

December 13, 2012

HEALTH & HUMAN SERVICES COMMITTEE
REPORT NO. 16

ALL MEMBERS PRESENT.

1. RESOLVED, the following item is hereby received and filed:

a. COMM. 18M-2 (2012)
HOMELESS ALLIANCE OF WNY: "Copy of Executive Summary"
(5-0)

2. COMM. 20E-6 (2012)
COUNTY EXECUTIVE AS AMENDED
WHEREAS, the Stay Fit Dining Program, also known as the Congregate Dining Program, serves approximately 315,000 meals annually to senior citizens in Erie County by providing hot meals at lunch time at 44 senior dining sites throughout the County to approximately 1,300 seniors daily; and

WHEREAS, the current contract for food preparation and delivery expires December 31, 2012; and

WHEREAS, the Division of Purchase advertised for bids for the 2013 contract according to standard County bid procedures and received only one bid in response; and

WHEREAS, the sole bidder was determined to be nonresponsive based upon exceptions submitted with its bid and the fact that its bid price represented a 70% increase in cost over the existing contract; and

WHEREAS, the sole bidder was notified that no award was made with respect to the 2013 contract; and

WHEREAS, uninterrupted continuation of this program is necessary to promote the life, health and safety of the senior citizens of Erie County; and

WHEREAS, Meals on Wheels of Western New York, Inc. has partnered with Erie County for decades to provide meals to thousands of homebound senior citizens and has expressed a willingness to fill this crucial need; and

WHEREAS, there is no local share fiscal impact to this resolution.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to section 3.07(b) of the Erie County Administrative Code, the Erie County Legislature hereby makes a determination that it is impracticable to re-advertise for bids the supply of meals for the congregate dining program since these services must be provided without interruption; and be it further

RESOLVED, that authorization is provided for the County Executive to execute a contract with Meals on Wheels for Western New York, Inc. in an amount not to exceed that funding set aside for the Stay Fit (Congregate) Dining Nutrition Program in the 2013 Proposed Budget for the period of January 1, 2013 through December 31, 2013 (total appropriation for the program of \$2,777,313 of which \$1,477,266 is budgeted for meal preparation); and be it further

RESOLVED, that certified copies of this resolution be transmitted to the County Executive, Deputy County Executive, Director of Budget and Management, Office of the Comptroller, and Commissioner of Senior Services.
(5-0)

3. COMM. 23E-8 (2012)
COUNTY EXECUTIVE
WHEREAS, a lack of competitive salaries for critical personnel in the Department of Health's Correctional Health Division has led to an increased utilization of contract nursing agencies; and

WHEREAS, the Department of Health has determined that in that in Account 516020 Professional Services Contracts and Fees expenditures will exceed appropriations by \$1,209,000; and

WHEREAS, the Adopted 2012 Health Department Budget provides funding to provide medical services at the Erie County Holding Center and the Erie County Correctional Facility; and

WHEREAS, a transfer of funds must be made in order to fulfill our commitments to the Erie County Sheriff's Department – Jail Medical Division and to remain in compliance with the consent decree signed with the US Department of Justice; and

WHEREAS, sufficient funds are available in Account 500000, Full Time Staff and from unanticipated revenue to accommodate this request.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the following transactions within the accounts of the Department of Health:

Fund 110

Health Department Medical Examiner- Fund Center 12740

<u>Revenue</u>	Increase
Account 405010 – State Reimbursement Indigent Care	\$ 409,000

Health Department Health Division - Fund Center 12700

<u>Expense</u>	Increase/(Decrease)
Account 500000 Full Time Staff (Vacancy Savings)	\$ (800,000)
Account 516020 Professional Services Contracts and Fees	<u>1,209,000</u>
Total Expense	\$ 409,000
Net	-0-

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Office of the Comptroller, the Sheriff's Department, the Division of Budget and Management, the Department of Law, and to the and to Dr. Gale R. Burstein, Commissioner in the Erie County Department of Health, 9th Floor, Rath Building.
(5-0)

THOMAS J. MAZUR
CHAIR