

Department of Health
145 Huguenot Street – 8th Floor
New Rochelle, N.Y. 10801

TO: Board of Acquisition and Contract

FROM: Cheryl Archbald, MD MPH
Acting Commissioner of Health

DATE: March 17, 2010

RE: Authorization for the County of Westchester to Enter into Agreements with Approved Early Intervention and Related Services Providers, Pursuant to Article 25, Title II-A of the New York State Public Health Law and Section 4410, Part 200 of the New York State Education Law, for the Period July 1, 2010 through June 30, 2015, in the total aggregate amount not to exceed \$353,187,562, subject to County appropriations, with each provider to be reimbursed at rates established and approved by the New York State Department of Health and the New York State Education Department respectively.

Under Article 25, Title IIA of the New York State Public Health Law, counties are mandated to provide Early Intervention (EI) services that may include evaluation, service coordination and rehabilitative services to children birth to two years of age with developmental disabilities or delays. Providers, including agencies and individuals, are approved by the New York State Department of Health to deliver services under Article 25. Each of these providers would be reimbursed at rates established and approved by the New York State Department of Health.

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.

Agreements with these approved and licensed Early Intervention and 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 Early Intervention and Related Services providers, as listed on the Attachment, pursuant to Article 25, Title II-A of the New York State Public Health Law and Section 4410, Part 200 of the New York State Education Law, for the period from July 1, 2010 through June 30, 2015, in the total aggregate amount not to exceed \$353,187,562, subject to County appropriations, with each provider to be reimbursed at rates established and approved by the New York State Department of Health and the New York State Education Department, respectively. The first period's annualized not-to-exceed amount is approximately \$65,000,000, subject to increases in subsequent 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 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 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. If this resolution is not approved, children enrolled in these programs will not receive services, their developmental and educational needs will substantially regress and the County will be out of compliance with the respective state regulations.

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

LC/am
Attachments

APPROVED BOARD OF ACQUISITION CONTRACT # 4-1-2010 - JOHANNY VIEIRA, SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester is authorized to enter into agreements with approved and licensed Early Intervention and Related Services providers as listed on the Attachment, pursuant to Article 25, Title IIA of the New York State Public Health Law and Section 4410, Part 200 of the New York State Education Law, for the period from July 1, 2010 through June 30, 2015, with each provider to be reimbursed at rates established and approved by the New York State Department of Health and the New York State Education Department respectively; and, be it further

RESOLVED, that the total aggregate amount of these Agreements shall not exceed \$353,187,562; and, be it further

RESOLVED, that each of these agreements is subject to 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
145 Huguenot Street, 8th Floor
New Rochelle, New York 10801
March 17, 2010

Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub-Object	Trust Account	Dollars	
101	27	2700	4538		\$ 8,477,040	2010
101	27	2700	4541		\$24,126,960	2010
101	27	2700	4538		\$17,293,162	2011
101	27	2700	4541		\$49,218,998	2011
101	27	2700	4538		\$17,984,888	2012
101	27	2700	4541		\$51,187,758	2012
101	27	2700	4538		\$18,704,284	2013
101	27	2700	4541		\$53,235,269	2013
101	27	2700	4538		\$19,452,455	2014
101	27	2700	4541		\$55,364,679	2014
101	27	2700	4538		\$ 9,916,938	2015
101	27	2700	4541		\$28,225,131	2015

Budget Funding Year(s)

(must match resolution) 2010-2015 Start Date 7/1/10 End Date 6/30/15

Funding Source	Tax Dollars	39%	\$ 137,743,149
	State Aid	43%	\$ 151,870,065
\$353,187,562	Insurance	2%	\$ 7,063,751
(must match resolution)	Medicaid	16%	\$ 56,510,597

APPROVED BOARD OF ACQUISITION & CONTRACT - 4-17-2010 - JOMAR VIEIRA, SECRETARY

ATTACHMENT

INDIVIDUALS

Nancy G. Adams
Kevin A. Allen
Kara Allen
Phyllis Aries

Felicity Awerbuch-Schwartz
Deborah Chassen
Robin Corpolongo
Susan Crocco
Nancy Deland
Lisa DeMicco
Mary Drought
Lynn A. Edelson
Ibrahim Elsirafy
Vivian Falco
Derek Matthew Ferst
Jacqueline A. Fisher
Patricia Flanagan
Rosemary Friel
Laurie Gamble
Betty Gao
Marci Goldin
Geoff Goodman
Janet Gordon
Ruth Gorkin
Constance L. Haslett
Maria M. Huben
Melanie S. Kahn
Annette Keslinger
Madalyn Kravitz
Jane Kron
Marci Jones Macaluso
Linda Moskowitz
Joyce Padilla
Vasilikie S. Paris
Colleen Pecylak
Janet Poole
Lynn Pravda
Jane W. Riley
Diane Schmitt-Oetting
Kathy Contento Schmitz
Gayle A. Schoenbaum
Barbara Sheiffer
Patricia Spargo
Rena K. Spinowitz
Linda Talarico
Piedad Valderrama
Christie Virtue
Laura Wall-Antonecchia
Sally Ward
Harriet Weinberger
Janet Weinberger
Ilaine Wissing
Pearly Yee

AGENCIES

APPROVED BOARD OF ACQUISITION & CONTRACT - 4-1-2010 - JOMARY VIEIRA, SECRETARY

A & T Healthcare, LLC
Advanced Therapeutic Concepts, Inc.
Alcott School
Applied Behavior Analysis Corp. d.b.a. Fred S. Keller School
Bilinguals, Inc. d.b.a. Child and Parent Services
Blythedale Children's Hospital
Bright Beginnings Family Services, Inc.
Bronxville Center for Language and Learning
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
Child OT of Westchester, PLLC
Clarke School for the Deaf d/b/a Clarke School – New York
Developmental Delay Rehabilitation Services, Inc.
Donna Klein and Associates, Inc.
Dynamic Kids, Inc.
Early Achievers, Inc.
Excel Therapy Services
Family Hope Living Center, Inc.
Family Services of Westchester, Inc.
First Step Services, Inc.
G & Y KidsPower, Inc.
Greenburgh Center School District #7
Guidance Center, Inc., The
Hawthorne Foundation, Inc.
Hebrew Academy for Special Children, Inc.
HTA of New York, Inc.
Hudson River HealthCare, Inc.
Ivy Tilson Incorporated
JCC of Mid-Westchester Nursery School
Jewish Guild for the Blind-JGB Education Services
John A. Coleman School
Julia Dyckman Andrus Memorial, Inc.
KidAbilities, LLC
Kosica Health Services, Inc.
Lighthouse International
Listening Partners, Inc.
Los Ninos Services, Inc.
Lower West Side Household Services Corp.
Mid Island Therapy Associates, LLC d.b.a. All About Kids
New York League for Early Learning, Inc., The
OT Plus of NY: OT, PT and Speech Services, PLLC
Parents Place, Inc.
Paxxon Healthcare Services, LLC
Peekskill City School District
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
Rosario Gould, LLC

APPROVED BOARD OF ACQUISITION & CONTRACT - 4-1-2010 - JOMARY VIEIRA, SECRETARY

Rye Child and Adolescent Center for Speech Language and Literacy
Sound Speech and Language Pathology, P.C.
Speech and Communication Professionals Rehabilitation Services SLP, PLLC
St. Mary's Hospital for Children, Inc.
St. Mary's Rehabilitation Center for Children
Tender Care Home Care Services, Inc.
TheraCare of New York, Inc.
TheraCare Preschool Services, Inc.
Tri-State Learning Center, Inc.
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 Center for Educational and Emotional Development (WCEED), Inc.
Westchester Community Opportunity Program, Inc.
Westchester County Chapter NYSARC, Inc.
Westchester Institute for Human Development
Westchester Jewish Community Services, Inc.
Westchester Occupational Therapy Associates, P.C.
Westchester Speech and Language Services, PLLC
Wonder Kids OT, P.C. d.b.a. Wonder Kids Therapy Center

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
Pelham UFSD
Pleasantville UFSD
Pocantico Hills Central S.D.
Port Chester-Rye UFSD
Putnam Valley Central School District

APPROVED BOARD OF ACQUISITION & CONTRACT - 4-1-2010 - JOMARY VIEIRA, SECRETARY

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

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