

June 19, 2014

HEALTH & HUMAN SERVICES COMMITTEE
REPORT NO. 8

ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 11D-2 (2014)
DEPARTMENT OF LAW: “Notice of Public Hearing Local Law Intro. No. 1-2014”
(6-0)
 - b. COMM. 11D-3 (2014)
DEPARTMENT OF LAW: “Notice of Public Hearing Local Law Intro. No. 2-2014”
(6-0)
 - c. COMM. 12D-15 (2014)
COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES: “Community Response to Child Protective Services”
(6-0)
 - d. COMM. 12M-7 (2014)
FRANCISCO M. VASQUEZ: “Letter Regarding CPS and Commissioner Dankert-Maurer”
(6-0)
2. INTRO. 11-6 (2014)
GRANT & BURKE
WHEREAS, the Legislature unanimously adopted INTRO 17-3 (2013) that started the dialogue with regard to re-invigorating the Erie County Community Coordinating Council on Children & Families; and

WHEREAS, INTRO 17-3 (2013) described the Community Coordinating Council on Children & Families as “the community’s ‘eyes and ears, hearts and minds’ to speak on behalf of the most vulnerable members of our community through their review of best practices and evidence-based advocacy;” and

WHEREAS, on March 6, 2014, Legislator Dixon appropriately submitted Local Law Int. 2-1 to the Legislature to restructure and reinstitute the Community Coordinating Council on Children & Families, and the Local Law Int. was unanimously adopted by the Legislature on May 8, 2014, and is currently before County Executive Mark C. Poloncarz for his consideration and expected signature; and

WHEREAS, in as much as the Community Coordinating Council on Children & Families will be an important added layer of oversight for the community, it would be appropriate for the Legislature to monitor the Council’s re-invigoration as the expected re-implementation is undertaken.

NOW, THEREFORE, BE IT

RESOLVED, that this Legislature declares that the implementation of the Local Law to re-establish the Erie County Community Coordinating Council on Children & Families is a priority for County government, and this Legislative Body directs all affected departments to fully cooperate in the reviving of this important County panel; and be it further

RESOLVED, that the Health & Human Services Committee shall conduct periodic updates concerning the progress of the re-implementation, and invite to committee meetings the Commissioners and Directors of the various health and human service departments of Erie County government – including but not limited to the Departments of Social Services (including Youth Services), Health, Mental Health, Probation and Senior Services to keep the Health & Human Services Committee abreast of all the steps undertaken to re-empanel the Council; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this resolution to the Erie County Executive, the Honorable Mark C. Poloncarz; and the Commissioners and Directors of the Erie County departments charged with re-empanelling the Council; and any other individual or organization deemed appropriate.
(6-0)

3. COMM. 12E-35 (2014)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health provides forensic medical services through the Office of the Medical Examiner; and

WHEREAS, the need for expert toxicological skills is critical for the function of the medical examiner’s office; and

WHEREAS, the Erie County Medical Examiner’s office provides crucial support and determinations to the law enforcement community and

WHEREAS, the position of Chief County Toxicologist will soon be vacant; and

WHEREAS, as such, the Department of Health is requesting the modification of the Job Group for the position of Chief County Toxicologist; and

WHEREAS, funding for this change is available in account 500000 Full Time Salaries.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the upgrade of the position of Chief County Toxicologist to Job Group 18 (B-100 #7775) to be effective July 7, 2014; and be it further

RESOLVED, that variable minimum authorization is hereby provided at a maximum of step 3 in order to secure a qualified candidate for this essential position; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the County Executive, the Office of the Comptroller, the Department of Personnel, the Division of Budget and Management, and to Commissioner Gale R. Burstein in the Erie County Department of Health. (5-1, Legislator Lorigo voted in the negative)

4. COMM. 12E-36 (2014)
COUNTY EXECUTIVE

WHEREAS, New York State has also made the decision to place individuals receiving long-term services and supports, including congregate meals, into managed long term care plans (MLTC).

WHEREAS, MLTCC have recently begun contracting with other Area Agencies on Aging (AAA), including Niagara County, for the provision of congregate meals for the companies clients; and

WHEREAS, The Department of Senior Services (Department), through 45 senior dining sites spread throughout the County, provides hot nutritious congregate meals in safe, senior friendly environments; and

WHEREAS, the Department desires to contract with MLTCC, authorized by the State of NY to operate in Erie County, and provide, for a fee, congregate meals to the companies' clients, for the period 7/1/14 to 12/31/14; and

WHEREAS, the Department has determined that a fee of \$7.50 per meal, is appropriate, given the costs involved in operating the congregate program and what MLTCC have been willing to pay other AAA; and

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and hereby is authorized to enter into contracts with MLTCC authorized by the State of NY to operate in Erie County, to provide congregate meals to the companies' clients at a price of \$7.50 per meal; and be it further

RESOLVED, that the County Executive is authorized to execute contract amendments with existing Senior Service's congregate program subcontractors through whom these services may be provided; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust the Department of Senior Services Congregate grant (163III-C12014) budget to effectuate funding changes resulting from MLTCC contract revenues; 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 Departments of Law and Senior Services. (6-0)

5. COMM. 12E-37 (2014)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health administers a Cancer Services Program to provide cancer screenings to the uninsured and the underinsured; and

WHEREAS, the Cancer Services Program is responsible for ensuring thousands of Erie County residents receive needed screenings for potentially deadly cancers; and

WHEREAS, every year dozens of lives are saved thanks to the discovery of treatable cancers in Erie County residents who utilize the Cancer Services Program; and

WHEREAS, Premier OB/GYN is one of the healthcare providers which has provided screenings for cervical cancer to Erie County Residents; and

WHEREAS, Premier OB/GYN is owed \$6,657.06 for services rendered as part of the Cancer Services Program; and

WHEREAS, the Department of Health and Premier OB/GYN need to execute a contract in order for the payment to be made, as well as to continue the County's relationship with the vendor moving forward.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract with Premier OB/GYN for the period January 1, 2012-December 31, 2014; and be it further

RESOLVED, that the Legislature approves of the payment of \$6,657.06 to Premier OB/GYN for services previously rendered; 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 and Management, the Department of Law, and to Dr. Gale R. Burstein, Commissioner of Health.
(6-0)

6. COMM. 12E-38 (2014)
COUNTY EXECUTIVE
WHEREAS, insufficient funds exist to pay for fee-for-service pathologist services; and

WHEREAS, the Department of Health has analyzed its objects of expense and has determined that in that in Account 516020 Professional Services Contracts and Fees expenditures will exceed appropriations by \$58,000; and

WHEREAS, a transfer of funds must be made in order to fulfill our commitments to the provide timely pathological examinations of the deceased; and

WHEREAS, sufficient funds are available in Account 500000 Full Time Staff 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:

Health Department Medical Examiner's Office - Fund Center 12740

<u>Expense</u>	Increase/(Decrease)
Account 500000 Full Time Salaries	\$ (58,000)
Account 516020 Professional Services Contracts and Fees	<u>\$58,000</u>
Total Expense	\$ 0

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 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.
(6-0)

7. COMM. 12E-39 (2014)
COUNTY EXECUTIVE
WHEREAS, the Erie County Department of Health's Division of Health operates an STD clinic at the Jesse E. Nash Center located at 608 William St; and

WHEREAS, Erie County Department of Health strives to be on the cutting edge of research and innovation in public health; and

WHEREAS, the spread of antibiotic resistant gonorrhea is a dangerous trend; and

WHEREAS, Melinta Therapeutics Incorporated is working to develop new antibiotics that will be effective in treating new strains of gonorrhea; and

WHEREAS, PPD Development, LP, the research arm of Melinta Therapeutics, has offered to pay Erie County \$2,400 per patient to enroll in this critical study.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract with PPD Development, LP, the research arm of Melinta Therapeutics, to participate in a study to test new antibiotics that will be effective in treating new strains of gonorrhea; and be it further

RESOLVED, that the term of this contract shall commence on July 1, 2014; 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 and Management, the Department of Law, and to Dr. Gale R. Burstein, Commissioner of Health.
(6-0)

LYNNE M. DIXON
CHAIR