

**15145**

**DATE:** November 3, 2010

**TO:** Board of Acquisition and Contract

**FROM:** Cheryl Archbald, MD, MPH  
Acting Commissioner of Health

**RE:** Authorization for the County of Westchester to assign an agreement with an Early Intervention and Related Services Provider approved on April 1, 2010, Westchester Occupational Therapy Associates, P.C., to Occupational Therapy Services of Westchester, P.C., dba Westchester Occupational Therapy Associates as stated below

On April 1, 2010, your Honorable Board approved a resolution (the "April 1<sup>st</sup> Resolution") authorizing the County of Westchester, acting by and through its Department of Health ("WCDH"), to enter into agreements (the "Agreements") with approved and licensed Early Intervention and Related Services Providers, for the period July 1, 2010 through June 30, 2015, subject to County appropriations, with each provider to be reimbursed at rates established and approved by the New York State Department of Health ("NYSDOH") and the New York State Education Department ("NYSED") respectively.

The Agreement with Westchester Occupational Therapy Associates, P.C. ("Westchester OT") has been executed.

The WCDH has since been informed that Westchester OT, which was authorized by your Honorable Board under the April 1<sup>st</sup> Resolution, has sold the practice to Occupational Therapy Services of Westchester, P.C., dba Westchester Occupational Therapy Associates. Westchester OT has notified the NYSDOH of this sale. The new agency has also received approval from the NYSDOH to operate and provide early intervention and related services to children with special needs.

Therefore, authority is respectfully requested to assign Westchester OT's contract effective October 18, 2010, to the new agency as stated below:

Assign from: Westchester Occupational Therapy Associates, P.C.

Assign to: Occupational Therapy Services of Westchester, P.C.

These agreements 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 10,000 children are served by the Early Intervention and Related Services programs.

The goals and objectives of these programs are to:

- Provide appropriate services to children from birth to five years of age with developmental disabilities and/or delays, in accordance with their approved Individualized Family Service Plan (IFSP) or Individualized Education Plan (IEP).
- Provide these services in the child's natural environment and least restrictive setting.

Providers will be monitored, as per their contract requirements and the WCDH'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.

The assigned agreement will contain all terms and conditions of the original Agreement.

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

Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 11-23-2010 - JOMARY VIEIRA, SECRETARY

**RESOLUTION**

UPON A COMMUNICATION FROM THE ACTING COMMISSIONER OF HEALTH, be it hereby

**RESOLVED,** that the County of Westchester, acting by and through its Department of Health, is authorized to assign an agreement with an Early Intervention and Related Services Provider, Westchester Occupational Therapy Associates, P.C., for the period July 1, 2010 through June 30, 2015, for the provision of services to children with disabilities, mandated pursuant to Article 25, Title II-A of the New York State Public Health Law and Part 200 of the New York State Education Law, to Occupational Therapy Services of Westchester, P.C., dba Westchester Occupational Therapy Associates effective October 18, 2010; and, be it further

**RESOLVED,** that the assigned agreement will contain all terms and conditions of the original Agreement; 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 resolution.

Department of Health  
 County of Westchester  
 145 Huguenot Street, 8<sup>th</sup> Floor  
 New Rochelle, New York 10801  
 November 3, 2010

Original Agreement	\$
First Amendment	\$
<b>This Amendment</b>	\$ _____
<b>TOTAL</b>	\$ _____

Agreement # \_\_\_\_\_

Account to be Charged/Credited	Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub-Object	Trust Account	Dollars
	N/A					

Budget Funding Year(s) (must match resolution) \_\_\_\_\_ Start Date \_\_\_\_\_ End Date \_\_\_\_\_

Funding Source	Tax Dollars	_____
	State Aid	_____
	Federal Aid	_____
(must match resolution)	Other	_____