

# Southwestern Regional EMS Council

## Meeting Minutes

The Library, Olean NY

December 6, 2006

Council convened at 6:02 P.M. in the form of a Public Hearing to receive comments during a Certificate of Need Review in regard to an application that had been received from the Town of Clarksville concerning an Application for an Ambulance Service EMS Operating Certificate that was filed for the purpose of converting from a Municipal CON status to an Ambulance Operating Certificate.

Council Systems Committee Chair Ron Hasson welcomed those present, summarized matters and procedures that were relevant to the proceeding and transferred the gavel to Hearing Officer Daniel DeRose, Esq., who then convened the formal hearing and presided thereupon. A formal verbatim record was taken of all comments by a stenographer who had been retained by Council for the proceedings. Of the nine (9) Systems Committee members, seven (7) were present as were fifteen (15) additional Council members, one (1) NYS Department of Health Representative C. McCloud and four (4) others. The hearing was closed at 6:22 P.M.

Chair Ron Hasson convened Council's EMS Systems Committee at 6:22 P.M. for the purpose of receiving the Hearing Officer's Report from the Town of Clarksville above referenced Public Hearing and to make a recommendation on the Clarksville matter to Council.

Chair Hasson welcomed an additional Council member who was present in addition to those who remained present from the Public Hearing. R. Hasson noted that Section 3008 of Article 30 of the NYS Public Health Law presumes that the applicant has a favorable standing in the matter while also noting that the stenographer would be continuing on during the evening to record the committee's proceedings. Hearing Officer Daniel DeRose, Esq., reported upon the events of the public hearing and recommended that the application be granted.

D. Conroe moved, and D. Marsh seconded the following motion which passed by roll call vote 6 aye, 0 nay, 2 abstentions, with the chair not voting:

Motion: Whereas, the Southwestern Regional EMS Council has received a duly executed application from the Town of Clarksville governing authority to provide ambulance service; and

Whereas, the Town of Clarksville has been operating ambulance service under a municipal declaration, certificate number 6205, for the past two years; and

Whereas, the Southwestern Regional EMS Council holds responsibility to approve such applications for ambulance service under New York State Health Law; and has conducted a public hearing on the matter; and

Whereas, the New York State Department of Health has conducted a fitness and competency review of the Town of Clarksville, a municipal entity, and considers them fit and competent; therefore

Be it resolved that the Southwestern Regional EMS Council Systems Committee does indeed find that a need exists for this ambulance service and hereby recommends that the Southwestern Regional EMS Council approve the application for ambulance service from the Town of Clarksville.

<u>Name</u>	<u>Yea</u>	<u>Nay</u>	<u>Abstention</u>	<u>Absent</u>	<u>Not Voting</u>
Ron Hasson, Chair (CH)	_____	_____	_____	_____	___X___
Doug Conroe (CH)	__X__	_____	_____	_____	_____
Tim Glenn (CH)	_____	_____	_____	__X__	_____
Norma Cummings (CH)	__X__	_____	_____	_____	_____
Stan Lockwood (CA)	__X__	_____	_____	_____	_____
Mike Bechelli (CA)	__X__	_____	_____	_____	_____
Paul Melfi (CA)	_____	_____	_____	__X__	_____
Dan Marsh (AL)	__X__	_____	_____	_____	_____
John Tucker (AL)	__X__	_____	_____	_____	_____
Totals	__6__	__0__	__0__	__2__	__1__

R. Hasson next reported that the Bliss CON item had been addressed and that no further action would be required of Council

R Hasson concluded by reporting that it is anticipated that Boliver will split off its ambulance from the fire department and that therefore a Transfer of Ownership CON process will likely arise.

R. Hasson adjourned the Systems Committee Meeting at 6:32 P.M.

Council Chair M. Forness called the regular meeting of Council to order at 6:32 P.M.

Present: 21 member quorum present, listing on file

Excused: 3 members, listing on file

Guests: 7 present, listing on file

R. Hasson moved a Systems Committee seconded motion as follows which passed by roll call vote 21 aye, 0-nay, 5 absent:

Motion: Whereas, the Southwestern Regional EMS Council has received a duly executed application from the Town of Clarksville governing authority to provide ambulance service; and

Whereas, the Town of Clarksville has been operating ambulance service under a municipal declaration, certificate number 6205, for the past two years; and

Whereas, the Southwestern Regional EMS Council holds responsibility to approve such applications for ambulance service under New York State Health Law; and has conducted a public hearing on the matter; and received a favorable recommendation from its Systems Committee on the matter, and

Whereas, the New York State Department of Health has conducted a fitness and competency review of the Town of Clarksville, a municipal entity, and considers them fit and competent; therefore

Be it resolved that the Southwestern Regional EMS Council does indeed find that a need exists for this ambulance service and hereby approves the application for ambulance service from the Town of Clarksville.

<u>Name</u>	<u>Yea</u>	<u>Nay</u>	<u>Abstention</u>	<u>Absent</u>
Bailor, Edna	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Barmore, Dennis	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Bartimole, John	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Bechelli, Michael	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Button, Dorothy	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Carbone, Mona	<u>      </u>	<u>      </u>	<u>      </u>	<u>  X  </u>
Conroe, Douglas	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Cummings, Norma	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Forness, Michele	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Glenn, Tim	<u>      </u>	<u>      </u>	<u>      </u>	<u>  X  </u>

Goodwill, Cindy	_____	_____	_____	<u>  X  </u>
Hajduk, Charles	_____	_____	_____	<u>  X  </u>
Hasson, Ron	<u>  X  </u>	_____	_____	_____
Imfeld, Dan	<u>  X  </u>	_____	_____	_____
Johnson, Christine	<u>  X  </u>	_____	_____	_____
Koorse, Ed	<u>  X  </u>	_____	_____	_____
Kupkowski, Sue	<u>  X  </u>	_____	_____	_____
Lockwood, Stan	<u>  X  </u>	_____	_____	_____
Lugar, Nancy	<u>  X  </u>	_____	_____	_____
Marsh, Dan	<u>  X  </u>	_____	_____	_____
Melfi, Paul	_____	_____	_____	<u>  X  </u>
Nagel, Larry	<u>  X  </u>	_____	_____	_____
Reisner, Walt	<u>  X  </u>	_____	_____	_____
Sampson, Thomas	<u>  X  </u>	_____	_____	_____
Storch, Henry	<u>  X  </u>	_____	_____	_____
Tucker, John	<u>  X  </u>	_____	_____	_____
TOTALS	<u>  21  </u>	<u>  0  </u>	<u>  0  </u>	<u>  5  </u>
	Yea	Nay	Abstention	Absent

R. Hasson then gave a report of Bliss and Boliver CON issues as reported in the Systems Committee Minutes above.

Chair M. Forness then called for a recess of Council proceedings for the purpose of reorganizing the room from the previous sessions, to allow the stenographer to conclude her activity and to take a brief break which occurred at 6:38 P.M., reconvening at 6:43 P.M.

Item	Discussion	Action
2. CORRESPONDANCE	M. Forness reported on general activity, especially noting that (1) Andy Boshier of Cuba Hospital had requested membership application form and that such had been sent	
Item	Discussion	Action
	although a response back has not been received, and (2) NYSDOH had notified Council that W. Reisner's term on State Council would be expiring at the end of the year.	

3. PREVIOUS MINUTES		<p>Motion by D. Marsh to accept the June 6, 2006, minutes as presented,  Second by D. Barmore  Motion unanimously approved.</p> <p>Motion by R. Hasson to accept the October 4, 2006, minutes as presented,  Second by C. Johnson  Motion unanimously approved.</p>
4. TREASURER'S REPORT	<p>Treasurer D. Button distributed a year-to-date financial statement exhibiting an ending current balance of \$27,021.60 and noted that additional invoices had just been received at the meeting which will be processed.</p> <p>M. Forness reported that she had forwarded Vital Signs reimbursement requests totaling \$10,324.01 to D. Button and further noted that Clarksville CON and WREMS interaction fees were also in process.</p>	<p>Motion by S. Kupkowski to accept the Treasurer's Report  Second by N. Lugar  Motion unanimously approved.</p>
5. OFFICERS'S REPORT	<p>Chair M. Forness reviewed the various handouts that had been distributed at the meeting.</p> <p>M. Forness provided the other officers with an opportunity to give reports and none were given.</p>	
6. STATE COUNCIL REPORT & WREMAC UPDATE	<p>W. Reisner reported that no state council meetings had occurred since the last SWREMS Council Meeting.</p> <p>W. Reisner reported that the WREMAC had met and reviewed the ALS Protocol Rollout Slide Show; that the protocols were currently in the process of being printed; and that a CD with test rollout is being anticipated. He also reminded Council that it is WREMAC policy that a</p>	<p>Chair M. Forness referred the development of a means of publicizing the 12 lead capability rule to Council's Community relations Committee.</p>
Item	Discussion	Action
	12 lead heart monitor must be available to a patient within 30 minutes of the ambulance's going into service time, effective 1-1-07.	DOH Buffalo will assist with obtaining minutes of future WREMAC meetings for distribution
7. PLANNING COMMITTEE	No report	

8. SYSTEMS COMMITTEE	M. Forness thanked R. Hasson for his exhaustive work performed on the CON matters.	
9. MEMBERSHIP COMMITTEE	M. Forness reported that a letter of resignation had been received from M. Volpe and that additional resignations were anticipated from Chautauqua and Allegany counties	Motion by D. Imfeld to accept Michael Volpe's resignation with regret, Second by D. Barmore Motion unanimously passed.
10. LEGISLATIVE MATTERS	<p>W. Reisner reported that the 21<sup>st</sup> Century Health Care Commission had submitted its report to the governor and that its recommendations would affect 5 hospitals in the SWREMS Region plus the only current Stroke Center in the region. He added that no gubernatorial veto or legislative overrides were expected in regard to the reports recommendations. Concern about the detrimental impact of the report's recommendations was expressed by various council members; especially in regard to the apparent lack of due process during the decision making process; CON determinations that were decided utilizing a method that is foreign to the standard procedural process, negative impacts upon volunteer ambulance providers and patients and their families that will result from longer travel times between patient incident sites and the receiving hospital; new inter-facility patient transport needs that will likely result causing stress upon the volunteer ambulance providers and additional cost for the patient and reimbursement systems by having to utilize commercial ambulance services that would currently not be necessitated, and concern about the ability of commercial ambulance providers to meet the additional transport load volumes given the likelihood that those volumes would not be of a quantity that would be adequate enough to justify expanded crew and</p> <p style="text-align: center;">Discussion</p>	<p style="text-align: center;">Action</p>
Topic	equipment investments.	

11. NYSDOH REPRESENTATIVE	C. McCloud reported that publication of the new ALS protocols is anticipated by year's end. Council members reiterated their above concern about extended transport time that will likely result from the 21 <sup>st</sup> Century Health Care Commission's recommendations and asked that NYSDOH give such serious review.	
12. ALLEGANY COUNTY	J. Tucker reported that the County Legislature's Public Safety Committee has just authorized the purchase of new training equipment, including CPR manikins; that the county is interacting with the SWNN work group and had agreed in November to participate, starting with a tower sites survey; that the county maintenance shop had just acquired an AED; that the county is searching for new training locations because the court system has expanded and displaced current EMS training sites; and that the Emergency Services Office had received Homeland Security grants that will fund the purchase of hazmat pagers and hospital decontamination equipment.	
13. CATTARAUGUS COUNTY	M. Bechelli reported that a combined Cattaraugus and Allegany counties POD exercise had been implemented that involved a partnership with commercial providers; that he had attended a mass fatality planning meeting in Buffalo on December 6 concerning dealing with a pandemic; that there has not been a county EMS Council meeting since SWREMS Council's last meeting; that the Emergency Services Office MCI Trailer has been located in Little Valley with a MOU agreed upon with the CCSD to transport the unit where needed; and that the county anticipates that NYSDOH will procure a MCI Trailer for the Cattaraugus Indian Reservation at Irving.	
14. CHAUTAUQUA COUNTY	N. Cummings reported that a POD exercise is scheduled for December that will be combined with an Open House event at the new County Emergency Services facility site; that a new photo ID tag system is being	
Item	Discussion	Action

	<p>implemented; that a NOAA Weather Service transmission tower has been established in Frewsburg; that the county is revising its Special Needs Sheltering Care Plan; that SWNN implementation is continuing; that the development of a Citizens Care Council is continuing; and suggested that the 3 counties meet to review new year equipment purchases for knowledge and possible future sharing purposes.</p> <p>D. Imfeld reported that a MCI/Rehab vehicle is being planned.</p>	
15. ENFORCEMENT NOTIFICATIONS	M. Forness read aloud notifications of actions taken by NYSDOH in the matters of L. Burke, H. Callman, S. Comacho, S. Curtiss, N. Daye, W. Dinkins, P. Gorczyca, L. Heath, Y. Langford, Lawrence-Cederhurst FD, Y. Lim, G. Mazurkiewicz Jr, R. Mogab, R. Orozco, H. Perez Jr, copies of which have been placed on file.	
16. WREMAC RULES FOR OPERATIONS & GOVERNANCE	M. Forness discussed the various remaining open issues for the document that had been previously distributed with the major issue being the Article VI, Section 3 proposed quorum requirements. A general discussion ensued.	<p>Motion by D. Imfeld that Council release the hold that it had placed on the issuance a previously appropriated \$5,000 WREMAC support payment that was being held awaiting receipt of the WREMAC's By-Laws, Second by W. Reisner Motion unanimously passed.</p> <p>Motion by W. Reisner that the Council Chair communicate with the WREMAC Chair about any remaining open issues that Council members express to the Chair by Dec 15, Second by S. Lockwood Motion unanimously passed.</p>
Item	Discussion	Action
17. EDUCATIONAL GRANTS	M. Forness reported that each of the counties' grants were fully expended.	

18. PROGRAM AGENCY RPF	M. Forness reported that the RFP had been published, that the submission deadline had closed, that 3 proposals had been received, and that a special session of Council might be needed to address needed actions.	SWREMS RFP Review Committee (N. Cummings, J. Tucker and E. Koorse) will review RFPs received.
19. PAD TRAINING FUNDING	M. Forness reported that no requests for 2006 reimbursement had been received prior to Council's meeting but that 1 had been received at the meeting from Chautauqua County	
20. CISM	<p>M. Forness reported that Cattaraugus and Chautauqua counties anticipate filing a request for 2006 reimbursements.</p> <p>D. Imfeld announced that a training session would be held in Mayville at the EOS during late January and that all counties would be welcome to attend.</p>	
21. MUTUAL AID PLANS	D. Imfeld reported that (1) changes are being made to the state plan after need for such developed from the Broome County flooding incident deployment and that amendments to Article 30 will likely result, and (2) that the Chautauqua County Plan had been resubmitted to Albany for revisions review	
22. SMART TEAM	M. Forness reported that the team is willing to attend a Council meeting to discuss their operation. Concern had been brought to her about the Team's recent operation in Chautauqua County during a search for an escaped inmate during which the State Police had called the team in from Buffalo and which resulted jurisdictional, poor interoperability and CON authorization issues.	M. Forness will invite the Smart Team to attend Council's February meeting.
23. NEW BUSINESS  STATE COUNCIL REPRESENTATION  Item	M. Forness reminded Council that it would need to designate its 2007-8 representation to State Council.  Discussion	Motion by C. Johnson that Council appoint W. Reisner to the standard 2 year term as Council's State EMS Council Representative, Second by S. Lockwood Motion unanimously passed. Action

<p>OLEAN MEDICAL DIRECTOR RESIGNATION</p> <p>MEMBERSHIP PROXY DESIGNATION</p> <p><i>SICK KIDS</i> SEMINAR CO-SPONSORSHIP</p>	<p>M. Forness announced that Dr. Buckley will be resigning as Olean General Hospital's servicing squads medical Director</p> <p>M. Forness announced that in implementation of the new Council By-Laws Article that starting 1/1/07 she will accept letters from members who choose to appoint a proxy for them during their absence</p> <p>S. Lockwood expressed an interest to have Council co-sponsor with the Southern Tier Health Care System a two day April 2007 <i>SICK KIDS – PEDIATRIC MEDICAL EMERGENCIES AND TRAUMATIC INJURIES</i> seminar for which a planning meeting had been scheduled for December 8.</p>	<p>W. Reisner announced that he would reappoint R. Hasson to be his alternate to State EMS Council during his 2007-8 term of office.</p> <p>Council Chair will formally send a recognition to Dr. Buckley in appreciation of his service.</p> <p>R. Hasson will research the issue of whether or not NYSDOH will allow proxy votes on CON and other state issue votes.</p> <p>Council Chair will investigate funding possibilities.</p> <p>Motion by D. Barmore to authorize the Council Chair to re-direct previously designated funding to support of the <i>SICK KIDS</i> seminar to be held in Olean in the Spring of 2007, Second by W. Reisner Motion unanimously passed.</p>
<p>24. ADJOURNMENT</p>		<p>Motion by C. Johnson at 8:26 P.M. that Council be adjourned. Second by S. Lockwood Motion unanimously passed.</p> <p>Respectfully submitted,  Douglas E. Conroe, Secretary</p>