

March 25, 2004

HUMAN SERVICES
COMMITTEE
REPORT NO. 4

ALL MEMBERS PRESENT. CHAIRMAN HOLT PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, that the following items are hereby received and filed.

- | | | | | |
|----|--------------------------|--|-------|---------------|
| | Item | Page | -2004 | (Comm. 5E-28) |
| a. | COUNTY EXECUTIVE: | Health – Clean Indoor Air Act Smoking Waiver Fees.
(5-0) | | |
| | Item | Page | -2004 | (Comm. 6E-17) |
| b. | SMITH: | Copy of Letter to Health Commissioner Re: Smoking Waiver Process.
(5-0) | | |
| | Item | Page | -2004 | (Comm. 7D-6) |
| c. | HEALTH: | Response to Legislator Smith’s 3/2/04 Letter Re: Clean Indoor Air Act Policies &
Fees.
(5-0) | | |
| | Item | Page | -2004 | (Comm. 7D-13) |
| d. | SOCIAL SERVICES: | Response to Request for Information on Wraparound Services Expansion.
(5-0) | | |
| | Item | Page | -2004 | (Comm. 7E-15) |
| e. | SMITH: | Request for Written Legal Opinion – Smoking Waiver Fees.
(5-0) | | |
2. Item Page -2004 (Comm. 7E-4)
COUNTY EXECUTIVE

WHEREAS, the Department of Social Services is requesting authority to create the position of Executive Director -Office of Self Sufficiency, and

WHEREAS, the duties of this position will include direct County administrative oversight as well as a primary advocacy and liaison role with all levels of government for all major client eligibility programs including Medicaid, Food Stamps, Family Assistance, Safety Net, Child Support, Daycare and Employment, and

WHEREAS, this position is to be funded by the deletion of four vacant staff positions that are not to be utilized due to the end of a demonstration program, and

WHEREAS, there is no fiscal impact to this resolution.

NOW, THEREFORE, BE IT

RESOLVED, that the following position changes are effective March 5, 2004 :

Number	Title	Job Grade
ADD		
1	Executive Director -Office of Self Sufficiency	20
DELETE		
4	Transitional Opportunity Workers	8

(a B-100 is attached)

and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, the Commissioner of the Department of Social Services, the, Erie County Comptroller and the Director of the Division of Budget, Management and Finance.
(5-0)

3. Item Page -2004 (Comm. 7E-21)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health has received a grant from the New York State Health Department in the amount of \$163, 787 for the period 10/1/03 through 9/30/04, with an option for two one-year extensions, and

WHEREAS, this grant also authorizes the creation of one part-time position of Associate Public Health Sanitarian, JG XIV, to manage the increased legal requirements mandated by the grantor, and

WHEREAS, over 300,000 people in the United States die of causes directly related to smoking, and

WHEREAS, most smokers start using tobacco before the age of eighteen, and

WHEREAS, the Health Department's Environmental Health Unit will conduct an informational campaign targeted toward merchants, informing them of the New York State Law prohibiting the sale of tobacco products to persons under the age of eighteen, and

WHEREAS, the County desires to subcontract with various Police agencies in Erie County and the Wellness Institute of Greater Buffalo and Western New York, Inc. to conduct compliance checks of merchants by using underage operatives who will attempt to purchase tobacco products, and

WHEREAS, the County desires to contract for the services of a software developer to maintain the program that was developed to be used with the existing tablet computers to collect a wide variety of information in the field for not only the Tobacco Enforcement Program but other Health Department

Programs and to integrate the developed system with existing State Health Department requirements and conduct the associated training.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to enter into an amended contract with the New York State which is budgeted as follows:

**YOUTH TOBACCO ENFORCEMENT AND PREVENTION
10/1/03- 9/30/04 PROJECT
#870**

SFG	REVENUE	CURRENT BUDGET	CHANGES	REVISED BUDGET
428	Penalties & Fines Transfers Previous	\$ 10,000	\$(1,500)	\$ 8,500
549-101	Grant Program	0	58,157	58,157
553	State Aid	<u>161,400</u>	<u>2,387</u>	<u>163,787</u>
	TOTAL	<u>\$171,400</u>	<u>59,044</u>	<u>\$ 230,444</u>

EXPENSES

800	Personal Services	\$ 57,816	\$19,085	\$ 76,901
801	Overtime	0	16,100	16,100
805	Fringe Benefits	15,599	3,189	18,788
810	Office Supplies	1,000	-650	350
811	Clothing Supplies	0	2,500	2,500
821	Dues & Fees	14,331	-4,331	10,000
824	Travel & Mileage	2,000	500	2,500
825	Out Of Area Travel	2,500	2,200	4,700
826	Other Expenses	5,500	-3,500	2,000
830	Contractual	50,250	6,855	7,105
880-2700	Interfund -Health	0	12,000	2,000
880-5100	Interfund -DISS	500	500	1,000
932	Office Equipment	3,500	-2,500	1,000
933	Lab & Tech Equipment	<u>18,404</u>	<u>7,096</u>	<u>25,500</u>
	TOTAL	<u>\$171,400</u>	<u>59,044</u>	<u>\$230,444</u>

Health Increases

685-2709	Interfund – Health Grants	\$-12,000
821	Dues & Fees	\$-12,000

and be it further

RESOLVED, that one part-time position of Associate Public Health Sanitarian, JG XIV, is hereby created. The following personnel detail is hereby submitted:

TITLE: Associate P .H. Sanitarian Part-Time FUNDING: 100% State Reimbursed
STEP: 1 CIVIL SERVICE: Non Competitive
JG: XIV CIVIL SERVICE LIST: No
ANNUAL SALARY: \$26,600
ANNUAL BENEFITS: \$3,195

and be it further

RESOLVED, that the County Executive is hereby authorized to subcontract with the Erie County Sheriff's Department and other police agencies, and the Wellness Institute of Greater Buffalo and Western New York, Inc. to conduct compliance checks of merchants by using underage operatives to attempt to purchase tobacco products to carry out this project, and be it further

RESOLVED, that police agencies will be reimbursed at the rate of \$35.00 per compliance check, and be it further

RESOLVED, that the Wellness Institute of Greater Buffalo and Western New York, Inc. will be reimbursed at a sum not to exceed \$2,500 per year, and be it further

RESOLVED, that the Erie County Executive is hereby authorized to contract for a computer software developer from qualified individuals within the bounds of the appropriations stated above for those categories as listed in Exhibit B incorporated herein,

EXHIBIT B
Annual Compensation Less Than \$10,000

TITLE	RATE
Software Developer	\$65.00/hour

and be it further

RESOLVED that the subcontracts with the Wellness Institute of Greater Buffalo and Western New York, Inc., various police agencies and the Software Developer are special services which must be provided immediately and continuously, and therefore the RFP procedure required under Erie County Local Law No. 6, Section 19.08 of the Erie County Administrative Code, is hereby waived, and be it further

RESOLVED, that one half of the fines collected by the Health Department will be returned to the police agencies where the violation occurred to be used for educational programs designed to prevent adolescents from smoking as provided in Article 13-F of the New York State Public Health Law, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Department of Health, the Department of Personnel, the Division of Budget, Management and Finance, the Office of the Comptroller and the Department of Law.

(5-0)

4. Item Page -2004 (Comm. 7E-22)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health has a contract with the New York State Department of Health to conduct an Enhanced Drinking Water Protection Program, and

WHEREAS, the Erie County Department of Health has received a revised grant award which extends the end date of this contract to end on 8/31/05, and

WHEREAS, the Erie County Department of Health wishes to amend the contract with SUNY AB School of Engineering for the provision of ground water analyses services in the amount of \$12,144 for the purpose of GWUDI (Ground Water Under Direct Influence of Surface Water) Assessment to end on 8/31/05.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to accept the revised grant award which extends the existing grant end date from 3/31/04 to 8/31/05, and be it further

RESOLVED, that the contract with SUNY AB School of Engineering is hereby extended until 8/31/05, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Office of the County Executive, Department of Health, the Office of the Comptroller, the Division of Budget, Management and Finance, and the Department of Law.

(5-0)

DEMONE A. SMITH
CHAIRMAN