

November 8, 2018

HEALTH & HUMAN SERVICES COMMITTEE
REPORT NO. 15

ALL MEMBERS PRESENT.

CHAIR SAVAGE PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 18E-2 (2018)
DIXON: "Letter to Chair of Health & Human Services Committee Regarding Baker Victory Services"
(Chair's ruling)
 - b. COMM. 18E-4 (2018)
DIXON: "Letter to Chair of Legislature Requesting Public Hearing for LL Intro. 2-1 (2018) - Amendment to the Social Host Law"
(Chair's ruling)
 - c. COMM. 19D-3 (2018)
DEPARTMENT OF SENIOR SERVICES: "Public Comment Invitation - 2019 Programs & Services for Older Adults in Erie County"
(Chair's ruling)
 - d. COMM. 20E-3 (2018)
DIXON: "Letter to Chair of Legislature Requesting Public Hearing on Amendment to Social Host Law"
(Chair's ruling)
2. COMM. 20E-8 (2018)
COUNTY EXECUTIVE
WHEREAS, United States Department of Agriculture, Food and Nutrition Service (USDA-FNS) has awarded \$12,097,336 in Supplemental Nutrition Assistance Program (SNAP) High Performance Bonus Award funds to the OTDA for Best Payment Accuracy and Most Improved Payment Accuracy during federal fiscal year (FFY) 2015; and

WHEREAS, OTDA is awarding \$899,264 of its High Performance Bonus Award funds to the Erie County Department of Social Services; and

WHEREAS, this will be used for technology improvements to the Division, including interview scheduling software, enhancements to the SNAP call center and supervisory case review software.

NOW, THEREFORE, BE IT

RESOLVED, that the following budget amendments are hereby authorized in the 2018 Adopted Budget:

Department of Social Services, Fund 110, Department 120

ACCOUNT	DESCRIPTION	INCREASE
561410	Lab & Technical Equipment	<u>\$899,264</u>
	Total Expenditures	<u>\$899,264</u>
409010	State Aid Other	\$449,632
414010	Federal Aid Other	<u>449,632</u>
	Total Revenues	<u>\$899,264</u>

and be it further

RESOLVED, the authorization is hereby provided to reappropriate all funds from this Award not spent in 2018 into the 2019 Erie County fiscal year as needed to fully utilize all funding; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Erie County Executive, the Commissioner of Social Services, the Erie County Comptroller, and the Director of the Division of Budget and Management.
(6-0)

3. COMM. 20E-9 (2018)
COUNTY EXECUTIVE
WHEREAS, the Erie County Department of Health has declared opioid addiction a public health crisis; and

WHEREAS, for every fatal opioid overdose there are dozens of overdoses where the victim is revived with naloxone; and

WHEREAS, the hours and days after a non-fatal overdose are often when the individual with opioid use disorder is most open to beginning a path to recovery; and

WHEREAS, Erie County has begun a pilot program to follow up after non-fatal overdoses; and

WHEREAS, Erie County Emergency Departments have begun a pilot program to provide addictions treatment services directly in the Emergency Department; and

WHEREAS, the U.S. Department of Health and Human Services has decided to fund an expanded version of these programs in the eight counties of Western New York; and

WHEREAS, this program will allow the Erie County Department of Health to support local first responder outreach to individuals with opioid use disorder to address the challenge of repeat overdoses; and

WHEREAS, the University at Buffalo Medical School Emergency Physicians Group, Catholic Health Services, and University at Buffalo Family Medicine Primary Care Research Institute, Crisis Services, and the Harm Reduction Coalition are United States HHS approved subcontractors for this grant; and

WHEREAS, this grant in the amount of \$400,000.00 per year requires no local funding.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Department of Health is authorized to receive a grant award from the U.S. Department of Health and Human Services in the amount of \$400,000 to be budgeted as follows:

Erie County Department of Health			
Naloxone Expansion with Local First Responders and Emergency Department-initiated Care Coordination			
for People Who Use Opioids Grant			
127NEEDCC1819			
9/30/18 -9/29/19			
SAP	REVENUE		BUDGET
414000	Federal Aid		<u>\$400,000</u>
		TOTAL	<u>\$400,000</u>
SAP	EXPENSES		BUDGET
500000	Full Time – Salaries		\$ 83,417
502000	Fringe Benefits		47,548
505000	Office Supplies		6,969
516020	Professional Svcs Contracts & Fees		<u>\$262,066</u>
		TOTAL	<u>\$400,000</u>

and be it further

RESOLVED, that the Erie County Legislature authorizes the creation of one Project Coordinator – SUD, Job Group 11 Step 1, annual salary \$52,252 (B100 #10802) in the CSEA bargaining unit; and be it further

RESOLVED, that the Erie County Legislature authorized the creation of one Peer Navigator – SUD, Job Group 3 Step 1, annual salary \$31,165 (B100 #10803) in the CSEA bargaining unit; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenues, which may be impacted by changes to the grantor award, provided there are no changes to authorized personnel levels; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the Erie County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Personnel, the Department of Law and to Dr. Gale R. Burstein, Commissioner, in the Erie County Department of Health, 9th Floor, Rath Building.
(6-0)

4. COMM. 20E-10 (2018)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health has declared opioid addiction a public health crisis; and

WHEREAS, the Erie County Department Opioid Epidemic Task Force is constantly looking for additional data and information to guide the task force’s efforts; and

WHEREAS, across the United States Opioid Overdose and Opioid Mortality Review Boards have been successfully established to provide information and guidance to policy makers, public health officials, treatment providers and law enforcement about specific circumstances of opioid overdoses; and

WHEREAS, the Erie County Department of Health is well situated to leverage community relationships and proprietary data, including ODMAP and Medical Examiner’s data, to support an Opioid Overdose Review Board; and

WHEREAS, the University at Buffalo Family Medicine Primary Care Research Institute, is the United States HHS approved subcontractors for this grant; and

WHEREAS, this grant is in the amount of \$333,000 per year and requires no local funding.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Department of Health is authorized to receive a grant award from the United States Department Justice in the amount of \$333,333 to be budgeted as follows:

Erie County Department of Health
Erie County New York Opioid Overdose Review Board Grant
127OMRB1819
9/30/18 - 9/29/19

SAP	REVENUE	BUDGET
414000	Federal Aid	<u>\$333,333</u>
	TOTAL	<u>\$333,333</u>
SAP	EXPENSE	BUDGET
500000	Full Time - Salaries	\$119,808
502000	Fringe Benefits	68,291
505000	Office Supplies	7,942
510000	Local Mileage Reimbursement	1,500
510100	Out of Area Travel	6,000
516020	Professional Svcs Contracts & Fees	<u>\$129,459</u>
	TOTAL	<u>\$333,333</u>

and be it further

RESOLVED, that the Erie County Legislature authorizes the creation of one Registered Nurse, Job Group 8 Step 3, annual salary \$56,247 (B100#10822) in the NYSNA bargaining unit; and be it further

RESOLVED, that the Erie County Legislature authorizes the creation of one Data Entry Operator, Job Group 4 Step 1, annual salary \$32,396 (B100#10823) in the CSEA bargaining unit; and be it further

RESOLVED, that the Erie County Legislature authorizes the creation of one Peer Navigator - SUD, Job Group 3 Step 1, annual salary \$31,165 (B100#10824) in the CSEA bargaining unit; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenues, which may be impacted by changes to the grantor award, provided there are no changes to authorized personnel levels; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the Erie County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Personnel, the Department of Law and to Dr. Gale R. Burstein, Commissioner, in the Erie County Department of Health, 9th Floor, Rath Building.
(6-0)

5. COMM. 20E-13 (2018)
COUNTY EXECUTIVE

WHEREAS, the Veterans Health Care Act of 1992 created Section 340B of the Public Health Service Act, which classifies certain health care clinics (including the Erie County Department of Health) as eligible to purchase outpatient prescription drugs for their patients at favorable discounts from drug manufacturers who enter into Pharmaceutical Pricing Agreements with the U.S. Department of Health and Human Services; and

WHEREAS, Evergreen Health is duly licensed as a pharmacy in the State of New York; and

WHEREAS, the Erie County Department of Health and Evergreen Health mutually acknowledge that their intention in entering this agreement is solely to facilitate the Department of Health's participation in the 340B drug purchasing program, without having to establish and operate its own pharmacy; and

WHEREAS, the purpose of this resolution is to authorize the County Executive to enter into a contract with Evergreen Health beginning November 15, 2018.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into contract with Evergreen Health; and be it further

RESOLVED, that the length of this contract shall be two (2) years, beginning on November 15, 2018 and expiring on November 14, 2020; 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.
(6-0)

6. COMM. 20E-19 (2018)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health provided documentation to meet the NYSDOH measure of data analyzed and public health conclusions drawn; and

WHEREAS, Erie County Department of Health provided documentation to meet the NYSDOH measure of Health promotion strategies to mitigate preventable health conditions; and

WHEREAS, the Erie County Department of Health provided documentation to meet the NYSDOH measure of efforts to specifically address factors that contribute to specific populations' higher health risks and poorer health outcomes; and

WHEREAS, the Erie County Department of Health provided documentation to meet the NYSDOH measure of engagement with the community about policies and/or strategies that will promote the public's health; and

WHEREAS, the Erie County Department of Health provided documentation to meet the NYSDOH measure of engagement with governing entities advisory boards, and elected officials about policies and/or strategies that will promote the public's health; and

WHEREAS, the Erie County Department of Health provided documentation to meet the NYSDOH measure of process to develop strategies to improve access to health care services; and

WHEREAS, the Erie County Department of Health had maintained high standards of chronic disease reporting measures during the 2017 performance period; and

WHEREAS, the New York State Department of Health wishes to award the Erie County Department of Health a Performance Incentive of \$65,500.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the acceptance of the Performance Incentive award of \$65,500 in the 2018 Budget as follows:

ERIE COUNTY DEPARTMENT OF HEALTH
HEALTH DIVISION
FUND 110
FUND CENTER 12700

SAP	REVENUE	AMOUNT
405540	State Aid – Art VI/Public Hlth Work	<u>\$65,500</u>
	TOTAL	<u>\$65,500</u>

SAP	EXPENSES	AMOUNT
505000	Office Supplies	\$ 960
505800	Medical & Health Supplies	46,505
510000	Local Mileage Reimbursement	1,500
510200	Training and Education	600
516020	Professional Svcs Contracts & Fees	1,087
530000	Other Expenses	10,477
561410	Lab & Technical Equipment	591
561420	Office Eqmt, Furniture & Fixtures	\$ 3,780
	TOTAL	<u>\$65,500</u>

and be further

RESOLVED, that certified copies of this resolution be forwarded 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. (6-0)

7. COMM. 20E-20 (2018)

COUNTY EXECUTIVE AS AMENDED

WHEREAS, the purpose of this resolution is to authorize the Erie County Department of health to enter into contract with LEWAC Associates of WNY Inc. for the provision of professional educational event planning and promotional services for the period October 1, 2018 through September 30, 2023; and

WHEREAS, the provision of event planning services is based upon assigned rates from multiple grant funding sources for the Cancer Services Program of Erie County; and

WHEREAS, the funds to cover the costs of this contract are available through the professional services accounts in several grants including Cancer Services, Susan G. Komen, and Breast & Cervical Cancer Early Detection Program.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contract with LEWAC Associates of WNY Inc. for the provision of professional educational event planning and promotional services in the amount of \$1,500 for the period October 1, 2018 through September 30, 2023; and be it further

RESOLVED, that funds to cover the costs of this contract are available through the professional services accounts of the following grants and their future grant years: 127BREASTCERV1819, 127KOMEN1819 and 127PARTPREV1819; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the Erie 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 Department of Health, 9th Floor, Rath Building.
(6-0)

8. COMM. 20E-21 (2018)
COUNTY EXECUTIVE

WHEREAS, the Probation Department and the Sheriff's Office jointly seek to engage University Psychiatric Practice dba UBMD Psychiatry for the purpose of conducting psychological evaluations for individuals being considered for hire as Probation Officers, Deputy Sheriff Officers and Correctional Officers; and

WHEREAS, the civil service job posting for Probation Officer Trainee now includes as a special requirement the successful completion of a psychological evaluation: applicants will be subject to an extensive pre-employment background investigation and psychological evaluation; and

WHEREAS, the Probation Department will henceforth require every new Probation Officer to have successfully completed a psychological Evaluation prior to hire; and

WHEREAS, the Erie County Sheriff's Office in its responsibility to provide quality public safety services to the community also considers psychological evaluation results when hiring sworn Officers; and

WHEREAS, both the Probation Department and Sheriff's Office agree that using the same standards, methodologies, and evaluative instruments for both departments is in the best interest of the county; and

WHEREAS, University Psychiatric Practice dba UBMD Psychiatry has experience performing psychological evaluations for law enforcement using standards, methodologies and evaluative instruments that are preferred by both departments.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive and Sheriff's Office is hereby authorized to enter into contracts with University Psychiatric Practice dba UBMD Psychiatry 462 Grider Street, 11th Floor, Buffalo, NY 14215-3098 for the purpose of conducting psychological evaluations on new hire Probation Officers and sworn Officers; and be it further

RESOLVED, that the Erie County Legislature hereby waives the procedures, as impractical, provided for in Section 19.08 of the Erie County Administrative Code for purposes of securing the services of University Psychiatric Practice dba UBMD Psychiatry to be retained to provide psychological evaluation services associated with the hiring of new Probation Officers and sworn Officers; and be it further

RESOLVED, that budgetary appropriations in the respective departments Professional Services and Fees account #516020 be utilized; and be it further

RESOLVED, that certified copies of this resolution be sent to the: County Executive's Office, Division of Budget and Management, County Comptroller, County Attorney, Personnel Department, Sheriff's Office, Purchasing and the Probation Department.
(6-0)

9. COMM. 20E-23 (2018)
COUNTY EXECUTIVE

WHEREAS, the Department of Senior Services continually looks to enhance services for older adults in Erie County and for ways to fund such services; and

WHEREAS, the Administration on Aging (AoA), part of the Department of Health and Human Services Administration for Community Living (ACL) recently ran a nationwide competition to select proposals, for Innovations in Nutrition program pilot grant funding, for improvements, expansions, and/or modernizations of senior nutrition programs; and

WHEREAS, the Department, in conjunction with the Albany County Department for the Aging, submitted an application to the ACL for funding of a pilot program to provide eligible participants with senior congregate meals in select locally owned and operated dining establishments in order to reach underserved older adult populations in both counties and to streamline and computerize the meal count process in their existing congregate dining programs; and

WHEREAS, the ACL recently notified the Department of Senior Services that, as one of the four applicants selected nationwide, it was awarded \$500,000 of Innovation in Nutrition Program Federal grant monies for the period September 1, 2018 through August 31, 2020; and

WHEREAS, to comply with grantor requirements, the Department of Senior Services is the recognized recipient of the total grant, with the Albany County Department for Aging being a subcontractor, is budgeted to receive one half of the Federal grant monies; and

WHEREAS, the grant requires a 25% local share match which is to be split evenly, with Erie County's portion being \$83,334 spread out among the Department's 2018, 2019 and 2020 annual County budgets; and

WHEREAS, matching funds are available in the Department's current 2018 annual budget to cover the projected local share needed in 2018, and matching funds will be included in the Department's 2019 and 2020 annual County budgets; and

WHEREAS, the Department wishes to introduce new dining options to Older Adults by providing restaurant dining options at locally owned and operated dining establishments through this pilot program; and

WHEREAS, dining programs are an effective way to reduce social isolation and prevent early use of higher cost health services; and

WHEREAS the Department sought initial restaurant partners in regions that are currently underserved due to lack of a current dining site and/or population demographics; and

WHEREAS, the Department's application for grant funding had identified the West Side Bazaar at 25 Grant St. Buffalo, 14213, as a potential facility in which to launch the restaurant dining program through the various food vendors operating there, who while serving the general public can also reach an ethnically diverse neighborhood senior population under represented at the Department's existing congregate dining sites; and

WHEREAS, the participating vendors at the West Side Bazaar are as follows:

Nine&Night - dba Nine + Night Thai Bistro
Abyssinia Ethiopian Cuisine
Exotic Japanese Foods - dba M Asian Halal Foods
Thang's Family Restaurant - dba Thang's Family Japanese Ramen
007 Chinese Food
Kiosko Latino
Rakhapura Mutee and Sushi
Wa Wa Asian Snacks

and

WHEREAS, the Department of Senior Services, through the County's Division of Purchase's web site, social media, and notices published in the legislatively approved newspapers, issued an invitation for locally owned and operated restaurants to submit letters of interest to participate in the program; and

WHEREAS, the Department of Senior Services will continue to post an invitation for restaurants to participate and add restaurants based on funding availability; and

WHEREAS, the Department of Senior Services aims to have flexibility in the program to obtain a best mix of providers and service to Erie County residents with a focus on underserved older adult populations; and

WHEREAS, the grant funding will also allow the Department of Senior Services to begin replacing the existing congregate dining program's paper based process for tracking clients and meal counts at dining sites, with electronic scanners, client key tags, and computerized uploading of data to the NY State Office for the Aging's PeerPlace system.

NOW, THEREFORE, BE IT

RESOLVED, the County Executive be and is hereby authorized to enter into a contract with the Administration on Aging, part of the Department of Health and Human Services Administration for Community Living, to accept \$500,000 of Innovations in Nutrition grant funding, for the period September 1, 2018 through August 31, 2020; and be it further

RESOLVED, the County Executive be and is hereby authorized to contract with the Office for the Aging of Albany County, NY, as a subcontractor of the Department of Senior Services and pay them up to one half of the federal grant monies, upon the Department's receipt and approval of the appropriate

subcontractor expenditure reports, with the Office for the Aging of Albany County, NY being responsible for providing the required local match for the federal grant funds they receive; and be it further

RESOLVED, that Erie County's share of the grant's required 25% local match be, in 2018, funded out of the Department's general fund, Administration & Support cost center (#1631010), County Share - Grants account (#559000). With County share funding for the grant in subsequent years to be included in the Department's annual budget requests for 2019 and 2020; and be it further

RESOLVED, to the extent applicable, the Erie County Legislature hereby waives the procedures, as impractical, provided for in Section 19.08 of the Erie County Administrative Code for purposes of securing the services of locally owned and operated dining establishments to provide on-site congregate meals for eligible seniors participating in the Department's restaurant meal program; and be it further

RESOLVED, that the County is authorized to contract, for the provision of on-site congregate meals for eligible seniors, during the period January 1, 2019 to August 31, 2020, with the West Side Bazaar and the food vendors that operate there, including:

- Nine&Night - dba Nine + Night Thai Bistro
- Abyssinia Ethiopian Cuisine
- Exotic Japanese Foods - dba M Asian Halal Foods
- Thang's Family Restaurant - dba Thang's Family Japanese Ramen
- 007 Chinese Food
- Kiosko Latino
- Rakhapura Mutee and Sushi
- Wa Wa Asian Snacks

and be it further

RESOLVED, the County is authorized to enter into agreements with new restaurant partners qualified by the Department of Senior Services to meet geographic and/or demographic service demand as the program evolves; and be it further

RESOLVED, that the Department is authorized to utilize grant funds to purchase of scanners, key tags, other equipment and supplies; and be it further

RESOLVED, that the budget for the Innovations in Nutrition 2018 - 2020 grant, (163INNU1820), be established as follows:

REVENUES		INITIAL BUDGET
Account	Description	
414000	Federal Aid	\$500,000
417000	Contributions-Participants	24,261
466320	Subcontractor Match	83,333
479000	County Share Grants	<u>83,334</u>
TOTAL REVENUE		<u>\$690,928</u>

APPROPRIATIONS		INITIAL BUDGET
Account	Description	
505000	Office Supplies	\$3,650
505400	Food & Kitchen Supplies	350
510000	Local Mileage Reimbursement	750
510100	Out of Area Travel	4,250
516020	Professional Services & Fees	334,833
516027	Meal Preparation	291,134
530000	Other Expenses	2,000
561410	Lab & Tech Equipment	9,700
916390	ID Senior Services Grant	40,761
980000	ID DISS Services	<u>3,500</u>
TOTAL APPROPRIATIONS		<u>\$690,928</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 grantor approved funding levels; 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, Purchasing and the Department of Senior Services.

(6-0)

JOHN BRUSO
CHAIR