from 5% to 8% or higher. The recommendations were made knowing the economic costs, but with the focus of saving a projected staggering number of 45,000 to 90,000 Kentucky lives.

He added that we are somewhat a victim of our own success. Team Kentucky blunted the curve. Team Kentucky's 4.5 million people mostly listened to the guidance and followed the recommendations. Because of that, we never had that massive first surge. Currently we have had a little over 500 people to die, which is a tragedy, but we could have been here today talking about thousands or tens of thousands of people. That is not fabricated, it is what all the evidence has shown and it has played out in other places.

With this disease, the challenge is that we have no cure, no vaccine and no treatment. For us to get back some form of normalcy, we have some tools that will help. These are not so desirable tools, but well worth it to keep the disease from spreading. Social distancing of more than 6 feet, wearing a clean cloth mask, not touching your face, thoroughly cleaning shared surfaces that we often touch and washing your hands with soap and water often.

Dr. Stack stressed that he asks, urges and begs all Kentuckians to wear a mask, social distance and follow the other tools suggested. He said that it is his desire to inspire people to do the right thing rather than to impel, coerce or punish people to do the right thing.

He added that he will offer a couple other perspectives and conclude with questions. He related that we now know more than we did in March. The disease overwhelmingly hits people over the age of 60 and people with major disease (obesity, diabetes, hypertension, heart disease, lung disease, cancer, etc.). A study that came out this week from the federal government says that people with major medical issues

are 12 times more likely to die from this. We can't just keep all elderly sites closed. We are going to have to open up some of society because people are withering away due to lack of social interaction.

All recommendations are risk reduction, there is no risk elimination. All of us have to guard against being complacent or cavalier about this, because all of us have friends or family in the high-risk category. The virus will come after all of us at some point and most of us will do just fine, but 45,000 to 90,000 people is still a lot of people and it will hit someone close to us.

We will be entering into phase 3 on June 29, by following what the President recommends in the Opening- Up-America Again plan. Dr. Stack said that we are going to permit things, that as Public Health Commissioner, he wishes we didn't have to permit until after there is a vaccine. Societal demand makes it necessary. The vaccine is still at least 8 to 12 months away and we can't lock everything down for that long or there won't be anything left. Which means, we have to accept some measure of risk.

Dr. Stack added that this virus is not going away with the warm weather. It is surging in India with temperatures as high as 115 degrees. We are going to allow stuff to happen, we are going to give people guidelines that reduce the risk, but that doesn't eliminate it. He urges and asks all of us to help each other to understand why we must follow the guideline. He said with nearly 100% certainty, there is no vaccine happening this year. Even though the federal government is doing some aggressive things to shorten the cycle time, vaccines normally take 4-15 years to develop.

Dr. Stack asked if there were any questions. Chair Mosley thanked Dr. Stack for providing a thorough description of the current situation and what still needs to be done. Chair Mosley said that complacency has been an issue in his county. He said that prior to May 30, Harlan County had one case. People began going out as things started opening up and began relaxing more. Now in the last two weeks, they have seen 14 cases. We are trying to get everyone back to the frame of mind to refocus.

There was a question about local officials getting access to historical data about COVID-19 cases by county. Dr. Stack replied that they would have no resistance to that request. They would aspire to and would love to provide it and it is something they will work towards. The great challenge is the sheer difficulty in building a database to track all these things and to get labs, hospitals, and nursing homes to report all their data. It is a constant struggle on a daily basis and a heavy manually intense process. Dr. Stack said that they hope to make that kind of data available.

A question was asked about positive cases in social workers, nurses, home aids, etc. and if there is a possible tracking of those individuals who would be going into the homes of at-risk people? Dr. Stack added there is no specific tracking, but that contact tracing would be the tool to help identify cases and potential spreading.

Dr. Stack relayed that there are still a lot of people who don't believe this is a problem. The science is undeniable and it is a real threat. We can all agree or disagree on how we respond to it, but it is a real problem.

Chair Mosley asked for an update on contract tracers to help the health departments and how they will be assigned. Dr. Stack responded that over 140 people have been hired at the regional level and that they will be hiring 400+ people for the local level. The goal is to integrate across the state, so that we can reassign some of those people's capacity to help in different regions of the state where there is

more need. The local people will work directly with the local health department. If there is a surge in a certain county, we can swarm resources from neighboring counties until that county gets under control.

Dr. Stack addressed swimming pool water. The problem is not the pool water, but the closeness of the people and the talking, shouting, laughing and spewing saliva in close contact.

He also addressed immunity. He stated that there has been a stigma attached to recovered COVID-19 patients. Once people are recovered, they are fine and not a risk. We still don't know how long a person will be immune from the disease. Once you are 10 days past any symptoms, plus 3 more days, you are not contagious. People are not a risk after this time. On the KyCovid19 website, under the tab for healthcare, there is a disease clearance document. It describes how you clinically clear someone from the disease.

Dr. Stack stressed that 80% of the people who get COVID19 will do just fine. The problem is the other people that are at higher risk. In Kentucky, if you are infected, you have a 1 in 5 chance of being admitted in the hospital, a 4% chance of dying from it and an 8% chance of getting into the intensive care unit.

In conclusion, Dr. Stack added that if anyone has a specific question or needs a response on something, the best way to reach him is through Jonathan Smith, Governor Beshear's Deputy Chief-of-Staff.

Approval of February 13, 2020 Minutes The Chair then called for approval of the Council meeting minutes from February 13, 2020. **Judge Riley offered a motion to approve, with Judge Gritton issuing a second. All members voted in favor.**

Mrs. Laslie verified the members present in the meeting with a voice roll call.

KCADD Financial Report Chair Mosley recognized Mayor Rita Dotson, KCADD Treasurer, to offer the financial report. Treasurer Dotson advised that the total fiscal year-to-date income is \$247,713.97 and total expenses is \$219,031.53. This reflects net revenue over expenses of \$28,682.44. With there being no questions or comments, Treasurer Dotson submitted the financial reports for approval. **Judge Gritton offered the motion to approve and Mayor Stapleton issued a second. All members voted in favor.**

Old Business: Community Health Care Connections Update Chair Mosley proceeded to Old Business and recognized Bill Cooper for the Community Health Care Connections Update. Mr. Cooper stated that he has taken part in multiple meetings with Health Plans, via ZOOM or email.

He shared an update on the \$40,000 Special Emergency Meals Grant received from Humana in December 2019. An additional \$8,500, was received from Humana from a grant awarded through the Kentucky Department for Aging and Independent Living (DAIL). Funds were allocated to each ADD in January 2020 and meals were ordered and delivered over the next month. A total of 9,827 meals were delivered to 2,582 Home Delivered Meal clients.

Mr. Cooper added that the Business Planning Committee met on March 11, 2020. The group discussed reviewing policies and procedures and the need for new and revised administrative and program policies for the KCADD. These policies will need to address areas of finance management, contract management, administration, IT/data management, training, staffing, and privacy management. These policies will need to be in place prior to potential contracting with Health Plans or other potential fund

providers. After reviewing current administrative policies, a recommendation for needed revisions will be presented to the Council to adhere to potential contract requirements. These will need to be in place prior to any contracts with Kentucky Medicare plan providers.

He also stated that a new contract has been finalized with Preferred Community Health Partners (PCHP), who will be providing services on behalf of Anthem Medicaid. The contract started on June 1, 2020. Each ADD, except Gateway which is being covered by Cumberland Valley, has signed their contracts. The ADDs'/AAAILs' will be providing Transitional Care Services on behalf of Kentucky Anthem Medicaid. Training with PCHP was completed on May 28 and 29. The first client referrals were made on June 2nd. The downside of this new contract came on May 29, when Anthem was not awarded a new Medicaid contract from the Kentucky Medicaid Department for FY21. Currently, services will continue through December 2020. Also, PCHP is negotiating with Anthem to add Medicare services to their current contract. If approved, we would expand our current contract to serve their Medicare clients.

In conclusion, Mr. Cooper reported was that on May 6, 2020, we received approval and a contract to provide services on behalf of Aetna Medicaid of Kentucky. We have received their contract for review, submitted our suggestions for revisions and returned those to Aetna on June 2, 2020. We will be meeting with them soon for final negotiations. If approved, we will start on July 1, 2020 or possibly later with a demonstration project in the Green River ADD/AAAIL providing Transitional Care services to Aetna's Medicaid clients.

Old Business: Legislative Recap Chair Mosley proceeded to the next item under Old Business. He introduced Judge Tommy Turner and Director Tony Wilder to give a legislative recap of the 2020 Legislative Session.

Judge Turner reported that this session is unlike any session in history, as COVID-19 hit and turned everything upside down. We had priorities set at the beginning of the session that had to do with the status of the ADDs and their operations, budget priorities, funding of transportation projects and tax reform.

HB580 (Representative Sal Santoro and John Sims, Jr. sponsors) is a transportation bill filed to increase the motor fuels tax. He reported that there was some discussion but it went nowhere. Judge Turner stressed that only cities and counties share in the motor fuels tax and that no other increases in transportation fees benefit cities and counties.

HB416 – Tax reform bill – there was a discussion, but the bill went nowhere. There were some good points and some not so good points.

HB528 – Area Development Districts' bill – passed in the House 76-8, but did not make it through the Senate. Went from the House to the Senate on March 19, just as the COVID-19 crisis began.

There were a few bills filed regarding health-related programs. Some of these bills passed, but none of any of significance.

Another bill was filed that did not pass would have benefited cities, counties and anyone in CERS. It addressed a separation of CERS and KERS boards and investments. There would have still been a Kentucky Retirement System governing board, but there would also have been two separate boards,

one for CERS and one for KERS under that board. It would have allowed CERS to set our own course regarding investments and other issues particular to CERS.

Judge Turner said after the doors were locked, due to COVID-19, there were a few surprises that were not beneficial to cities and counties. Approximately 40 counties found that their court facility's revenue was reduced by 50%, LaRue County was one of those counties. The reason being is that they have no debt. Judge Turner contends that this punishes good management and results in reducing available funds for other county programs. Judge Turner added that we certainly want to rectify this in the next session.

Judge Turner concluded his remarks and deferred to Director Wilder. Director Wilder thanked Judge Turner for his thorough remarks. He cited HB564, sponsored by Representative Fraizer, which allowed more entities to be able to offer home healthcare services. There was a section in that bill that was objectionable and through the efforts of all of the members, we were able to get that section existed from the bill.

In addition to Judge Turner's remarks on HB528, Wilder also cited a section in that bill that addressed the method by which the ADDs executed their required financial reporting by July 1, 2020 pursuant to HB189. Director Wilder added that Director Sexton will be addressing that issue in the next item of business.

Old Business: HB189 Transparency in ADD Financial Reporting Director Sexton continued with addressing the transparency issue, a requirement from HB189, passed during the 2017 Session. The ADDs have successfully complied with that legislation. One final piece to implement relates to the ADDs providing public access, in a searchable database, of expenditures in a very specific method, beginning July 1, 2020. Over the last year, through working with the Auditor's office, the Treasurer's office, LRC, and others, they have learned that this task is quite challenging and a financial burden to do as currently required by the legislation. There was hope that through the ADD Working Group, during this past legislative session, the issue would be remedied. The House Local Government Committee's version authorized the State Treasurer to approve a universal format, which could be uploaded to the State's transparency portal. But, as previously mentioned it did not meet with Senate approval.

Director Sexton stated that currently the directors have reached out again to the Treasurer's office to work together to provide a temporary solution and have further discussion on a more permanent nature. Hopefully this issue will be addressed in the next Legislative Session. After conversations with the Treasurer's office, it was determined that each ADD will upload their Board approved check registers to demonstrate their efforts toward compliance. In addition, the Treasurer's office is in receipt of a formal request from the ADD network, asking for an acknowledgement in writing, to demonstrate that we are working together to be as compliant as we can be with this piece of legislation.

Chair Mosley excused himself, due to another obligation. He turned the meeting over to Mayor Stapleton, 2nd Vice-Chair, to continue the meeting.

New Business: Approval of 2020-2021 Budget Mayor Stapleton proceeded to New Business, calling upon Director Wilder to present the proposed Budget for FY20-21. Director Wilder explained that there is a change to the presentation of the budget for the coming year. The budget will not include line items reporting "carry over" from the previous year in the income section and there will be no "Reserve for

Transfer” in the expenses section. In addition, some new line item categories have been added to offer better clarity. He, also, addressed several items of the budget and explained the proposed changes. Director Wilder opened the floor for questions. Arthur Boykin asked about line item 530-00, which refers to employee Federal withholding. Mrs. Laslie addressed the question, explaining that this year’s budget under item 530-00 Federal, is based on a formula with the actual Social Security, Medicare and Unemployment percentages applied to the gross payroll. **Arthur Boykin made the motion to approve the 20-21 Budget as presented. The motion was seconded by Rita Dotson. All members voted in favor.**

Executive Director’s Report Mayor Stapleton deferred to Director Wilder for the Executive Director’s Report. Director Wilder said that he has attended a number of webinars and ZOOM meetings, but travel has been minimal. He advised that the KCADD website is under construction. To assist with the introduction on the Homepage, he has hired a drone photographer to do a promotional piece. He will be adding music and a narrative to complete this task, with the assistance of Bluegrass ADD.

Director Wilder advised that the next KCADD Meeting will be on Wednesday, August 19, 2020. Since the Governor’s Local Issues Conference has been cancelled this year, this meeting will be via ZOOM.

Director Wilder concluded with recognition of Mayor Gary Hunt, as his term expires serving on the KCADD Board. Director Wilder thanked him for his dedication and commitment to the Council, to Gateway ADD and his constituents. Mayor Mark Walter, from the City of West Liberty, has been appointed by Gateway ADD to serve.

Adjournment Judge Phelps offered the motion to adjourn and Judge Gritton issued a second. **All members voted in favor.**

The meeting adjourned at 12:25 pm.