

44641

TO: Board of Acquisition and Contract

FROM: Sherlita Amler, MD
Commissioner of Health

DATE: February 5, 2015

RE: Authorization for the County of Westchester to enter into Agreements with approved related services providers, pursuant to Section 4410, Part 200 of the New York State Education Law, for the period July 1, 2015 through June 30, 2020, in the total aggregate amount not to exceed \$79,619,892 subject to annual County appropriations, with each provider to be reimbursed at rates established and approved by the New York State Education Department.

Under Section 4410, Part 200 of the New York State Education Law, counties are mandated to maintain a list of providers who are able to provide Related Services (RS) to children three to five years of age who have been identified as having handicapping conditions by their school district. These services are delivered by providers who are licensed and/or certified by the New York State Education Department and may include, but are not limited to, speech/language therapy, occupational therapy, physical therapy, social work, audiology, assistive technology services, special education services for children who are visually impaired and/or hearing impaired and paraprofessional services. Each of these providers would be reimbursed at rates approved by the New York State Education Department.

Effective April 1, 2013 and pursuant to amendments to New York State (“NYS”) Public Health Law (“PHL”) and under reforms enacted to the Early Intervention (“EI”) Program in NYS Fiscal Year 2012-2013, the New York State Department of Health (“NYSDOH”) assumed responsibility for EI provider agreements and payment for services rendered, and these NYSDOH-approved EI providers continue to provide early intervention services to children birth through two years of age with developmental disabilities or delays. Therefore the County will not be entering into agreements with Early Intervention providers for the above stated contract period.

Agreements with these approved and licensed Related Services providers, which include agencies and individuals, are exempt from the Westchester County Procurement Policy under Section 3(a) viii and 3 (a) ix.

Authority is hereby requested for the County of Westchester to enter into agreements with these Related Services providers, as listed on the Attachment, pursuant to Section 4410, Part 200 of the New York State Education Law, for the period July 1, 2015 through June 30, 2020, in the total aggregate amount not to exceed \$79,619,892; subject to annual County appropriations, with each provider to be reimbursed at rates established and approved by the New York State Education Department. The first period's annualized not-to-exceed amount is approximately \$15,000,000 subject to increases in subsequent annual funding periods.

These agreements will promote the public health, safety and welfare of Westchester County's children with special needs by enabling their daily participation in special needs programs and other community settings that typically developing children attend. On an annual basis, approximately 4000 children are served by the Related Services programs.

The goals and objectives of these programs are to:

- Provide appropriate services to children from three to five years of age with developmental disabilities and/or delays in accordance with their approved Individualized Education Plan (IEP).
- Provide these services in the student's least restrictive setting.

Providers will be monitored, as per their contract requirements and the Health Department's performance measurement indicators, for the provision of services through program site visits and review of their clinical session and progress reports, and accuracy of billing by monthly reviews of submitted documentation.

An appropriate resolution has been attached herewith for your Board's consideration and approval.

SA/MY/dc
Attachments

RESOLUTION

Upon a communication from the Commissioner of Health, be it hereby

RESOLVED, that the County of Westchester is authorized to enter into agreements with approved and licensed Related Services providers as listed on the Attachment, pursuant to Section 4410, Part 200 of the New York State Education Law, for the period July 1, 2015 through June 30, 2020, with each provider to be reimbursed at rates established and approved by the New York State Education Department; and, be it further

RESOLVED, that the total aggregate amount of these Agreements shall not exceed \$79,619,892; and, be it further

RESOLVED, that each of these agreements is subject to annual County appropriations; and, be it further

RESOLVED, that these Agreements are also subject to further financial analysis of the impact of any New York State Budget (the "State Budget") proposed and adopted during the term of these Agreements. The County shall retain the right, upon the occurrence of any release by the Governor of a proposed State Budget and/or the adoption of a State Budget or any amendments thereto, and for a reasonable period of time after such release(s) or adoption(s), to conduct any analysis of the impacts of any such State Budget on County finances. After such analysis, the County shall retain the right to either terminate these Agreements or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Contractors, then the Contractors shall have the right to terminate these Agreements upon reasonable prior written notice; and, be it further

RESOLVED, that the County Executive or his duly authorized designee be and hereby is authorized and empowered to execute and deliver all instruments and to take all actions necessary or appropriate to accomplish the purpose of this resolutions.

Department of Health
County of Westchester
10 County Center Road, 2nd Floor
White Plains, New York 10607
February 5, 2015

Agreement #

Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub-Object	Trust Account	Dollars
101	27	2700	4535		\$7,028,875 (2015 - 6 mos)
101	27	2700	4535		\$14,760,633 (2016)
101	27	2700	4535		\$ 15,498,669 (2017)
101	27	2700	4535		\$16,273,603 (2018)
101	27	2700	4535		\$ 17,087,283 (2019)
101	27	2700	4535		\$8,970,824 (2020- 6 mos)

Budget Funding Year(s)
 (must match resolution) 2015-2020 Start Date 7/1/15 End Date 6/30/20

Funding Source	Tax Dollars	39%	\$31,051,758
	State Aid	58%	\$ 46,179,537
\$79,619,892	Insurance		
(must match resolution)	Medicaid	3%	\$ 2,388,597

INDIVIDUALS

Kara Allen
Felicity Awerbuch-Schwartz
Deborah Chassen
Robin Corpolongo
Vivian Falco
Derek Matthew Ferst
Rosemary Friel
Laurie Gamble
Marci Goldin
Ruth Gorkin
Rosario Gould
Melanie S. Kahn
Annette Keslinger
Joyce Padilla
Vasilikie S. Paris
Lynn Pravda
Diane Schmitt-Oetting
Kathy Contento Schmitz
Barbara Sheiffer
Rena K. Spinowitz
Linda Talarico
Laura Wall-Antonecchia
Ilaine Wissing
Pearly Yee

AGENCIES

A & T Healthcare, LLC
Advanced Therapeutic Concepts, Inc.
Alcott School
Applied Behavior Analysis Corp. d.b.a. Fred S. Keller School
Behavior Analysts of New York, LLC
Bilinguals, Inc.
Blythedale Children's Hospital
Bronxville Center for Language and Learning
Carolyn M. Machonis, OT, PLLC dba Milestones for Munchins
Center for Autism and Related Disorders, Inc.
Center for Hearing and Communication
Center for Small Jewels, The
Cerebral Palsy of Westchester, Inc.
CHILD Education of Westchester, LLC
Clarke School for the Deaf d/b/a Clarke School – New York
Creative Wonders OT, PT, SLP, PLLC
Developmental Delay Rehabilitation Services, Inc.
Dynamic Kids, Inc.
Early Achievers, Inc.
Easter Seals New York Inc.
Family Services of Westchester, Inc.
First Step Services, Inc.

Greenburgh Central School District #7
Guidance Center of Westchester, Inc., The
Hawthorne Foundation, Inc.
Hebrew Academy for Special Children, Inc.
HTA of New York, Inc.
Hudson River HealthCare, Inc.
JCC of Mid-Westchester Nursery School
John A. Coleman School
Julia Dyckman Andrus Memorial, Inc.
KidAbilities, LLC
Listening Partners, Inc.
Los Ninos Services, Inc.
Lower West Side Household Services Corp.
Maxim of New York, LLC
Mid Island Therapy Associates, LLC d.b.a. All About Kids
New York League for Early Learning, Inc., The
Occupational Therapy Services of Westchester, P.C.
OT Plus of NY: OT, PT and Speech Services, PLLC
Paxxon Healthcare Services, LLC
Phelps Memorial Hospital Association
Programs for Little Learners, LLC
Putnam County Chapter NYSARC, Inc.
R.G. Heath Corporation, The d.b.a. Northern Westchester Center for Speech Disorders
Richard Madison Associates, Inc.
Rye Child and Adolescent Center for Speech Language and Literacy
Sound Speech and Language Pathology, P.C.
Speech Language Pathology, P.C.
Sunshine RN, PT, OT, SLP and Psychology, PLLC
TheraCare of New York, Inc.
TheraCare Preschool Services, Inc.
Trinity Physical Therapy, Speech Therapy and Occupational Therapy PLLC
Union Child Day Care Center, Inc. d/b/a Lois Bronz Children's Center
United Cerebral Palsy Association of Putnam and Southern Dutchess Counties, Inc.
Westchester Community Opportunity Program, Inc.
Westchester County Chapter NYSARC, Inc.
Westchester Institute for Human Development
Westchester Speech and Language Services, PLLC
Westchester Therapy Solutions – Occupational, Physical and Speech Therapy, PLLC

SCHOOL DISTRICTS

Ardasley UFSD
Bedford Central School District
Blindbrook-Rye UFSD
Briarcliff Manor UFSD
Bronxville UFSD
Byram Hills Central School District
Chappaqua Central School District
City School District of New Rochelle
Croton Harmon School District
Dobbs Ferry UFSD

Eastchester UFSD
Edgemont UFSD
Elmsford UFSD
Harrison Central School District
Hastings-On-Hudson UFSD
Hendrick Hudson School District
Irvington UFSD
Katonah-Lewisboro UFSD
Lakeland Central School District
Mamaroneck Union Free School District
Mt. Pleasant-Blythedale UFSD
Mt. Pleasant Central School District
Mt. Vernon Public Schools
North Salem Central School District
Ossining UFSD
Peekskill City School District
Pelham UFSD
Pleasantville UFSD
Pocantico Hills Central S.D.
Port Chester-Rye UFSD
Putnam Valley Central School District
Rye City School District
Rye Neck UFSD
Scarsdale UFSD
Somers Central School District
Tarrytown UFSD
Tuckahoe UFSD
Valhalla UFSD
White Plains City School District
Yonkers Public Schools
Yorktown Central School District

APPROVED BOARD OF ACQUISITION & CONTRACT - 03/05/2015 - JOMARY VIEIRA, SECRETARY