

December 13, 2018

HEALTH & HUMAN SERVICES COMMITTEE
REPORT NO. 16

ALL MEMBERS PRESENT.

CHAIR SAVAGE PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. LL INTRO. 16-1 (2017)
BURKE: “A LL Protecting Children's Respiratory Health: Banning Smoking in the Car with Children”
(Chair’s ruling)
 - b. LL INTRO. 23-1 (2017)
MILLS: “A LL Banning Smoking Near and Inside Bus Shelters”
(Chair’s ruling)
 - c. LL INTRO. 2-1 (2018)
DIXON, LORIGO, RATH, HARDWICK, & MILLS: “A LL Amending LL #2 (2014) to Include the Known Abuse of Drugs on Property as a Violation of the Social Host Law”
(Chair’s ruling)
 - d. COMM. 21E-16 (2018)
MILLS: “Letter to Commissioner of Health Concerning ECDOH Website”
(Chair’s ruling)
 - e. COMM. 23D-1 (2018)
DEPARTMENT OF LAW: “Opinion as to Form – Local Law Intro. No. 2-1 (2018)”
(Chair’s ruling)
 - f. COMM. 23D-2 (2018)
COMMISSIONER OF HEALTH: “Changes to Septic System Inspection Policy”
(Chair’s ruling)
 - g. COMM. 23M-5 (2018)
AMERICAN HEART ASSOCIATION: “Letter to Chair of Legislature in Support of Local Law Intro. 7-1 (2018)”
(Chair’s ruling)

2. COMM. 23E-7 (2018)
COUNTY EXECUTIVE

WHEREAS, the National Council on Aging’s (NCOA) Benefit Enrollment Center initiative is a national program that supports efforts by community-based organizations and agencies to assist Medicare recipients in applying for and enrolling in financial assistance programs; and

WHEREAS, the Erie County Department of Senior Services, had submitted a competitive grant application to NCOA for Benefit Enrollment Center Grant funding to increase current outreach and enrollment assistance to all Erie County residents with focus in rural and refugee communities in Western New York; and

WHEREAS, NCOA has recently awarded the Department of Senior Services \$115,000 of Benefit Enrollment Center grant funds for the period January 1, 2019 to Sept 29, 2020; and

WHEREAS, the grant requires a 15% local match or \$20,295 with funding for the 2019 portion being available in the Department’s 2019 annual County budget and matching funds for the 2020 portion to be included in the Department’s 2020 annual County budget.

NOW, THEREFORE, BE IT

RESOLVED, the County Executive be and is hereby authorized to enter into a contract with the National Council on Aging (NCOA) to accept the \$115,000 of Benefit Enrollment Center funding for the period January 1, 2019 to September 29, 2020; and be it further

RESOLVED, the County Executive be and is hereby authorized to enter into contract amendments if needed with the NCOA; and be it further

RESOLVED, that the budget for the 163BEC1920 grant, be established as follows:

REVENUES		INITIAL BUDGET
Account	Description	
417060	Other Income Senior Srvcs	\$115,000
479000	County Share Contribution	<u>20,295</u>
	TOTAL REVENUE	<u>\$135,295</u>

APPROPRIATIONS		INITIAL BUDGET
Account	Description	
505000	Office Supplies	\$2,500
510000	Local Mileage Reimbursement	800
510100	Out of Area Travel	3,000
516020	Pro Ser Cnt and Fees	10,450
530000	Other Expenses	4,500
561400	Lab & Technical Equipment	9,750
916390	ID Senior Services Grant	103,295
980000	ID DISS Services	<u>1,000</u>
TOTAL APPROPRIATIONS		<u>\$135,295</u>

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust the budget as required to comply with the NCOA approved funding levels; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the: County Executive Office, Division of Budget and Management, Comptroller's Office and the Department of Senior Services. (6-0)

3. COMM. 23E-11 (2018)
COUNTY EXECUTIVE

WHEREAS, the National Council on Aging's (NCOA) Aging Mastery Program® (AMP) is a behavior change incentive program, engaging older adults to improve their physical, financial and emotional wellness; and

WHEREAS the Department of Senior Services successfully participated in a pilot study of AMP in 2016 and 2017 as part of a collaborative effort of the New York State Office for the Aging (NYSOFA) and NCOA to build evidence of the effectiveness of AMP; and

WHEREAS, NYSOFA, the NCOA and the Health Foundation for Western and Central New York (HFWCNY) are now partnering with a goal of expanding the Aging Mastery Program (AMP) across New York State; and

WHEREAS, as part of this partnership the HFWCNY, through the P2 Collaborative of WNY, recently awarded the Department a \$54,000 grant, for the May 15, 2018 to May 15, 2020 to operate and expand AMP in Erie County; and

WHEREAS, as part of this partnership NYSOFA now desires to provide the Department of Senior Services with a new \$40,500 grant, to assist in expanding AMP in Erie County and throughout the State; and

WHEREAS, no additional County funds are required as the grant is 100% funded by NYSOFA; and

WHEREAS, the Department of Senior Services which had previously qualified for and received NCOA licensure to operate AMP, would now assist the other seven counties of Western New York (Alleghany, Cattaraugus, Chautauqua, Genesee, Niagara, Orleans & Wyoming) in obtaining licenses and sub-licenses to operate the program, including using the grant funds to cover the NCOA licensing fees; and

WHEREAS, NYSOFA, HFWCNY and NCOA selected Community Connections of New York, Inc. (CCNY Inc.) to evaluate the effectiveness of the AMP program in New York State, and now desire that the Department of Senior Services work with CCNY Inc. on the evaluation process and utilize a portion of the grant monies to cover the cost of the evaluation.

NOW, THEREFORE, BE IT

RESOLVED, the County Executive be and is hereby authorized to contract with NYSOFA to accept \$40,500 of grant monies to assist with the State's AMP expansion for the two year period May 15, 2018 through May 15, 2020; and be it further

RESOLVED, that the Department of Senior Services be and is hereby authorized to utilize \$22,500 of grant funds to cover the NCOA AMP licensing and sub-licensing fees for Erie, Alleghany, Cattaraugus, Chautauqua, Genesee, Niagara, Orleans & Wyoming counties; and be it further

RESOLVED, that the Department of senior Services be authorized to contract with CCNY Inc., at a cost not to exceed \$15,000 to perform program evaluation services to gauge the effectiveness of the State AMP program; and be it further

RESOLVED, that the Department's 163AMPNY1820 grant budget be established as follows:

REVENUES		INITIAL BUDGET
Account	Description	
409000	State Aid Revenues	\$40,500
APPROPRIATIONS		
516020	Pro Ser Cent & fees	\$37,500
916390	ID Senior Srvs Grant	<u>3,000</u>
	TOTAL	<u>\$40,500</u>

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenue which may be impacted by changes to grantor awards; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the: County Executive's Office, Division of Budget and Management, Comptroller's Office, and the Department of Senior Services.
(6-0)

4. COMM. 23E-12 (2018)
COUNTY EXECUTIVE

WHEREAS, New York State Public Health Law, Article VI, requires that in order for a county to receive State Aid it must charge for services at a rate comparable to the cost of providing these services; and

WHEREAS, the Erie County Department of Health currently charges fees for Environmental Health, Medical Examiner, Public Health Laboratory and Emergency Medical Services under a fee schedule; and

WHEREAS, the proposed amended fee schedule will generate revenues which will be directly applied to offset the cost of providing these programs; and

WHEREAS, it is estimated that this action will result in an annual revenue increase as a result of additional services offered.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby adopts the proposed fee schedule revisions effective January 1, 2019 as follows:

Department of Health's Division of Emergency Medical Services
New 2019 Training Fee Schedule

Class	Service status	Fee
Cardio Pulmonary Resuscitation	NEW	\$5.00
Advanced Cardiac Life Support	NEW	\$120.00
Pediatric Advanced Life Support	NEW	\$120.00
Certified Instructor Update	NEW	\$15.00
Certified Lab Instructor	NEW	\$150.00
Certified Instructor Coordinator	NEW	\$175.00
Continuing Medical Education	NEW	\$15.00/hour
International Trauma Life Support	NEW	\$75.00

and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Law and to Commissioner Gale R. Burstein in the Erie County Department of Health.
(5-0) Chair Savage not present for vote.

5. COMM. 23E-16 (2018)
COUNTY EXECUTIVE

WHEREAS, the Department of Senior Services in conjunction with one of its subcontract agencies, People Incorporated (People Inc.), had previously submitted a competitive application for Access to Home for Medicaid grant funding; and

WHEREAS, New York State Homes and Community Renewal Office has recently awarded the Department \$150,000 of Access to Home for Medicaid grant funds for a two year period, expected to be from July 2018 through July 30, 2020, with the actual start date to begin on the date the contract is fully executed by the grantor; and

WHEREAS, the funds are to be utilized for the purpose of implementing home modifications for the Department's Ready, Set, Home clients thereby allowing such individuals to return to their homes in the community from institutional care facilities; and

WHEREAS, the grant is 100% state funded and does not require a local share; and

WHEREAS, the Department desires to contract with People Inc., at a cost not to exceed \$150,000 to oversee the construction management and timely completion of home modifications for Ready, Set, Home clients.

NOW, THEREFORE, BE IT

RESOLVED, the County Executive be and is hereby authorized to enter into a contract with the New York State Homes and Community Renewal Office to accept the \$150,000 of Access to Home for Medicaid funding for the two year period, expected to be from July 2018 through July 30, 2020, with the actual start date to begin on the date the contract is fully executed by the grantor; and be it further

RESOLVED, the County Executive be and is hereby authorized to contract with People Inc., at a cost not to exceed \$150,000 to oversee the construction management and timely completion of home modifications for Ready, Set, Home clients; and be it further

RESOLVED, the County Executive be and is hereby authorized to enter into contracts and amendments with New York State Homes and Community Renewal and People Inc. to effectuate adjusted funding levels; and be it further

RESOLVED, that the budget for the 163ACCESS1820 grant, be established as follows:

REVENUES		INITIAL BUDGET
Account	Description	
409000	State Aid	\$150,000
APPROPRIATIONS		INITIAL BUDGET
Account	Description	
517755	People Inc.	\$150,000

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust the budget as required to comply with New York State Homes and Community Renewal approved funding levels; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the: County Executive Office, Division of Budget and Management, Comptroller's Office and the Department of Senior Services. (6-0)

6. COMM. 23E-17 (2018)
COUNTY EXECUTIVE

WHEREAS, Directly Observed Therapy for Tuberculosis (TB/DOT) is the direct observation of oral ingestion of TB medications to assure patient compliance with the prescribed medication regimen. Trained health care workers observe TB patients take every dose of the prescribed drugs. DOT is the most effective strategy for ensuring patients take all of their medicine and complete full courses of appropriate therapy. DOT is the standard of care for all TB patients in New York State; and

WHEREAS, Amerigroup IPA of New York, LLC is a health insurance provider in New York State; and

WHEREAS, the Department of Health and Amerigroup IPA of New York, LLC mutually acknowledge that their intention in entering this agreement is solely to facilitate the Department of Health's participation in the provision of Tuberculosis (TB) Directly Observed Therapy (DOT); and

WHEREAS, the purpose of this resolution is to authorize the County Executive to enter into a contract with Amerigroup IPA of New York, LLC beginning October 15, 2018 and to allow for future collaboration with Amerigroup IPA of New York, LLC.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into contracts with Amerigroup IPA of New York, LLC retroactive to October 15, 2018; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Law and to Dr. Gale R. Burstein, Commissioner in the Erie County Health Department, 9th Floor, Rath Building.
(5-0) Chair Savage not present for vote.

JOHN BRUSO
CHAIR