

**COMMUNITY SERVICES COMMITTEE
OF THE WHOLE**

**Minutes of the Meeting
Tuesday May 11, 2010
9:00 a.m. or immediately following Physical Development Committee**

Room 520, Northern Service Center

1. CALL TO ORDER AND ROLL CALL

The meeting was called to order at 10:32 a.m. by the Chair, Commissioner Kathleen A. Gaylord. Those in attendance:

Commissioner Joseph A. Harris
Commissioner Kathleen A. Gaylord
Commissioner Thomas Egan
Commissioner Nancy Schouweiler
Commissioner Liz Workman
Commissioner Paul J. Krause
Commissioner Willis E. Branning

Also in attendance were: Brandt Richardson, County Administrator, Marilynn Loving, Interim Community Services Division Director, and Jay Stassen, County Attorney's Office.

2. REPORTS

Connie Villari, Chair of the Dakota County Extension Committee, provide an update on the Extension Committee's programs and services.

3. INTRODUCTIONS

There were no introductions.

4. AUDIENCE

Chair Gaylord asked if anyone in the audience wished to address the committee on an item not on the agenda or if anyone wished to discuss an item on the Consent Agenda. No one appeared.

Commissioner Branning made an announcement on the passing of Mark McAfee, member of the Dakota-Scott Workforce Investment Board.

5. APPROVAL OF AGENDA

Moved by Commissioner Krause, seconded by Commissioner Egan, and passed on a 7-0 vote to approve the agenda.

6. CONSENT AGENDA

Commissioner Workman requested that Item #6.2 be pulled from the Consent Agenda for further discussion. Moved by Commissioner Schouweiler, seconded by Commissioner Karuse, and passed on a 7-0 vote to approve the following Consent Agenda.

6.1 Minutes of the April 13, 2010 meeting

6.3. Proclamation Of Emergency Medical Services Week And Recognition Of Accomplishments Of Local Emergency Medical Services Advisory Council

WHEREAS, by Resolution No. 87-4 (January 6, 1987), the Dakota County Board of Commissioners acts as the Community Health Board and has responsibility to prevent disease and disability and to promote and protect public health and safety of county citizens; and

WHEREAS, by Resolution No.01-398 (June 26, 2001), the Dakota County Board of Commissioners accepted the framework for a coordinated Emergency Medical Services system in Dakota County; and

WHEREAS, by Resolution No. 02-600 (November 26, 2002), the Dakota County Board of Commissioners established an Emergency Medical Services Committee; and

WHEREAS, by Resolution No. 03-218 (April 22, 2003), the Dakota County Board of Commissioners established the Emergency Medical Services Advisory Council's membership, structure, and advisory role to the Public Health Director; and

WHEREAS, emergency medical services are a vital public service; and

WHEREAS, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating May 16 to May 22, 2010, Emergency Medical Services Week.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby proclaims May 16 to May 22, 2010 as Emergency Medical Services Week in Dakota County.

6.4 Authorization To Execute Contracts For Home And Community-Based Services

WHEREAS, the Alternative Care (AC), Elderly Waiver (EW), Community Alternatives for Disabled Individuals (CADI), Community Alternatives for Care (CAC), and Traumatic Brain Injury (TBI) community-based waivers each serve a targeted population who is at risk of nursing home placement or hospitalization; and

WHEREAS, the Developmental Disabilities (DD) waiver serves persons who are developmentally disabled or have a related condition and likely to require the level of care provided in an Intermediate Care Facility for Persons with Mental Retardation or Related Conditions (ICF/MR); and

WHEREAS, Public Health and Social Services service coordinators authorize a wide range of services for clients based on individual client needs; and

WHEREAS, these services are provided by a variety of providers under contract with Dakota County, and provider agencies bill the Minnesota Department of Human Services (DHS) directly for services provided to AC/EW/CADI/CAC/TBI and DD waiver, SILS, and Group Residential Housing (GRH) eligible clients; and

WHEREAS, effective January 1, 2011, DHS will be assuming responsibility of contracting for waived services through a phased-in approach; hence, counties are being strongly advised to continue their contracts with providers in the interim; and

WHEREAS, the AC/EW/CADI/CAC/TBI and DD waiver and Group Residential Housing (GRH) rate limits are established by DHS on a state fiscal year basis (July 1-June 30); and

WHEREAS, contracts for services funded by the AC/EW/CADI/CAC/TBI and DD waivers are written to coincide with the state fiscal year funding cycle; and

WHEREAS, these contracts shall contain a provision that allows the County to immediately terminate the contract in the event sufficient funds from the County, state, or federal sources are not appropriated at a level sufficient to continue providing these services; and

WHEREAS, the execution of these contracts in no way obligates Dakota County to purchase services or refer clients.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute contracts for home and community-based services with the following providers, at rates not to exceed those set forth by DHS or, when there are no rates established by DHS, at individually negotiated rates for the period of July 1, 2010 through June 30, 2012, subject to approval by the County Attorney's Office as to form:

About U, Inc.	Integra Health Care, Inc.
ACR Homes, Inc.	Kaposia, Inc.
Active Self Reliance Services, Inc.	KCQ, Inc.
All Home Health, Inc.	Kota Connections, Inc.
Allen's Community Services, Inc.	LEW, Inc.
Alliance Medical Supply, Inc.	Libra Support Services, LLC
Array of Solutions, LLC	Lifetime Resources, Inc.
Associated Clinic of Psychology	Lifeworks Services, Inc.
Axis Alternatives, Inc. Behavior Solutions Plus, PA	Macson Services, Inc.
Berget Foster Care Boston Health Care Systems, Inc.	Mankato Rehabilitation Center, Inc.
Capstone Services, LLC	Meals on Wheels, Northwest Dakota County
Cennedeigh, Inc.	Mercury, Inc., DBA Right at Home
Chrestomathy of Dakota County	Midway Training Services, Inc.
CLUES	Midwest Special Services, Inc.
Common Sense Services for Seniors, Inc.	Minnesota Department of Human Services, DBA Minnesota State Operated Community

Community Drug & Alcohol Services, Inc., DBA, Options Family & Behavior Services	Services New Challenges, Inc.
Community Home Health, Inc.	Onsite Behavioral Health Service, Inc.
Creative Care Resources, Inc.	Opal In Home Services, Inc.
Dakota Communities, Inc.	OPTIONS Residential, Inc.
Dakota Homemaking Services, Inc.	Owakihi, Inc.
DARTS	People Incorporated, Inc.
Divine Care, LLC	ProAct, Inc.
Divine Redeemer Mobile Meals	Professional Resource Network, Inc., DBA Professional Resource Network Home Health Care
East Suburban Resources	Progressive Individual Resources, Inc.
Ebenezer Society, DBA Ebenezer Ridges Adult Day Care; DBA Rich Valley Adult Day Center; and DBA Ebenezer Daybreak	Recover Health of Minnesota, Inc.
Forensics Community Residential Support Services	Rem River Bluffs, Inc.
Fraser	River Valley Homecare, Inc.
Fraser Child & Family Center	River Valley PCA Services, Inc.
GAPP Services, Inc.	Scott-Carver-Dakota CAP Agency, Inc.
Genesis Adult Daycare, Inc.	South Metro Human Services
Gracelyn Group, Inc.	Stepping Out, Inc.
Guild Incorporated	Student Experience, LLC
Hastings Family Services, Inc., DBA Hastings Meals on Wheels	Superior Home Care, Inc.
HomeCare Resource, LLC	Superior Home Health Care, Inc.
Howry Residential Services, Inc.	The Phoenix Residence, Inc.
Infinity Independent Living Services, LLC	Thomas Allen, Inc.
	Thomas J. Apartments, Inc.
	Universal Nursing Services, Ltd., DBA Universal Pediatric Services, Inc.

; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to execute contracts with licensed family foster care providers to provide foster care and respite services funded by Medical Assistance waivers for the period of their licensure, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That individual client services rates for clients served in these licensed family foster care homes will be calculated at individualized rates using the Dakota County foster care rate setting tool; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to execute Group Residential Housing agreements with licensed providers of room and board services for the period of their licensure, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That these contracts shall contain a provision that allows the County to immediately terminate the contract in the event sufficient funds from the County, state, or federal sources are not appropriated at a level sufficient to continue providing these services; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to amend said contracts, within the rate limits established by DHS, to alter the types of services provided, service rates, and contract term, subject to approval by the County Attorney's Office as to form.

6.5 Authorization To Amend Social Services Budget To Allow Payment Of F F Y 2003-2004 Targeted Case Management Services Disallowance Claim

WHEREAS, in October of 2007, the Office of Inspector General (OIG) published the final report for the audit of Minnesota Medicaid reimbursement for targeted case management services (TCM) for federal fiscal years 2003 and 2004, which recommended that the Centers for Medicare & Medicaid Services (CMS) recover \$3,759,338 in federal Medicaid funding from the State of Minnesota for undocumented and unsupported TCM claims; and

WHEREAS, the disallowance amount was determined by the OIG based on extrapolation of a statewide random sample; and

WHEREAS, although the OIG issued a recommendation to CMS based on the findings, the Minnesota Department of Human Services (DHS) waited for CMS to decide how they wished to proceed on the findings and recommendation; and

WHEREAS, DHS has received a letter from CMS concurring with the OIG findings and provided official notice of disallowance of \$3,759,338 and in a letter dated March 26, 2010, informed counties and tribes that the disallowance must now be collected; and

WHEREAS, since the disallowance amount was determined by the extrapolation of a statewide random sample, the total disallowance amount has been distributed among counties and tribes

in direct proportion to each county or tribe's TCM claims for the period covered by the audit (Federal Fiscal Year 2003-2004); and

WHEREAS, the amount due from Dakota County is \$224,225; and

WHEREAS, staff recommends that \$224,225 of the Community Services' fund balance be used to fund this unanticipated, one-time expense.

NOW, THEREFORE, BE IT RESOLVED, That the 2010 Social Services budget is hereby amended as follows:

Expense

TCM Disallowance	\$ 224,225
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Revenue

Reduction in CS Fund Balance	\$ 224,225
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6.6 Update On Implementation Of Interim Guidelines For Serving Homeless Families And Individuals

This was an information item; no action was requested.

7. REGULAR AGENDA

6.2 Distribution Of Funds For 2010 Memorial Day Activities.

This item was pulled from the consent agenda for further discussion. It was noted that statutorily, Dakota County can provide up to \$300 for each military service organization although \$100 traditionally has been given to each organization for funding Memorial Day activities. Staff and Commissioners will review this allocation throughout the 2011 budget process. There was a motion by Commissioner Harris, seconded by Commissioner Krause, and passed on a 7-0 vote to recommend the County Board adopt the following resolution:

WHEREAS, the County Board has authority pursuant to Minn. Stat. § 375.35 to make appropriations to military service organizations for Memorial Day activities.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby makes Memorial Day activities appropriations in the amount of \$100 to the following organizations:

- Nelson-Lucking American Legion Post 47 (Hastings)
- Rosemount American Legion Post 65
- Clifford Larson American Legion Post 189 (Farmington)
- Inver Grove Heights American Legion Post 424
- Abner Rude American Legion Post 481 (South St. Paul)
- Challenger American Legion Post 521 (West St. Paul)
- Apple Valley American Legion Post 1776
- AMVETS - Raymond T. Furlong-Zigmund Post 1 (Mendota)
- La Societe Des 40 Hommes, et 8 Chevaux (Rosemount)

- Oscar & John Soberg VFW Post 210 (Lakeville)
- Gallagher-Hansen VFW Post 295 (South St. Paul)
- Lyle Russell VFW Post 1210 (Hastings)
- West St. Paul VFW Post 4462
- Vasatka-Goers VFW Post 6690 (Mendota)
- Sypal-Lundgren VFW Post 7662 (Farmington)
- Rosemount VFW Post 9433
- Vietnam Veterans of America, Chapter 492 (Rosemount)
- John Vessy American Legion, Post 44 (Lakeville)
- Military Order of the Cooties, Pup Tent 63 (Lakeville)
- Burnsville VFW Post 5833
- Chapter #5 Military Order of the Purple Heart
- Eagan American Legion Post 594
- AMVETS - Post 2000 (Inver Grove Heights)

7.1 Authorization To Execute Contract With Children's Dental Services For Use Of County Building Space

Bonnie Brueshoff, Public Health Director, introduced Laura Fitzsimmons, Public Health Supervisor. Ms. Fitzsimmons reviewed the services that Children's Dental Services provides, the unmet need for these services in Dakota County, and the demographics of the clients served to date. There was a motion by Commissioner Harris, seconded by Commissioner Egan, and passed on a 7-0 vote to recommend the County Board adopt the following resolution:

WHEREAS, the Dakota County Board of Commissioners acts as the Community Health Board and has responsibility to prevent disease and disability and to promote and protect the health and safety of county citizens; and

WHEREAS, the costs for health care and dental care continues to rise nationally; and

WHEREAS, increasing numbers of insured and uninsured residents are experiencing problems accessing dental care; and

WHEREAS, the mission of Children's Dental Services is to improve the oral health of children from families with low incomes through making prevention and dental treatment accessible; and

WHEREAS, collaboration with Children's Dental Service is an opportunity to provide dental care access to low-income children and pregnant women in Dakota County; and

WHEREAS, by Resolution No. 07-334 (July 31, 2007), the Dakota County Board of Commissioners authorized execution of a contract with Children's Dental Services for use of County building effective August 1, 2007 through June 30, 2010; and

WHEREAS, staff has worked with Children's Dental Services since September 2007, and has established a beneficial relationship with Children's Dental Services.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract with Children's Dental Services for use of County building space effective July 1, 2010 through June 30, 2013, subject to approval by the County Attorney's Office as to form.

7.2 Update On Statewide Health Improvement Program Year One Progress, Authorization To Distribute Year Two Funds, And Authorization To Execute Contracts For Related Services

Bonnie Brueshoff, Public Health Director, introduced Mary Montagne, Public Health Supervisor. Ms. Montagne reviewed the components and successes of the Statewide Health Improvement Program (SHIP) in the area of worksites, healthcare sites, schools, and community sites. Ms. Montagne noted that staff is currently reviewing proposals for the second year of SHIP and awaiting confirmation from the state on the final amount of the second year grant. Staff will return to the Community Services Committee of the Whole on June 15 to present a recommended budget for the second year of SHIP and to seek authorization to develop contract agreements with schools and cities within the budget.

There was a motion by Commissioner Schouweiler, seconded by Commissioner Egan, and passed on a 6-0 (Absent: Commissioner Branning who left the meeting at 11:37 a.m.) vote to recommend the County Board adopt the following resolution:

WHEREAS, the Dakota County Board of Commissioners acts as the Community Health Board and has responsibility to and a long history of supporting efforts to prevent disease and disability, and promote and protect the health and safety of county residents; and

WHEREAS, the Statewide Health Improvement Program (SHIP) was signed into law in 2008 as an integral component of Health Care Reform with the goal to help Minnesotans live longer, better, healthier lives by reducing the burden of chronic diseases through a focus on tobacco use and obesity (physical activity and nutrition) in worksites, healthcare settings, schools, and other community settings; and

WHEREAS, the Minnesota Department of Health notified Public Health staff that Dakota County has been awarded \$2.783 million for the two-year period beginning July 1, 2009 and ending June 30, 2011, (\$1.157 million in the first year and \$1.626 million in the second year to reduce obesity and tobacco use); and

WHEREAS, by Resolution No. 09-154 (April 7, 2009), eleven interventions were chosen in consultation with the SHIP Community Leadership Team, and presented to and approved by the County Board; and

WHEREAS, by Resolution No. 09-323 (July 7, 2009), the County Board authorized acceptance of SHIP funds from the Minnesota Department of Health and execution of a grant agreement with the Minnesota Department of Health and related contracts to complete the necessary work; and

WHEREAS, by Resolution No. 09-632 (December 15, 2009), and Resolution No. 10-079 (February 9, 2010), amendments were authorized with providers, cities, schools, worksite partners, and hospitals and clinics that allowed for the distribution of additional funds; and

WHEREAS, funding was awarded and contract agreements were made for services in the first year of funding to advance the work of SHIP interventions, and the providers provided valuable services; and

WHEREAS, staff seeks authorization to distribute funds and renew contracts for the second year of SHIP funding; and

WHEREAS, these contracts will contain a provision that allows the County to immediately terminate the contracts in the event sufficient funds from county, state or federal sources are not appropriated at a level sufficient to allow payment of the amounts due.

NOW, THEREFORE, BE IT RESOLVED, That the Community Services Director is hereby authorized to execute a contract with The Improve Group for evaluation services in an amount not to exceed \$162,600 for the period of July 1, 2010 through June 30, 2011, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to execute a contract with Kimley-Horn and Associates, Inc., to work with interested schools to develop comprehensive Safe Routes to School plans in an amount not to exceed \$24,000 for the period of July 1, 2010 through June 30, 2011, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to execute a contract with Hoisington Koegler Group, Inc. (HKGI) to continue writing grants for construction projects to support active living and non-motorized transportation with cities in an amount not to exceed \$40,000 for the period of July 1, 2010 through June 30, 2011, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to execute a contract with the Association for Non-Smokers MN, to work with multi-unit housing owners and managers on tobacco-free housing policies, implementation, communication, and evaluation in an amount not to exceed \$64,300 for the period of July 1, 2010 through June 30, 2011, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to execute a contract with Gardening Matters, to provide technical assistance, as needed, to the original 9 community gardens funded in 2009 as well as to recruit and support the establishment of additional community gardens in 2010 including soliciting applications and administering funds to them for supplies, subcontracting as needed with community garden entities, organizing and educating community members, and planning, monitoring and evaluating progress in an amount not to exceed \$44,000 (for a combination of staff time and garden supplies for new or expanded community gardens) for the period of July 1, 2010 through June 30, 2011, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to execute contracts with 3 hospitals and up to 9 clinics to serve as partners in breastfeeding interventions in an amount not to exceed \$15,000 for the period of July 1, 2010 through June 30, 2011, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That contracts shall contain a provision that allows the County to immediately terminate the contracts in the event sufficient funds from county, state or federal sources are not appropriated at a level sufficient to allow payment of the amounts due.

8. COMMUNITY SERVICES DIRECTORS REPORT

Each Commissioner received a copy of the Director's written report and Marilyn Loving, Interim Community Services Division Director, pointed out highlights.

9. ADJOURNMENT

There being no further business to come before the committee, the meeting was moved for adjournment by Commissioner Schouweiler, seconded by Commissioner Krause, and passed on a 7-0 vote. The meeting was adjourned at 11:51 a.m.

Respectfully submitted,

Beth Bisciglia
Administrative Coordinator
Community Services Division