

**HUMAN SERVICES COMMITTEE MEETING MINUTES
TUESDAY, OCTOBER 1, 2019
9:00 A.M.**

PRESENT: B. Donohue, M. Walker, M. Falk, D. LeFeber, D. Mahus, I. Coyle, B. Mann, S. Hillier, J. Barry, J. Gunther-Intern
 ABSENT: D. Babbitt Henry, I. Davis,

Human Services Chair Brenda Donohue asked Board Chair and Avon Supervisor David LeFeber to lead the Pledge of Allegiance.

CENTER FOR NURSING & REHABILITATION – STEPHEN WOODRUFF

Action Item(s) To Be Reported

1. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION: WORLDWIDE TRAVEL STAFFING, LIMITED

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Center for Nursing and Rehabilitation and any future amendments to said contract, according to the terms designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Worldwide Travel Staffing, Limited 2829 Sheridan Drive Tonawanda, NY 14150	11/01/19-10/31/20	Fee Schedule
For: Supplemental Staffing Contract, RN, LPN, CAN		

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Operating Budget	N/A	Yes

Director's Comments:

Staffing agencies have had limited personnel available and are experiencing the same recruiting difficulties as the CNR and other providers. This contract will enable the select and limited use of agency personnel to meet staffing needs.

Mr. Woodruff explained that we currently have a contract with Worldwide that is expiring.

Motion: Mrs. Walker moved and Mr. Falk seconded to approve the foregoing resolution Carried.

2. AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR THE BIOMEDICAL, PATIENT CARE RELATED ELECTRICAL EQUIPMENT AND PATIENT HANDLING EQUIPMENT TESTING TO THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION-HEALTH SYSTEM SERVICES

WHEREAS, the County of Livingston solicited a Request for Proposal for Biomedical, Patient Care Related Electrical Equipment and Patient Handling Equipment Testing to the Livingston County Center for Nursing and Rehabilitation, and Health System Services three (3) proposals were received, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract, which is determined to be the most qualified to provide said services, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Health System Services 6867 Williams Road Niagara Falls, New York 14304	10/1/19-9/30/22, with 2 additional one year renewal options	\$5,795.00 per year with a 5% increase for each renewal option year
For: Request for Proposal for Biomedical, Patient Care Related Electrical Equipment, and Patient Handling Equipment Testing, consistent with manufacturers guidelines.		

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>

Operating Budget	100%	Yes
------------------	------	-----

Directors Comments:

The Center has historically completed testing of this equipment through prescribed interval based contracts, consistent with these devices manufacturer’s recommendations. This contract encompasses all biomedical, patient care related equipment, and patient handling equipment devices currently within and future devices within these categories that required certified testing, consistent with their manufacturer’s guidelines.

Mr. Woodruff reported on the RFP submittals received and the recommendation is to award to Health System Services. The County has worked with them before and currently has a contract for Medicaid Part B.

Motion: Mr. Falk moved and Mrs. Walker seconded to approve the foregoing resolution Carried.

Pre-approved Informational Item(s) To Be Reported

- 1.) Dialysis Extension Clinic Update-Mr. Coyle reported that formal notice has been sent to Noyes Hospital that the County is going to sever the agreements with them for the onsite dialysis clinic effective today. Noyes began moving chairs owned by Noyes out of the clinic last week. Noyes needs to notify the Department of Health that they are discontinuing service as the hospital needs a site to provide this service and they no longer have that at the CNR. It will take some time for a new provider to come up due to the DOH approvals necessary in Albany. We do feel confident that one of two interested interested parties who have contacted us will work well for us.
- 2.) Mr. Woodruff reported that today, October 1, 2019, marks the implementation of the new Patient Driven Payment Model (PDPM) methodology, a revision to the Minimum Data Set (MDS) process promulgated under CMS (Center for Medicare and Medicaid Services). In anticipation of PDPM implementation, Mr. Woodruff referenced the educational initiatives undertaken at the CNR from last year in anticipation of this programmatic change, and expressed thanks the Human Services Board for their continued support.

FINANCIAL/OPERATIONAL UPDATES:

- a) Occupancy – As of September 23rd, 2019 occupancy was 88.54% for the month, YTD 92.21%. GOL 89.97%
- b) Cash Flow - The CNR's Cash Flow Report as of September 23, 2019 reflects \$19,583,321 in reserves.
- c) Budget Variance - The July 2019 budget variance report will be distributed and discussed at the committee meeting. Medicaid and Medicare are under budget. Private Pay is over budget \$1.6. Operating expense is under budget \$2,094,000. GOL is over budget \$40,791. Cash Reserves are \$19,469,810. Another IGT payment is anticipated in October.
- d) Next Friday is the graduation ceremony event with FLCC at 1:00 in the Atrium. We were able to fund this particular class fully with funding with Ryan Snyder’s support and the applicants not having the SES qualifier to be able to participate in the program so Mr. Woodruff believes we may have been able to reach a broader pool.
- e) This Friday there is will an inaugural dance for the residents.

Informational Item(s) Written Only

- 1) Reports - Absenteeism, Mandation, FMLA, Payroll Performance, Work Related Injuries, Report Card
- 2) Current FT Nursing Assistant vacancies are: Night Shift – 16, Evening Shift – 19, Day Shift – 15
- 3) Nurse Recruitment – The CNR is actively recruiting qualified applicants.
 - a) There are currently 1 Part Time Day shift LPN, 6 Full Time and 4 Part Time evening shift LPN and 4 Full Time and 1 Part Time LPN night shift vacancies.
 - b) There are currently 1 Full Time Day Shift RN, 3 Full Time Evening shift RN, & 2 Full Time Night Shift RN vacancies.
 - c) There are currently 1 Part Time Day shift PCA and 1 Part Time Evening Shift PCA vacancies.
 - d) The Center continues to utilize agency staffing solutions in the interim to augment these vacancies.
 - e) The Staffing Services Specialist position is vacant.
- 4) EPC Project Updates-

- a) Boiler Replacement - completed, however, the vent piping requires the installation of new seals secondary to condensate leakage from the boilers. Repairs will be completed at no cost to the County.
 - b) Building envelope – infiltration seal – contacted contractor to investigate air blowing into the ceiling above resident rooms on the 3rd floor, this item remains open.
 - c) Lighting- the contractor has been notified to replace lighting fixtures that are malfunctioning and will be replaced at no cost to the County.
- 5) The Center issued a Notice of Renewal to “Loretta’s Beauty Shop,” for the Cosmetology Services contract for the period of December 1, 2019 through November 30, 2020, under the same terms previously entered into. This is the last option year of the contract.
 - 6) The Center issued a Notice of Renewal to SightRite, Inc. for the Optometric Services contract for the period of November 1, 2019 through October 31, 2020, under the same terms previously entered into. This is the first of two one-year year renewal terms.
 - 7) A Request For Proposals was released for: “Biomedical, Patient Care Related Electrical Equipment, and Patient Handling Equipment Testing, with submittals due by September 30, 2019.
 - 8) The Center, in collaboration with The Bonadio Group, submitted the 2020 capital preview rates and attestation to the New York State Department of Health on 09/24/19. The Center is requesting consideration for an increase in these rates for both the Skilled Nursing Facility and for the Adult Day Care program.
 - 9) Beacon Solutions Monthly Report – to be distributed.
 - 10) On October 4th, the Center will be hosting a Resident Dance from 6:30 p.m. to 8:00 p.m., with live music in the Center’s Atrium.
 - 11) On October 31st, the Center will be hosting students from the Geneseo Central School District, Grades 1 & 2, to celebrate Halloween festivities with the Residents of the CNR from 9:30 am-10:30 am.

DEPARTMENT OF HEALTH – JENNIFER RODRIGUEZ

Action Item(s) To Be Reported

1. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH: GENESEE COUNTY & MVP HEALTH CARE

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Department of Health and any future amendments to said contracts, according to the terms designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u> Genesee County 5130 East Main Street Batavia, NY 14020	<u>Term</u> Upon signature-12/31/24	<u>Amount</u> Per rate sheet
------------------------------------------------------------------------------------------	----------------------------------------	---------------------------------

For: Indemnify Genesee County in the event that Integrity Partners BHCC funding is reclaimed.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Indemnification amount to be shared by all partners. Actual amount is based on formula with high estimate at \$70,000.00	100%	Yes

Director’s Comments: This contract will allow the Mental Health to be reimbursed for provided services.

MVP Health Care 220 Alexander Street Rochester, NY 14607	9/1/19-auto renew	Per rate sheet
-----------------------------------------------------------------------	-------------------	----------------

For: This will allow the Mental Health clinic to be reimbursed for services.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
N/A- MVP pays us to provide clinic services	0%	Yes

Director’s Comments: This contract will allow the Mental Health to be reimbursed for provided services.

Ms. Rodriguez thanked those that were able to attend the Re-accreditation luncheon. Ms. Rodriguez reviewed the contracts for approval.

Motion: Mr. Falk moved and Mrs. Walker seconded to approve the foregoing resolution Carried.

2. APPOINTING MEMBER TO THE BOARD OF HEALTH – DEANNA LYONS, MD

RESOLVED, that the following member is hereby appointed to the Board of Health for the term designated:

Name	Address	Rep./Title	Term Expires
Deanna Lyons, MD	3822 Center Street, Livonia Center, NY 14487	Board Member	12/31/20 (Flender Term)

Ms. Rodriguez explained that Dr. Lyons missed the oath deadline and needs to be reappointed.

Motion: Mrs. Walker moved and Mr. Falk seconded to approve the foregoing resolution Carried.

3. AMENDING THE 2019 LIVINGSTON COUNTY SALARY SCHEDULE: DEPARTMENT OF HEALTH AND REFERRING THIS MATTER TO THE WAYS AND MEANS COMMITTEE

RESOLVED, that the 2019 Livingston County Salary Schedule is amended as follows:

Department of Health:

Create one full-time Mental Health Licensed Therapist position at Wage Grade 16 per the CSEA Contract effective 10/9/2019.

For: This position is necessary to meet the increasing numbers of Mental Health Clinic clientele.

Ms. Rodriguez explained that the new hire rate is \$25.43 and the base rate becomes \$28.25 per hour. This is for cover capacity. Therapists are at 110 clients per caseload and that is about the max. They have applied to OMH to add space at the Public Health office just in case we need to continue increasing staff. Ms. Rodriguez reviewed the office space changes made recently.

Motion: Mr. Falk moved and Mrs. Walker seconded to approve the foregoing resolution Carried.

4. PROCLAIMING THE MONTH OF OCTOBER 2019 AS BREAST CANCER AWARENESS MONTH

WHEREAS, breast cancer is the second most commonly diagnosed form of cancer for women in the United States and remains the second leading cause of cancer death among American women; and

WHEREAS, mammography, an “x-ray of the breast,” is recognized as the single most effective method of detecting breast changes long before physical symptoms can be seen or felt. Early detection and improved treatment is believed to have significantly reduced the number of deaths caused by breast cancer; and

WHEREAS, researchers, scientists, and numerous nonprofit organizations are dedicated to discovering the cure for breast cancer. During the month of October, we acknowledge the extraordinary commitment and effort invested in this cause; and

WHEREAS, we recognize that over two and a half million Americans are breast cancer survivors that give us hope of a better future; now, therefore be it

RESOLVED, that the Livingston County Board of Supervisors extends their support for those who continue to cope with breast cancer, survivors and those advocating for prevention and a cure and in so doing hereby proclaim OCTOBER 2019 as “Breast Cancer Awareness Month” in Livingston County.

Motion: Mr. Mahus moved and Mr. LeFeber seconded to approve the foregoing resolution Carried.

5. ESTABLISHING THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH ENVIRONMENTAL HEALTH FEE SCHEDULE FOR SERVICES RATES EFFECTIVE JANUARY 1, 2020

WHEREAS, the rates of the Environmental Health Fee Schedule For Services were last established in November 2014 and are subject to adjustment for current economic conditions, now, therefore, be it

RESOLVED, that the following Environmental Health Schedule For Services Rates be effective January 1, 2020:

SERVICE	PREVIOUS RATE	NEW RATE
Children’s Camp Permit	\$200	\$200
Campground (1-250 sites) or Migrant Camp Permit	\$195	\$205
Campground (251+ sites)	---	\$250

Temporary Residence – New facility Engineering Review	\$150	\$160
Temporary Residence Permit-2 (Hotel/Motel)	\$195	\$210
Public Swimming Pool – New facility Engineering Review	\$200	\$210
Public Swimming Pool Permit	\$105	\$110
Public Beach – New facility Engineering Review	\$150	\$160
Public Beach Permit	\$105	\$115
Agricultural Fairground Permit – Single Event	\$150	\$160
Mass Gathering –Engineering Review	\$150	\$200
Septic System Repair/Replacement – Engineering Review	\$50	\$55
Septic Tank Replacement or Privy Permit	\$75	\$60
Septic System Repair/Replacement Permit	\$90	\$95
Septic System – New system Engineering Review	\$100	\$105
Septic System Permit-2 (new system)	\$115	\$120
Mobile Home Park – New facility Engineering Review	\$150	\$160
Mobile Home Park Permit-2 - <25 sites	\$100	\$110
Mobile Home Park Permit-2 - 25-50 sites	\$175	\$185
Mobile Home Park Permit-2 - >50 sites	\$235	\$245
Realty Subdivision – Engineering Review (per lot)	\$25	\$30
FSE – New facility Engineering Review	\$100	\$105
FSE Permit Low Risk	\$80	\$85
FSE Permit Medium Risk	\$170	\$180
FSE Permit High Risk	\$225	\$275
Catering operation only	---	\$235
FSE add-on for catering/mobile food operation (per operation)	---	\$50
Temporary FSE Permit – Single event	\$60	\$65
Temporary FSE Permit	\$115	\$95
Mobile Food Vendor Permit (per unit)	\$80	\$95
Public Water System (PWS) – New system Engineering Review	\$150	\$160
PWS Non-community - Annually Regulated Facility	\$175	\$185
PWS Community <500 population - Annually Regulated Facility	\$230	\$240
PWS Community >500 population - Annually Regulated Facility	\$335	\$345
Cross Connection Control (RPZ) – Engineering Review	\$50	\$50
Late Fee (Permits) – If not received following 14 calendar days from the due date identified on the invoice.	---	\$30

This has been vetted through the last Board of Health meeting. They utilized the NYS guidelines, counties similar in population and program size when determining changes. Ms. Rodriguez reviewed the changes and explained deficiencies and high risk notifications.

Motion: Mrs. Walker moved and Mr. Falk seconded to approve the foregoing resolution Carried.

There have been some staff resignations over the past few days. Ms. Rodriguez explained that we have lost our cancer services funding. The County will continue to promote cancer services and the main street goes blue program. Ms. Rodriguez reviewed how the County was a subcontractor of the grant.

Informational Item(s) Written Only

- Environmental Health processed and received funding from the NYS Environmental Facilities Corporation (EFC) in the amount of \$29,750 to be distributed among four homeowners for reimbursement of septic system repairs in the Conesus Lake watershed. The program is anticipated to go on for another three years.
- Expanding Be Well in Livingston to Mt. Morris- CATCH training scheduled and discussing dates for SHI assessment; met with Town and Village Board to discuss Be Well and opportunities for the community to include assessments and focus groups, data review and local resources; attended Mt Morris School Open House to inform and engage community member on Be Well; research options for translation as material needs to be in Spanish.
- Continue to conduct Community Health Assessment process using MAPP process in collaboration with UR Medicine I Noyes Health and GVHP - MAPP results reviewed, priorities will be **Prevent Chronic Disease** (Be Well) and **Promote Well-Being and Prevent Mental and Substance Use Disorders**, subcommittee committees to review MAPP results, NYSDOH Prevention Agenda, CHA Leadership Team met in September and reviewed draft of CHIP.
- SHAPE workplan activities: coordinated Wellness Session on Plant Forward Thinking; planning next wellness session on financial wellness; working on policy adoption regarding healthy meeting/vending
- Developed and distributed Physician Updates regarding emerging topics and LCDOH services.
- Revising LCDOH website as per administrative staff to be more user friendly.
- Coordinating school open houses- tabling with LCDOH service information and public health topics
- As per, LCDOH communication plan adopted in August, piloting morning announcements with staffing updates, upcoming events and wellness tips.
- Assisted with Fall Prevention Workshop in collaboration with Fall Prevention Committee with 67 in attendance.
- Coordinating Days of Screening in collaboration UR/Noyes Health and Elizabeth Wende Breast Center
- Revising Emergency Preparedness Plan and reviewing DRT/CORE team members/purpose/responsibilities.
- Reviewed mass fatality plan.
- National Preparedness Month activities included press release, psa, pennysaver ad, social media and website posts, 40 registered for citizen preparedness training
- Continuing incident reviews and CQI for LC Mental Health
- Outreach regarding additional RHC SUNY Geneseo clinic site
- Media and outreach efforts: HAB Update X2, E Cig/Vaping Illness, Flavored E Cigarettes Ban, Children with Special Healthcare Needs, Lead, Baby Safety, Lunchbox Safety, Flu and Prostate Cancer
- Coordinating School Open Houses
- Updating Keeping Youth Healthy Guide- local educational programs and resources
- Planning for Trauma Informed practices and policies - develop committee to discuss trainings and plans Livingston County WIC is doing a Headstart pilot project for NYS to encourage new participation in the program.
- NYS has lowered the lead level for case management and environmental health inspections to 5ug/dl which will have a significant impact on staff.

DEPARTMENT OF SOCIAL SERVICES – DIANE DEANE

Action Item(s) To Be Reported

1. AMENDING A PORTION OF RESOLUTION 2019-13

WHEREAS, Resolution No. 2019-13 authorized the Chairman of the Board of Supervisors to sign various contracts for the Livingston County Department of Social Services, and

WHEREAS, Resolution No. 2019-13 authorized a contract with Reginald L. Cox d/b/a The Fatherhood Connection for Father’s Group & Boy’s Group in the amount of \$20,000.00 Max., and

WHEREAS, a request has been made by the contractor and approved by the agency to increase the Max. amount to \$22,000.00; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a contract for the Livingston County Department of Social Services, and any future amendments to said contracts, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
-------------------	-------------	---------------

3 Mountain Rise
 Fairport NY 14450
 For: Father's Group & Boy's Group

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Child Welfare FFFS – Title XX Under 200%	0-25%	Yes X No

Mrs. Deane reviewed the correction to the contract amount.

Motion: Mrs. Walker moved and Mr. Falk seconded to approve the foregoing resolution Carried.

Mrs. Deane reported that Amy Skinner has resigned and that position is being posted.

Informational Item(s) Written Only

1. Statement of Appropriations (Monthly) (August) – Attached
2. Statistics (Monthly) (August)

	<u>Aug</u>	<u>% Change from Jan 1</u>
Temporary Assistance Cases (TA):		
Family Assistance	217	-6.47%
Safety Net	226	-11.37%
Total	443	-9.03%

Medicaid Cases (MA):		
Community	1655	0.00%
Chronic Care	217	-7.66%
Foster Care	153	4.79%
SSI	1268	0.88%
Total	3293	0.00%

Livingston County Citizens receiving some form of Medicaid service:		
Cases In Transit	39	
NYSOH		
Livingston County DSS	4496	
Total	4535	

Food Stamp Only Cases:	2149	-0.74%
SSI Food Stamp Cases:	820	-0.49%
Child Care Cases:	134	-11.84%

Fraud:		
Front End Detection (FEEDS) - During Applicant Status	1	
Fraud Referrals Received - Anonymous/Other	1	
Fraud Referrals Received - Internal/DSS	1	
Referrals sent to Sheriff & DA	2	
Pending with DA/Awaiting Disposition	9	

Clients thru the lobby (Unduplicated #):	915
Total # of individuals served by reception staff:	1686

Housing - Homeless Caseload:	
Diversion	27
Housed	42
	<hr/>

	Total	69	
Total Nights		713	
Singles		425	
2 Adults		19	
Families		269	
Total Clients in Temp. Housing at end of month		23	
Clients entering Temp. Housing & remaining in the month		12	
Code Blue - Below 32 Degrees			
Cases		0	
Nights		0	
Section 8 Vouchers Leased Up:		478	
Child Support:			
Caseload Count	3,194		-3.07%
Dollars Collected	\$677,817		
Child Protective Services (CPS): Ongoing			
New Primary Investigation Assignments		50	
Secondary Assignments from Other Counties		17	
Petitions Filed		4	
1034 Court Ordered Investigations Completed		0	
CPS Ongoing Case Management/Preventive Services:		64	6.67%
CPS Ongoing Management Cases		41	
Article 10 Placement/Non-DSS Custody Cases (Out of Home)		13	
*Distinct Children		32	
Supervision Cases Remaining in Home		21	
*Distinct Children		48	
Supervision Cases on Behalf of Another County-Secondary		7	
*Distinct Children		9	
Probation Based # of Children Referred		30	
School Based Consults (Avon, Dansville, Livonia)		75	
TASA (Case Management for Pregnant/Parenting Teens) Active		0	
Foster Care		43	
Foster Children - DSS Custody		39	5.41%
OCFS State Custody		3	
Levels of Care:			
Foster Boarding Home		30	
Approved Relative Foster Home		0	
Institution		5	
Group Home		1	
Supervised Independent Living		0	
Other		3	

Other Case Processing	4	
ICPC Requests	0	
Supervision - Post Discharged - Court Ordered	1	
Supervision on behalf of another county	0	
Aftercare Services	0	
Children on Trial Discharge	0	
Children Discharged to Parent or other resource	3	
Adoptions	0	
Protective Services for Adults (PSA):	40	-21.57%
PSA Referrals Received	10	
Active Financial Mgmt. Cases	50	
Active Home Mgmt. Cases	50	
Personal Care Aide Cases	35	
Level I	5	
Level II	30	
Level I pending	0	
Cases waiting for an assigned Aide	1	
Guardianship Cases	3	
Awaiting discharge	5	
Pending	0	
Assessment Contacts	116	

3. Employees hired, resigned or retired in September:

Amy Skinner	Resigned	Social Services Division Director	9/6/19	Springwater
Jennifer Watt	Promoted	Sr. Social Welfare Examiner	9/15/19	York
Penny Lauko	Hired	Home Energy Assistance Examiner	9/16/19	Leicester
Nancy Gray	Retired – 32 years	Sr. Typist	9/20/19	Dansville
Donna Mankoff	End of Temp. Position	Sr. Caseworker	9/30/19	Mt. Morris

4. Livingston County’s Safe Harbour program will be entering the program development phase in 2020. A Kick Off of this new phase will be occurring on October 15, 2019 at the Conference Center on Murray Hill. The event will include a training portion between 10:00 am and Noon, and an afternoon session focusing on the expansion activities and requirements. RSVP to tmccaughy@co.livingston.ny.us.

OTHER – IAN COYLE

Action Item(s) To Be Reported

1. PROCLAIMING THE MONTH OF OCTOBER 2019 AS DOMESTIC/FAMILY VIOLENCE EDUCATION AND AWARENESS MONTH FOR LIVINGSTON COUNTY

WHEREAS, October is National Domestic Violence Awareness Month across the United States, and Purple has been designated as the domestic violence color marker, and

WHEREAS, the issue of domestic/family violence is a major societal problem that costs the County government and taxpayers thousands of dollars each year and will only yield in part to continual focus and exposure by the County government, its affiliates and committees, and

WHEREAS, the Livingston County Domestic Violence Consortium and the Livingston County Domestic Violence Task Force fully support the implementation of this resolution in support of their collaborative efforts within the County, and

WHEREAS, the Education, Prevention and Awareness arm of Chances and Changes, Inc. demonstrates a partnership commitment to provide presentations and information to schools to educate kindergarten through college level students, many area public sector organizations, and emphasizes the need for exposure and training for County businesses, especially their managers and supervisors on this difficult topic, and

WHEREAS, events and programs are offered by the County domestic/family violence agency, Chances

and Changes, Inc., during October of each year in acknowledgement of this National Awareness Month, and include programs with and for SUNY Geneseo and other County students, community residents recognized by Partners In Change awards and other County activities such as candlelight vigils and Friends and Family Information Sessions; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby proclaim the month of October, 2019 as Domestic/Family Violence Education and Awareness Month for Livingston County.

Motion: Mr. Falk moved and Mrs. Walker seconded to approve the foregoing resolution Carried.

Mr. Coyle reported that the victim impact grant was obtained through the Sheriff’s Office in the amount of \$287,000 for three years. This will cover the position that was lost from the District Attorney’s Office.

ADJOURNMENT

Mr. Mahus moved and Mr. LeFeber seconded to adjourn the meeting at 9:24 a.m.

OFFICE FOR THE AGING – SUE CARLOCK

Informational Item(s) Written Only

Served Client Summary

Livingston

01/01/2019 and 08/31/2019

Report Run Date: 09/16/2019

Service Type Summary

Service Type	Total Units Jan – August 2019
Caregiver Services – contracted and direct	263 contacts
Case Management – direct	1,323 hours
Congregate Meals – contracted and direct	15,595 meals
Health Promotion Services – direct	896 contacts
Home Delivered Meals -contracted and direct	30,464 meals
Information & Assistance – contracted and direct	2,028 contacts
Legal Services - contracted	182 hours
Nutrition Counseling – contracted	47 individuals
Personal Care (Aide Service) - contracted	3,825 hours
Personal Emergency Response - contracted	3,879 service months
Transportation – contracted	4,453 one-way rides

Upcoming Events:

September 30th: Peace of Mind Planning Event
October 16th: Public Hearing – Everyone Welcome!
October 22nd: Medicare 101
October 30th: Medicare Information Fair

Updates:

The office's Annual Review took place on September 18th and 19th. Stacey Crawford from the New York State Office for the Aging was on-site to review program operations. Areas reviewed included case files, nutrition, monitoring, reporting, contributions, customer satisfaction, outreach, and compliance. We were not notified of any deficiencies and will await the final report.

Deb Gage will be retiring from the Office for the Aging; her last day will be October 30, 2019. Deb worked with the Foster Grandparent Program for many years; prior to that she assisted caregivers. She was instrumental in many of the office's partnerships including Martin Luther King Jr. Day of Service and Leadership, the Home Away from Home program, the Community Resource Network, and many others.

LCOFA will be partnering with DSS and conducting outreach for the HEAP program. LCOFA staff will also assist older adults with completing applications if needed.

Comparison charts of Medicare Advantage Plans available to Livingston County residents will be available in mid-October. Interested individuals can request a copy by calling the office

Two Matter of Balance and Two Tai Chi for Arthritis classes are underway currently; a pilot of Tai Chi 2 and a Tai Chi practice class have been offered to those who have completed Tai Chi for Arthritis 1.

The office is recruiting for Advisory Board members (60 years+) from Ossian, Sparta, West Sparta and Portage.

The 6th annual Fall Prevention Workshop was held on Friday, September 20, 2019. A record was set for attendance. Speakers included Kirsten Galliford, pharmacist from Wegmans, Dave Bellanca from Lattimore Physical Therapy, Sarah Merritt from UR Medicine Center for Community Health, and Laurie Bennett, RN from Genesee Valley Family Medicine. Eighteen vendors were in attendance. The event is a collaboration of Livingston County Department of Health and Office for the Aging, RSVP, UR Medicine/Noyes Health and Wegmans. Grant funding was received from Genesee Valley Health Partnership.

Upcoming outreach: Caledonia Family Wellness Fair (Saturday, 10/19), Genesee Parish Outreach Diabetes Wellness Event - Dansville (Thursday, 10/24), Annual Caregiver Event – Leicester (Saturday, 11/16)

VETERAN'S SERVICES AGENCY – JASON SKINNER**Informational Item(s) Written Only**

1. DIRECTOR JASON SKINNER ELECTED EXECUTIVE DIRECTOR OF CVSOA. Livingston County Veteran Services Director, Jason Skinner, was voted in as the Executive Director of the County Veteran Service Officers Association (CVSOA) of The State of New York, Inc. He has currently been filling in the role and has officially been voted into the position for the 2020 term.
2. LIVINGSTON COUNTY VETERAN MONUMENT (UPDATE): Livingston County's Hampton Corners complex in Groveland will soon be home to an open-air monument honoring local military veterans. Development of the monument site is being undertaken by the Livingston County Highway Department. The monument is slated for completion by this November. The dedication ceremony will be on Veteran's Day, November 11, 2019 at 2:30pm. Set-up starts at 2:00pm and respective invitations will be sent out in very near future.

The Highway Department has been intermittently – between rain drops and infrastructure projects – advancing site preparation for the monument since the beginning of the year. To date, the site has been cleared and graded with over 5,000 tons of gravel and crusher run material spread and compacted as a foundation for the monument. Extensive drainage systems have been installed to ensure the integrity of the site over time. A 6-inch-thick concrete pad will serve as the 125.5 ft. x 65 ft. flag-shaped monument. Installation of the monument itself, as well as any hard and soft landscaping, will also be handled by the Highway Department. In order to provide visitors with convenient access to the monument, an adjacent parking lot has been constructed to accommodate vehicular traffic.

Phase I of the poppy creation project is complete. Veterans that had completed a poppy have met a couple of times in the past couple of weeks to pick up where the project left off when BOCES went into summer break. Phase II of veteran's participation is finishing up poppies, painting, completing any necessary steps to prepare for installation of poppies. Most of the name plate inscriptions are currently completed and ready to be installed on to their respective poppies. The last batch of name plates are going into production.

While most veteran's organizations are out of session in the summer months, starting in September and continuing in October when the American Legions and Veteran of Foreign Wars (VFW) go back into session the Livingston County Veteran Service Agency will meet with such organizations to start planning and organizing the Veteran's Day event in September and October.

3. **VETERAN AFFAIRS REIMBURSEMENT OF VETERANS RECEIVING EMERGENCY ROOM CARE AT NON-VA HOSPITALS.** In a recent pivotal court case on September 9, 2019 the Court of Appeals for Veterans Claims (CAVC) issued a groundbreaking decision in the class-action lawsuit of *Wolfe v. Wilkie*, holding that the VA wrongfully denied reimbursement payments for Veterans receiving emergency room care at non-VA hospitals and overturning the VA regulation that had blocked these payments.

One sentence from the CAVC's opinion regarding the VA's conduct surrounding these reimbursement claims said it best: "All of this is unacceptable."

Lawyers representing the Veterans in this case estimate that the VA could be required to pay *between \$1.8 billion and \$6.5 billion in total reimbursement payments* to the Veterans who were wrongly denied these reimbursements by the VA. Veterans who filed emergency room reimbursement claims dating back to 2016 may be eligible for these reimbursements.

The case centered on the language of 38 CFR 17.1005(a)(5), which listed the conditions that had to be met for a Veteran to receive reimbursement for emergency room care provided in a non-VA medical facility.

The VA denied reimbursement to Ms. Wolfe, and to many more Veterans who joined her in this class-action lawsuit, on the basis that Ms. Wolfe and her fellow plaintiffs held private health insurance plans, and therefore were not eligible for any reimbursement from the VA.

However, all of the Veterans in the class-action suit had *private health insurance plans that covered some, but not all, of the emergency room costs*. Nevertheless, the VA refused to provide any reimbursement of the emergency room expenses that the private health insurance plans did not cover, arguing that no reimbursement from the VA was available if the Veteran had any form of private insurance -- even if the private insurance plan did not cover all of the emergency room costs.

The CAVC resoundingly disagreed with the VA. The court pointed to a 2016 decision -- *Staab v. Shulkin* -- that directed the VA to step in as a secondary payer when the Veteran's private health insurance did not cover the full costs of the emergency room bill.

The CAVC then expressed (in far more eloquent legal terms, of course) the following sentiment: "VA -- what part of our ruling in *Staab* did you not understand?" Then, to make certain that the VA did not misunderstand the ruling this time, the Court overturned 38 CFR 17.1005(a)(5), holding that this regulation contained misleading language that led the VA to wrongly deny reimbursement payments to all of the Veterans in this lawsuit.

This decision comes on the heels of a VA Inspector General's report finding that in one recent six-month period, the VA required 17,400 Veterans to pay a grand total of \$53 million out of pocket for emergency room expenses that the VA should have covered.

The CAVC's opinion orders the VA to "re-adjudicate these reimbursement claims" and overturn any denials of reimbursement claims based on partial coverage by a private insurer.

The opinion also orders the VA to, within 45 days, "prepare and submit to the Court a plan for providing notice to Veterans affected" by the VA's incorrect actions, including the many Veterans who recently received a form letter from the VA stating that a Veteran could not receive VA reimbursements for emergency room care of a private insurer covered any portion of the bill.

This is a game-changer for Veterans. The regulations surrounding the VA's obligations to reimburse Veterans for emergency care from non-VA medical facilities have been vague and confusing for a long time. This decision clarifies the VA's responsibilities in these situations -- and does so in a manner that greatly benefits the Veterans receiving this emergency care.

4. **VA URGENT CARE UPDATE FOR LIVINGSTON COUNTY VETERANS:** Eligible veterans are able to look up their nearest approved urgent care facility. For Livingston County, two urgent care facilities have been identified for veterans registered with VA Healthcare.

Noyes Health After Hours Care Center – Dansville

111 Clara Barton St., Dansville, NY, 14437

Ph: (585) 335-6001

Noyes Health After Hours Care Center – Geneseo

50 E South St, Geneseo, NY 14454

Ph: (585) 243-9595

The following site may be used to find the nearest approved urgent care facility:

<https://vaurgentcarelocator.triwest.com/Locator/Care>

5. **NEW ROCHESTER VA OUTPATIENT CLINIC:** The VA Finger Lakes Healthcare System introduces the ribbon cutting ceremony for the new Rochester VA Outpatient Clinic on September 26, 2019, at 10 a.m., 260 Calkins Road, Rochester, NY 14623. They will be starting to patients at this clinic October 8, 2019.

Until fully operation, when a veteran schedules or is called by the VA for an appointment they will be directed if their appointment is at Westfall Rd or Calkins Rd locations.

6. **DIRECTOR JASON SKINNER TRAINING:** Livingston County Veteran Services Agency Director, Jason Skinner, was in Syracuse, NY September 17-19 for New York State Division of Veteran Services training.

Respectfully submitted,

Michele R. Rees, IIMC-CMC

Clerk of the Board