

May 11, 2010

HEALTH & HUMAN SERVICES COMMITTEE  
REPORT NO. 5

ALL MEMBERS PRESENT, EXCEPT LEGISLATORS WHYTE & MARINELLI.  
CHAIR MILLER-WILLIAMS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:

a. COMM. 7M-5 (2010)  
**ECMCC:** "Copy of Annual Report"  
(4-0)

b. COMM. 7M-20 (2010)  
**HILLARY CLARKE:** "Letter of Appreciation to Legislator Whyte for Showing Support of  
Calorie Posting in EC"  
(4-0)

2. COMM. 7E-11 (2010)  
**COUNTY EXECUTIVE AS AMENDED**

WHEREAS, the Erie County Health Department provides public health services at various clinics  
located throughout Erie County; and

WHEREAS, the Erie County Department of Health wishes to contract with Physician Assistants  
and Nurse Practitioners to provide these public health services; and

WHEREAS, in order to be able to recruit and retain qualified and experienced Physician  
Assistants and Nurse Practitioners, it is necessary to create titles and rates commensurate with training and  
experience levels; and

WHEREAS, it is also necessary to extend Medical Malpractice insurance coverage to Physician  
Assistants and Nurse Practitioners who provide services in the Department's clinics; and

WHEREAS, funds are available the 2010 Adopted Budget of the Department under Account  
516020 Professional Service Contract and Fees.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the acquisition by

the Erie County Department of Health of such necessary services from qualified individuals within the  
bounds of the appropriations stated above for those categories as are listed in Exhibit B, incorporated  
herein; and be it further

RESOLVED, inasmuch as it is impractical to follow the request for proposal (RFP) procedure in  
the case of doctors, dentists and other professionals, the Erie County Legislature hereby waives the  
procedure for these categories of service as provided for in Local Law No. 6, Section 19.08:

Exhibit B  
Erie County Department of Health  
Contractual Service Rate for Fee-For-Service Personnel  
Annual Compensation May Be \$10,000 or More

<u>TITLE</u>	<u>RATE</u>
Physician Assistant – 5	\$58.00/hr.
Physician Assistant – 4	\$53.00/hr.
Physician Assistant – 3	\$48.00/hr.
Physician Assistant – 2	\$43.00/hr.
Physician Assistant – 1	\$38.00/hr.
Nurse Practitioner – 5	\$58.00/hr.
Nurse Practitioner – 4	\$53.00/hr.
Nurse Practitioner – 3	\$48.00/hr.
Nurse Practitioner – 2	\$43.00/hr.
Nurse Practitioner – 1	\$38.00/hr.

and be it further

RESOLVED, that the Medical Malpractice self-insurance plan of the County of Erie be, and  
hereby is, extended to include the following professional health service personnel:

Physician Assistant – 5  
Physician Assistant – 4  
Physician Assistant – 3  
Physician Assistant – 2  
Physician Assistant – 1

Nurse Practitioner – 5  
Nurse Practitioner – 4  
Nurse Practitioner – 3

Nurse Practitioner – 2  
Nurse Practitioner – 1

who render their services to patients at the request of the County of Erie on the basis of an hourly rate for services rendered without any billing by themselves to the patient, in various County clinics only, including any care provided at jails or correctional facilities; and be it further

RESOLVED, that the cost of the said coverage shall come from the funds heretofore established for the necessary expenses to administer, investigate, compromise, litigate and pay medical malpractice claims against the County of Erie; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive’s Office, the Office of the Comptroller, the Division of Budget and Management, the Department of Personnel, the Department of Law and to Dr. Anthony J. Billittier, IV, Commissioner of Health, 9<sup>th</sup> Floor Rath Building.  
(4-0)

3. COMM. 7E-30 (2010)  
**COUNTY EXECUTIVE**

WHEREAS, the Erie County Department of Health has received a grant award in the amount of \$5,000 from the Department of Health & Human Services through the National Association of County and City Health Officials (NACCHO) to provide funding for the coordination and recruitment for the S.M.A.R.T. (Specialized Medical Assistance Response Team); and

WHEREAS, the mission of S.M.A.R.T. requires the purchase of uniforms which are used for agency identification at deployments and also the purchase of personal protective equipment.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a contract with National Association of County and City Health Officials (NACCHO) which is budgeted as follows:

MEDICAL RESERVE CORPS  
1/22/10 – 7/31/10

SAP	REVENUE	BUDGET
414000	FEDERAL AID	\$ 5,000
	TOTAL	<u>\$ 5,000</u>

EXPENSES	
505200	CLOTHING SUPPLIES
	\$ 5,000
	<u>\$ 5,000</u>

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Office of the Comptroller, the Division of Budget, Management and Finance, the Department of Law and Dr. Anthony J. Billittier, IV, Commissioner, in the Department of Health, 9<sup>th</sup> Floor, Rath Building.  
(4-0)

4. COMM. 7E-32 (2010)  
**COUNTY EXECUTIVE**

WHEREAS, the New York State Office for Aging has notified the Department of Senior Services (Department) that the Department has been awarded a Federal allocation for the Senior Employment program for the period February 1, 2010 to June 30, 2011 under the Federal Omnibus Act (OMNI); and

WHEREAS, these funds are expected to be utilized for the purpose of injecting workforce development resources into communities throughout the country, with the goal of expanding the current Title V employment placements; and

WHEREAS, the Department currently contracts with Supportive Services Corp. to provide Title V employment services to seniors 55 years of age and older, and desires to contract with Supportive Services Corp. to use the OMNI funds to expand the employment placements; and

WHEREAS, the OMNI Senior Employment grant budget needs to be established; and

WHEREAS, Supportive Services Corp. will provide the required local match.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and is hereby authorized to accept the OMNI Senior Employment funds from the New York State Office for Aging; and be it further

RESOLVED, that the County Executive be and is hereby authorized to contract with Supportive Services Corp. to provide the related employment services for the period February 1, 2010 to June 30, 2011; and be it further

RESOLVED, that the budget for the OMNI Senior Employment grant, 163OMNI-SREMP1011, be established as follows:

<u>REVENUE</u>		<u>INITIAL BUDGET</u>
Account	Description	
414000	Federal Aid	\$322,650
466320	Subcontractor Match	\$35,850
	<b>TOTAL REVENUE</b>	<u><u>\$358,500</u></u>
<u>APPROPRIATIONS</u>		
516010	Supportive Services Corp.	\$358,500
	<b>TOTAL APPROPRIATIONS</b>	<u><u>\$358,500</u></u>

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, the Division of Budget and Management, the County Attorney's Office, the Comptroller's Office and the Department of Senior Services.

(4-0)

5. **COMM. 7E-33 (2010)**  
**COUNTY EXECUTIVE**

WHEREAS, the Erie County Legislature has already appropriated funds for the Congregate Dining (III-C-1) grant for the period January 1, 2010 to December 31, 2010; and

WHEREAS, additional federal funds are available for the 2010 grant year; and

WHEREAS, the Department of Senior Services (Department) reviewed the program budgets and service objectives and desires to allocate the additional federal funds to improve the quality of meals at the congregate dining sites and to serve additional seniors throughout Erie County; and

WHEREAS, the Department has reviewed its service objectives and position composite in the nutrition unit as a result of recent vacancies, retirements and workload volume, and desires to delete the vacant Data Entry Operator (grade 4) and Dietician Consultant PT (grade 11) positions and create a Senior Statistical Clerk (grade 6) position to the III-C-1 grant, effective April 10, 2010; and

WHEREAS, sufficient funds are available in the personnel and fringe benefit accounts to cover these changes, grant reimbursements will be maximized and overall departmental cost and operational efficiencies will be enhanced; and

WHEREAS, the new position will be 90% federally reimbursable and the personnel changes are reflected in the SAP system on B-100 Control number 5413; and

WHEREAS, the Department desires to purchase food service supplies and carriers to ensure the safety of meals transported daily to the dining sites; and

WHEREAS, the III-C-1 grant budget needs to be revised; and

WHEREAS, the additional local match will be provided by dining site sponsors.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and is hereby authorized to accept the additional federal fund from New York State Office for Aging; and be it further

RESOLVED, that the Data Entry Operator and Dietician Consultant PT positions be deleted and the Senior Statistical Clerk position be created in the III-C-1 grant effective April 10, 2010; and be it further

RESOLVED, that the III-C-1 grant (163III-C-12010) be revised as follows:

<u>REVENUES</u>		<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>AMENDED BUDGET</u>
Account	Description			
414000	Federal Aid	\$1,442,612	\$81,313	\$1,523,925
466320	Subcontractor Match	15,795	8,615	24,410
	<b>TOTAL REVENUES</b>		<u><u>\$89,928</u></u>	
<u>APPROPRIATIONS</u>				
500000	Full Time Salaries	\$456,661	\$33,967	\$490,628
500010	Part Time Wages	53,117	-21,157	31,960
500020	Regular Part Time Wages	74,632	-42,381	32,251
502000	Fringe Benefits	282,812	-10,687	272,125

505400	Food & Kitchen Supplies	1,380	4,000	5,380
516020	Professional Service Contracts and Fees	103,773	8,615	112,388
516027	Meal Preparation	1,171,125	59,571	1,230,696
530000	Other Expenses	4,500	2,000	6,500
561410	Lab & Technical Equipment	0	56,000	56,000
	<b>TOTAL APPROPRIATIONS</b>		<u>56,000</u>	<u>56,000</u>

WHEREAS, the positions in the III-B and III-D grants are reimbursed at 90% and the positions in the CSE grant are reimbursed at 75%; and are reflected in the SAP system on B-100 Control numbers 5414-5416; and

WHEREAS, the Department desires to use a portion of the additional III-B funds for transportation services provided by two agencies, Hispanics United of Buffalo (HUB) and Lt. Col. Matt Urban Community Center (Urban Center), for four months-April 1 to July 31, 2010 in the event that New York State partially funds or does not fund the Community Services Initiative grant as of April 1, 2010; and

WHEREAS, the Department desires to charge a portion of the III-B Dispatchers' salary and fringe benefits costs to the AAATRAN grant, to the extent of remaining AAATRAN grant funds; and

WHEREAS, the Department desires to institute a pilot program to replace dated laptops with netbook computers for case management assessments in the home; and

WHEREAS, the III-B, III-D and III-E grant budgets need to be revised; and

WHEREAS, these budget revisions will not affect the local match requirements.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and is hereby authorized to accept the additional Title III-B and III-E funds from New York State Office for Aging; and be it further

RESOLVED, that the Senior Clerk Stenographer and Administrative Clerk positions be transferred to the respective grants effective April 1, 2010; and be it further

RESOLVED, that the Community Service Aid position be transferred from the NYSRSVP grant to the III-B grant effective April 1, 2010; and be it further

RESOLVED, that the Public Health Nurse position (grade 9) is deleted and the Health and Wellness Coordinator-Senior Services position (grade 8) is added in the III-D effective April 10, 2010; and be it further

RESOLVED, that the Research Analyst position be reallocated to a grade 10 effective April 10, 2010; and be it further

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, the Division of Budget and Management, the Comptroller's Office and the Department of Senior Services.

(4-0)

6. COMM. 7E-34 (2010)

**COUNTY EXECUTIVE**

WHEREAS, the Erie County Legislature has already appropriated funds for the Area Agency on Aging (III-B), the Disease Prevention and Health Promotion (III-D) and Elder Caregiver Support (III-E) grants for the period January 1, 2010 to December 31, 2010; and

WHEREAS, additional federal funds are available for the 2010 grant year for the III-B and III-E grants; and

WHEREAS, the Department of Senior Services (Department) reviewed the program budgets and service objectives and position composition as a result of recent retirements and actual needs of the programs and desires to delete the Public Health Nurse (grade 9) position and add a Health and Wellness Coordinator-Senior Services position (grade 8) in the III-D grant, effective April 10, 2010; transfer the Senior Clerk Stenographer position (grade 4) from the III-B to the Community Services (CSE) grant, the Administrative Clerk position (grade 7) from the CSE grant to the III-B grant and the Community Service Aid PT position from the New York State Retired Senior Volunteer Program (NYSRSVP) grant to the III-B grant, effective April 1, 2010; and reallocate the Research Analyst position in the CSE grant from a grade 9 to a grade 10; effective April 10, 2010; and

WHEREAS, sufficient funds are available in the personnel and fringe benefit accounts to cover these changes, grant reimbursements will be maximized, overall departmental payroll costs will be reduced and operational efficiencies will be enhanced; and

RESOLVED, that the County Executive be and is hereby authorized to contract with HUB and Matt Urban to provide the related transportation services under the III-B grant for the period April 1, 2010 to July 31, 2010; and be it further

RESOLVED, that a portion of the Dispatchers' III-B employees' salaries and fringe benefits costs that are allowable in the AAATRAN grant be charged to the AAATRAN grant during the period January 1, 2010 to March 31, 2010, up to the remaining amount of AAATRAN funds; and be it further

RESOLVED, that the III-B grant (163III-B2010) be revised as follows:

<u>REVENUES</u>		<u>CURRENT</u>	<u>CHANGES</u>	<u>AMENDED</u>
		<u>BUDGET</u>		<u>BUDGET</u>
414000	Federal Aid	\$1,491,522	\$52,606	\$1,544,128
TOTAL REVENUES			<u>\$52,606</u>	
<u>APPROPRIATIONS</u>				
500000	Full Time Salaries	\$703,297	-18,996	\$684,301
500010	Part Time Wages	68,617	9,384	78,001
502000	Fringe Benefits	409,370	-1,135	408,235
516020	Professional Services	12,000	52,606	52,606
516030	Maintenance Contracts	0	500	500
517641	Hispanics United of Buffalo	0	9,566	9,566
517693	Lt. Col. Matt Urban Center	0	10,681	10,681
561410	Lab & Technical Equipment	87,976	5,000	92,976
916390	ID Senior Services	-44,145	-15,000	-59,145
TOTAL APPROPRIATIONS			<u>\$52,606</u>	

and be it further

RESOLVED, that the III-D grant (163III-D2010) be revised as follows:

<u>REVENUES</u>		<u>CURRENT</u>	<u>CHANGES</u>	<u>AMENDED</u>
		<u>BUDGET</u>		<u>BUDGET</u>
Account	Description			
414000	Federal Aid	\$104,537	-\$31,696	\$72,841
TOTAL REVENUE			<u>-\$31,696</u>	
<u>APPROPRIATIONS</u>				
500000	Full Time Salaries	62,400	-62,400	\$0
500020	Regular Part Time Wages	0	28,424	28,424
502000	Fringe Benefits	31,555	-15,000	16,555
516020	Professional Services Contracts & Fees	3,470	12,000	15,470
530000	Other Expenses	9,240	5,280	14,520
			<u>-\$31,696</u>	

and be it further

RESOLVED, that the III-E grant (163III-E2010) be revised as follows:

<u>REVENUES</u>		<u>CURRENT</u>	<u>CHANGES</u>	<u>AMENDED</u>
		<u>BUDGET</u>		<u>BUDGET</u>
Account	Description			
414000	Federal Aid	\$577,202	\$8,034	\$585,236
TOTAL REVENUE			<u>\$8,034</u>	
<u>APPROPRIATIONS</u>				
516026	Home Care Services	\$39,115	\$8,034	\$47,149
TOTAL CHANGE			<u>\$8,034</u>	

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, the Division of Budget and Management, the Comptroller's Office, the Department of Law and the Department of Senior Services.  
(4-0)

7. COMM. 7E-35 (2010)  
**COUNTY EXECUTIVE**

WHEREAS, the Erie County Legislature has already appropriated funds for the Community Services for the Elderly (CSE) and Expanded In-home Services for the Elderly Program (EISEP) grants for the period April 1, 2010 to March 31, 2011; and

WHEREAS, those budgets contain undesignated funds in the Contractual Services account pending the outcome of a pilot project conducted in 2009 by North Buffalo Community Development Corporation (North Buffalo) and Northwest Buffalo Community Center, Inc. (Northwest Buffalo); and

WHEREAS, the two agencies completed a successful pilot project to jointly improve the effectiveness and efficiency of case management services to older adults in the northwest section of the county; and

WHEREAS, both agencies have agreed to continue this service configuration during the 2010-2011 program period; and

WHEREAS, the Department desires to transfer the undesignated CSE and EISEP funds to North Buffalo and Northwest Buffalo to continue these case management services to seniors in their respective community; and

WHEREAS, the CSE and EISEP grant budgets are in need of revision; and

WHEREAS, there is no impact on County funds appropriated for the grants.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and is hereby authorized to enter into contracts with North Buffalo and Northwest Buffalo for the period April 1, 2010 to March 31, 2011; and be it further

RESOLVED, that the budget for the CSE grant, 163CSE1011, be revised as follows:

<u>APPROPRIATIONS</u>		<u>CURRENT</u> <u>BUDGET</u>	<u>CHANGES</u>	<u>AMENDED</u> <u>BUDGET</u>
Account	Description			
516010	Contractual Services	\$116,148	-\$116,148	\$0
517733	No. Buffalo Comm. Development Corp.	0	35,014	35,014
517737	Northwest Buffalo Comm. Center	0	81,134	81,134
TOTAL APPROPRIATIONS			<u>\$0</u>	

and be it further

RESOLVED, that the budget for the EISEP grant, 163EISEP1011, be revised as follows:

<u>APPROPRIATIONS</u>		<u>CURRENT</u> <u>BUDGET</u>	<u>CHANGES</u>	<u>AMENDED</u> <u>BUDGET</u>
Account	Description			
516010	Contractual Services	\$94,685	-\$94,685	\$0
517733	No. Buffalo Comm. Development Corp.	0	51,195	51,195
517737	Northwest Buffalo Comm. Center	0	43,490	43,490
TOTAL APPROPRIATIONS			<u>\$0</u>	

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, the Division of Budget and Management, the Comptroller's Office, the Department of Law and the Department of Senior Services.  
(4-0)

8. COMM. 8E-11 (2010)  
**COUNTY EXECUTIVE**

WHEREAS, the Erie County Legislature has already appropriated funds for the Retired Senior Volunteer Program (RSVP) grants for the periods July 1, 2009 to June 30, 2010 and July 1, 2010 to June 30, 2011, and the New York State Retired Senior Volunteer Program (NYSRSVP) grant for the period April 1, 2010 to March 31, 2011; and

WHEREAS, the Department has reviewed its service objectives and position composite in the RSVP unit as a result of recent retirements and workload volume, and desires to delete the vacant Account

Clerk Typist position (grade 4) and create a Coordinator of Volunteer Training (grade 8) position in the RSVP grant, effective July 1, 2010; and

WHEREAS, the Department needs the new position to assist with recruiting, training and supervising increasing numbers of older adults wishing to volunteer in community service organizations; and

WHEREAS, sufficient funds are available in the grant to cover the personnel changes, which will result in overall program operational efficiencies; and

WHEREAS, the new position will be 80% federally reimbursable and the personnel changes are reflected in the SAP system on B-100 Control number 5438; and

WHEREAS, the grant budgets need to be revised; and

WHEREAS, there is no change to local match levels.

NOW, THEREFORE, BE IT

RESOLVED, that the Account Clerk Typist position be deleted and the Coordinator of Volunteer Training position be created in the RSVP grant effective July 1, 2010; and be it further

RESOLVED, that a portion of the NYSRSVP employee's salary and fringe benefits for the last quarter of the grant period, January 1, 2010 to March 31, 2010 be charged to the RSVP grant in order to fully expend state and federal funds; and be it further

RESOLVED, that the RSVP grant (163RSVP0910) be revised as follows:

		<u>CURRENT</u>	<u>CHANGES</u>	<u>AMENDED</u>
		<u>BUDGET</u>		<u>BUDGET</u>
<u>APPROPRIATIONS</u>				
500000	Full Time Salaries	\$86,740	-7,300	\$79,440
502000	Fringe Benefits	49,730	-6,000	43,730
505000	Office Supplies	1,328	200	1,528
510000	Local Mileage-Volunteers	26,385	7,000	33,385
510100	Out of Area Travel	1,000	300	1,300
530000	Other Expenses	170	3,800	3,970
980000	ID DISS Services	5,500	2,000	7,500
TOTAL APPROPRIATIONS			<u>\$0</u>	

and be it further

RESOLVED, that the RSVP grant (163RSVP1011) be revised as follows:

		<u>CURRENT</u>	<u>CHANGES</u>	<u>AMENDED</u>
		<u>BUDGET</u>		<u>BUDGET</u>
<u>APPROPRIATIONS</u>				
500000	Full Time Salaries	\$86,759	\$7,444	\$94,203
502000	Fringe Benefits	51,873	3,763	55,636
505000	Office Supplies	1,028	-328	700
510000	Local Mileage-Volunteers	24,223	-6,618	17,605
510200	Training and Education	0	100	100
516020	Professional Service Contracts and Fees	9,750	-4,750	5,000
516030	Maintenance Contracts	0	660	660
530000	Other Expenses	470	-70	400
545000	Rental Charges	0	380	380
555050	Insurance Premiums	4,200	119	4,319
980000	ID DISS Services	5,500	-700	4,800
TOTAL APPROPRIATIONS			<u>\$0</u>	

and be it further

RESOLVED, that the NYSRSVP grant (163NYSRSVP1011) be revised as follows:

		<u>CURRENT</u>	<u>CHANGES</u>	<u>AMENDED</u>
		<u>BUDGET</u>		<u>BUDGET</u>
<u>APPROPRIATIONS</u>				
Account	Description			
500000	Full Time Salaries	\$9,388	-\$9,388	\$0
502000	Fringe Benefits	2,007	-2,007	0
510000	Local Mileage-Volunteers	0	11,395	11,395
TOTAL APPROPRIATIONS			<u>\$0</u>	

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, the Division of Budget and Management, the Comptroller's Office and the Department of Senior Services.  
(4-0)

**THOMAS J. MAZUR**  
**CHAIR**