BOARD OF EXAMINERS OF NURSING CARE INSTITUTION ADMINISTRATORS AND ASSISTED LIVING FACILITY MANAGERS

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Katie Hobbs Governor



Jack Confer Executive Director

Board Meeting Minutes

The regular meeting of the NCIA Board convened at 9am, Monday, Jul 15, 2024 in Boardroom C, at 1740 W. Adams Street, Phoenix, Arizona, with Becky Brimhall, Board President, presiding.

BOARD MEMBERS PRESENT:

Becky Brimhall, President Susan Archer, Member Kerri Felix, Member James (Ritch) Steven, Member Jeffrey Cook, Member Nathan Koford, Member

BOARD MEMBERS PRESENT TELEPHONICALLY:

Pauline (Wally) Campbell, Member

BOARD MEMBERS ABSENT:

Rebecca Hill, Member Ken Kidder, Vice President

LEGAL COUNSEL:

Seamus Monaghan, Assistant Attorney General

STAFF PRESENT:

Jack Confer, Executive Director Donita McGlasson, Deputy Director Phil Smyth, Investigator Stacy Rodriguez, Project Specialist Brian Thomas, Project Specialist The meeting was called to order at 9:00am, Monday, Jul 15, 2024.

President Brimhall welcomed members of the audience, explained the procedure for addressing the Board, and stated the mission of the Board.

I. ROLL CALL

The following Board members were present: President Brimhall, Member Archer, Member Felix, Member Cook, Member Steven, Member Koford. Member Campbell was present telephonically.

II. DECLARATION OF CONFLICTS OF INTEREST – A.R.S. § 38-503

Member Archer recused from 2023-NCI-0553, 2023-NCI-0534, 2024-NCI-0105, 2023-NCI-0551, 2023-NCI-0691, and 2024-NCI-0061.

President Brimhall - recused from 2024-NCI-0039

III. CALL TO THE PUBLIC

No one wished to speak.

IV. REVIEW, DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF MINUTES

A. Draft June 10, 2024 Regular Board Meeting Minutes

Member Archer • motioned, Member Cook • seconded, for amend and approval of Draft June 10, 2024 Regular Board Meeting Minutes.

ROLL CALL VOTE (7-0)

VOTE	<u>VOTE</u>		Kidder Vice President	Archer Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES		N		N.	Y	N	N	N	N	
NO										
ABSTAIN										
RECUSED										
ABSENT			▼							Y

B. Draft May 13, 2024 Executive Session Minutes

Member Archer • motioned, Member Cook • seconded, for approval as amended, the Draft May 13, 2024 Executive Session Minutes.

ROLL CALL VOTE (7-0)

<u>VOTE</u>	<u>.</u>	Brimhall President	<u>Kidder</u> Vice President	<u>Archer</u> Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES		>		V	>	>	>	>	N	
NO										

ABSTAIN						
RECUSED						
ABSENT		K				V

C. Draft June 10, 2024 Executive Session Minutes

Member Archer • motioned, Member Cook • seconded, for approval of Draft June 10, 2024 Executive Session Minutes.

ROLL CALL VOTE (7-0)

VOTE	VOTE		Kidder Vice President	Archer Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	Koford Member	<u>Hill</u> Member
YES		N		K	V	N	N	N	N	
NO										
ABSTAIN										
RECUSED										
ABSENT			V							Y

VI. <u>CONSENT AGENDA ITEMS: REVIEW, DISCUSSION AND POSSIBLE ACTION ON COMPLAINT CASE REVIEWS</u>

C. Staff Recommendation for Dismissal(s):

1. No Manager	2023-NCI-0455
2. Dina Arguillo	2023-NCI-0457
5. Grace Leathers	2024-NCI-0010
7. Sarovina Barzu	2024-NCI-0040
8. Nina Louis-Webb	2024-NCI-0041
9. Maria Heywood	2024-NCI-0042
10. Torrey Frank	2024-NCI-0043
11. Mignonette Reyes	2024-NCI-0044
12. Nancy Wacuka Nganga	2024-NCI-0045
13. Jessica Sarah Newbourn	2024-NCI-0047
14. Cheyenne Hull	2024-NCI-0048
15. No Manager	2024-NCI-0052
16. Erlinda Lazorchak	2024-NCI-0054
17. Catherine Finn	2024-NCI-0060
18. Tiffany Ann Worley	2024-NCI-0065
20. Staci Hall	2024-NCI-0068
21. Letitia Valean	2024-NCI-0069
22. Kelly Masengale	2024-NCI-0072
23. Ruben Sanda	2024-NCI-0074
24. Maria Flores	2024-NCI-0076
25. Amie Gadigan	2024-NCI-0083

26. Liesen Clemons	2024-NCI-0085
27. Lavinia R Mitrea	2024-NCI-0086
28. Alma Ramon	2024-NCI-0089
29. Connie Enge	2024-NCI-0091
30. Ryan Turley	2024-NCI-0173
31. Keqiang Shen	2024-NCI-0245
32. Russ Razinn	2024-NCI-0271

Member Felix • motioned, Member Campbell • seconded, to accept Staff recommendation for Dismissal on agenda items 1,2,5, 7-18, 20-32.

ROLL CALL VOTE (6-0)

VOTE	VOTE		Kidder Vice President	<u>Archer</u> Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES				X	N	>	N	>	N	
NO										
ABSTAIN										
RECUSED		N								
ABSENT			\							V

6. Cole Williams

2024-NCI-0039

Member Archer • motioned, Member Cook • seconded, to accept Staff recommendation for Dismissal on agenda item 6.

ROLL CALL VOTE (7-0)

VOTE		Brimhall President	Kidder Vice President	Archer Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES		N		N	Y	>	N	N	N	
NO										
ABSTAIN										
RECUSED										
ABSENT			✓							✓

Debera L Kopp
 Bernarda G Snyder
 Harold Cranmer
 2023-NCI-0551
 2023-NCI-0691
 2024-NCI-0067

President Brimhall • motioned, Member Cook • seconded, to accept Staff recommendation for Dismissal on agenda item 3,4, 19.

ROLL CALL VOTE (6-0) <u>Kidder</u> Felix. Brimhall Archer Campbell Steven Cook Koford Hill VOTE Vice President Member Member Member Member Member Member Member President YES **/ / / / / /** NO ABSTAIN RECUSED ABSENT lacksquareV. REVIEW, DISCUSSION AND POSSIBLE ACTION ON ADMINISTRATOR LICENSURE AND MANAGER CERTIFICATION 2024-0321 A. Ma Gardenia Nera **Manager Application** Ma Gardenia Nera was present. Investigator Smyth outlined the case to the Board. Ma Gardenia Nera answered several questions from the Board and gave details to the matter. After a brief discussion, the Board voted on this matter.: Member Archer - motioned, President Brimhall - seconded, for approval of the Manager Application of Ma Gardenia Nera. **ROLL CALL VOTE (7-0)** Kidder Koford Brimhall Archer Campbell Steven Felix Cook Hill VOTE Vice President Member Member Member Member Member Member Member President YES **/ / ✓ / / /** ~ NO ABSTAIN RECUSED $\overline{}$ lacksquareABSENT **B.** Brandon Gaffney **Manager Application** 2024-NCI-0359 Brandon Gaffney was present. Investigator Smyth outlined the case to the Board. Brandon Gaffney answered several questions from the Board and gave details to the matter. After a brief discussion, the Board voted on this matter.: Member Archer • motioned, Member Cook • seconded, for approval of the Manager Application of Brandon Gaffney. **ROLL CALL VOTE (7-0)**

VOTE

Brimhall

President

Kidder

Vice

President

Archer

Member

Campbell

Member

Hill

Member

Koford

Member

Cook

Member

Felix

Member

Steven

Member

YES	N		V	V	>	>	>	N	
NO									
ABSTAIN									
RECUSED									
ABSENT		N							Y

C. Bob Ongaro

Manager Application

2024-NCI-0347

Bob Ongaro was present. Investigator Smyth outlined the case to the Board. Bob Ongaro answered several questions from the Board and gave details to the matter.

After a brief discussion, the Board voted on this matter.:

President Brimhall • motioned, Member Archer • seconded, to go on Executive Session to seek legal advice.

ROLL CALL VOTE (7-0)

		TOIL								
VOTE		Brimhall President	Kidder Vice President	Archer Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES		N		V	N	>	N	>	N	
NO										
ABSTAIN										
RECUSED										
ABSENT			V							V

Executive Session 9:30 am- 9:38am

ROLL CALL VOTE (7-0)

VOTE		Brimhall President	Kidder Vice President	Archer Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES		N		K	V	N	>	N	N	
NO										
ABSTAIN										
RECUSED										
ABSENT			V							V

After a brief discussion, the Board voted on this matter.:

Member Felix • motioned, Member Archer • seconded, for denial of manager application for Bob Ongaro.

ROLL CALL VOTE (7-0)

VOTE		Brimhall President	Kidder Vice President	Archer Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES		V		K	\	V	N	K	K	
NO										
ABSTAIN										
RECUSED										
ABSENT			✓							✓

D. April Shaeffer

Administrator Application

2024-NCI-0363

April Shaeffer was present. Investigator Smyth outlined the case to the Board. April Shaeffer answered several questions from the Board and gave details to the matter.

After a brief discussion, the Board voted on this matter.:

Member Steven • motioned, Member Koford • seconded, for denial of Administrator application for April Shaeffer per A.R.S. § 36-446.07(B)(8).

ROLL CALL VOTE (4-3)

VOTE	<u>.</u>	Brimhall President	Kidder Vice President	<u>Archer</u> Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES		✓			\checkmark	N			✓	
NO				\checkmark			\	✓		
ABSTAIN										
RECUSED										
ABSENT			N							Y

E. Kenya Hampton Manager Application (Review of Previous Motion) 2024-NCI-0215

Kenya Hampton was not present. Kenya Hampton was provided notice of the meeting. Assistant Attorney General Monaghan outlined the case to the Board. After a brief discussion, the Board voted on this matter.:

President Brimhall • motioned, Member Koford • seconded, for denial of application and acceptance of withdrawal of application per Kenya Hampton's request.

ROLL CALL VOTE (7-0)

<u>vote</u>	Brimhall President	Kidder Vice President	<u>Archer</u> Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES	V		V	>	>	\	>	N	

NO						
ABSTAIN						
RECUSED						
ABSENT		✓				✓

VI. <u>CONSENT AGENDA ITEMS: REVIEW, DISCUSSION AND POSSIBLE ACTION ON COMPLAINT CASE REVIEWS</u>

A. Staff Recommendation for Disciplinary Consent Agreement(s):

4. Jennifer Tara Creviston

2023-NCI-0722

Jennifer Tara Creviston was present and accompanied by legal representative. Investigator Smyth outlined the case to the Board. Jennifer Tara Creviston answered several questions from the Board and gave detail to the matter.

After a brief discussion, the Board voted on this matter.:

President Brimhall • motioned, Member Archer • seconded, for Dismissal of complaint 2023-NCI-0722 against Jennifer Tara Creviston.

ROLL CALL VOTE (7-0)

VOTE	2	Brimhall President	Kidder Vice President	Archer Member	<u>Campbell</u> Member	Steven Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES		N		K	N	N	N	N	N	
NO										
ABSTAIN										
RECUSED										
ABSENT			V							V

9. John Dignoti

2024-NCI-0073

John Dignoti was present. Investigator Smyth outlined the case to the Board. John Dignoti answered several questions from the Board and gave detail to the matter.

After a brief discussion, the Board voted on this matter.:

Member Archer made a motion, was seconded by President Brimhall , to offer a Consent Agreement to be signed within 10 days or the matter will be forwarded to formal hearing for a violation of ARS 36-446.07(B)(3), conditions: Suspension of Certificate, but the Suspension as long as the terms of Probation are met; reimburse the Board \$601.33 for investigative costs; required to complete a 40 hour manager training program with the Executive Directors pre-approval required and document completion; Successfully pass the state examination for managers administered by the Board.

ROLL CALL VOTE (7-0)

VOTE	<u>VOTE</u>		Kidder Vice President	<u>Archer</u> Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES		N		V	>	>	\	K	K	
NO										
ABSTAIN										
RECUSED										
ABSENT			\							V

12. Martha E Gonzalez

2024-NCI-0099

Martha E Gonzalez was present. Investigator Smyth outlined the case to the Board. Martha E Gonzalez answered several questions from the Board and gave detail to the matter.

After a brief discussion, the Board voted on this matter.:

Member Archer made a motion, was seconded by Member Felix , to offer a Consent Agreement to be signed within 10 days or the matter will be forwarded to formal hearing for a violation of ARS 36-446.07(B)(3), conditions: Suspension of Certificate, but the Suspension as long as the terms of Probation are met; reimburse the Board \$569.70 for investigative costs; complete 3 hours of continuing education in the areas of Ethics.

Personnel Requirements , Emergency/Disaster Preparedness , and Resident Rights within 3 months.

ROLL CALL VOTE (7-0)

TO DE CI										
<u>vote</u>	2	Brimhall President	Kidder Vice President	Archer Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES		N		N	V	N	N	N	N	
NO										
ABSTAIN										
RECUSED										
ABSENT			<							\

BREAK 11:06AM - 11:16AM

A. Staff Recommendation for Disciplinary Consent Agreement(s):

1. Michela F Boodry	2023-NCI-0553
2. Felbita M Ratachie	2023-NCI-0534
3. Cynthia Irish	2023-NCI-0689
5. Dina Arguillo	2024-NCI-0038
6. Ileana Cosma	2024-NCI-0061

 7. Braxton Plunkett
 2024-NCI-0063

 8. Felipe Parena
 2024-NCI-0071

 10. Catrina Carlos-Warrayat
 2024-NCI-0075

 11. Craig Boudreau
 2024-NCI-0095

 13. Ligia L Ilea
 2024-NCI-0105

President Brimhall • motioned, Member Campbell • seconded, to accept Staff recommendation for Consent Agreement agenda items: 1-3, 5-8,10,11, and 13.

ROLL CALL VOTE (7-0)

KOLL CI										-
<u>VOTE</u>		Brimhall President	Kidder Vice President	<u>Archer</u> Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES		N			V	>	N	\	N	
NO										
ABSTAIN										
RECUSED				V						
ABSENT			✓							>

i. Consent Agreement Signed Prior to Meeting

14. Patricia Gartman	2023-NCI-0690
15. Mindy Melendez	2024-NCI-0046
16. Tedd Glazebrook	2024-NCI-0051
17. Georgiana Salagean	2024-NCI-0056
18. Juan A Martinez	2024-NCI-0078
19. Tedd Glazebrook	2024-NCI-0084
20. Stefan Marghitas	2024-NCI-0062
21. Rodica Lup	2024-NCI-0104
22. Rosefa Bilal	2024-NCI-0088
23. Eunice Wavomba	2024-NCI-0101
24. Richard Becerra	2024-NCI-0064

President Brimhall • motioned, Member Cook • seconded, to accept the staff recommendation of Consent Agreements signed prior to meeting.

ROLL CALL VOTE (7-0)

VOTE	<u> </u>	Brimhall President	Kidder Vice President	Archer Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES		V		V	✓	N	N	N	N	
NO										
ABSTAIN										
RECUSED										

ABSENT			✓							\checkmark
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B. Staff Recommendation for Non-Disciplinary Letter of Concern(s):

•	11111	ichaation for 10th Disciplina	if y better of conce
	1.	Corina Feher	2023-NCI-0688
	2.	Jinette Lanoix	2023-NCI-0692
	3.	Julia B Joy	2023-NCI-0710
	4.	Oscar E. Soto Alvarez	2024-NCI-0030
	5.	Iuliu Sav	2024-NCI-0049
	6.	Miguel Remitio	2024-NCI-0050
	7.	Robert Larson	2024-NCI-0053
	8.	Francisco Sanchez	2024-NCI-0055
	9.	Fhad Udjuni	2024-NCI-0057
	10.	Liana Wytte	2024-NCI-0058
	11.	Ileana Cosma	2024-NCI-0059
	12.	Celestine Asota	2024-NCI-0070
	13.	Joey Ocuaman	2024-NCI-0077
	14.	Aurea A Plotado	2024-NCI-0079
	15.	Benny Vidal	2024-NCI-0082
	16.	Ilie Popa	2024-NCI-0090
	17.	Maria P Remitio	2024-NCI-0092
	18.	Troy Young	2024-NCI-0097
	19.	Judith Froelich	2024-NCI-0098
	20.	Holly Gavazzi	2024-NCI-0100
	21.	Casiana Pacurar	2024-NCI-0103
	22.	Jessica Sarah Newbourn	2024-NCI-0293

President Brimhall • motioned, Member Archer • seconded, to accept the staff recommendation for Non-Disciplinary Letter of Concern(s) for agenda items: 1-22.

ROLL CALL VOTE (7-0)

ROBE CIRE (OTE (7 U)										
<u>VOTE</u>		Brimhall President	Kidder Vice President	Archer Member	<u>Campbell</u> Member	<u>Steven</u> Member	<u>Felix</u> Member	<u>Cook</u> Member	<u>Koford</u> Member	<u>Hill</u> Member
YES		N		Ŋ	V	V	>	>	>	
NO										
ABSTAIN										
RECUSED										
ABSENT			✓							Y

VII. BOARD PRESIDENT'S REPORT:

President Brimhall had nothing to report.

VIII. EXECUTIVE DIRECTOR REPORT:

Board to review, discuss and possibly take action on the following items:

- A. Budget Update, Licensing, Probation & Investigation Statistics (Possible Discussion & Consideration)
- B. GRRC Approval, Article 4, 5YRR (Possible Discussion & Consideration)
- C. Board Member Training (Possible Discussion & Consideration)
- E. Draft Enforcement Matrix (Possible Discussion & Consideration)

IX. FUTURE ITEMS AND MEETING DATES

August 12, 2024, September 9, 2024, October 14, 2024, November 18, 2024, December 9, 2024.

X. ADJOURNMENT

The meeting adjourned on Jul 15, 2024 11:45 AM.



Jack Confer, Executive Director