



FAMILY AND COMMUNITY SERVICES

Date: June 9, 2009

To: Delia Briones, County Clerk

From: Rosemary Neill

Re: Commissioners Court Agenda

Please place the following item on the Commissioners Court agenda for June 15, 2009:

Approve and authorize the County Judge to sign the Governing Authority Resolution Governmental Entity which authorizes the County Judge, on behalf of the County, to negotiate, execute, implement, maintain, amend, renew, or request closure of a contract with the Texas Department of Aging and Disability Services (DADS) for home delivered meals.

Respectfully Submitted,

A handwritten signature in blue ink, appearing to read "Rosemary V. Neill", is written over a light blue horizontal line.

Rosemary V. Neill

Director

Memorandum

To: County Judge Anthony Cobos, Commissioner Anna Perez,
Commissioner Veronica Escobar, Commissioner Willie Gandara, and
Commissioner Daniel Haggerty

From: Rosemary Neill

Date: 6/11/2009

Re: Approve and Authorize County Judge to Sign Governing Authority
Resolution

Action Item

Approve and authorize the County Judge to sign the Governing Authority Resolution Governmental Entity which authorizes the County Judge, on behalf of the County, to negotiate, execute, implement, maintain, amend, renew, or request closure of a contract with the Texas Department of Aging and Disability Services (DADS) for home delivered meals.

Fiscal Impact

DADS is an important financial resource for the County's Senior Nutrition home delivered meal program. Through the month of April, the County has billed \$695,833.07 for DADS Title XX meals at \$4.24 per meal and \$149,019 for Title XIX CBA meals at \$4.64 per meal.

Background Information

The Department of Aging and Disability Services (DADS) is initiating its contract cycle for FY 10. DADS is making numerous procedural changes to streamline the renegotiation of its master contract with the County. The goal is to have a contract in place at the beginning of the new fiscal year.

To begin this process, DADS requests that the County formally identify and authorize someone to represent the County during negotiations. Approval of this form authorizes the Judge to perform that duty.

Staff completes the required Budget Worksheet, Budget Worksheet Certification, Budget Worksheet Calculation of the Per Meal Unit Rate and In-Kind Match Certification forms. These provide the information necessary to calculate the unit rate.

Once the information is compiled, DADS and the County agree on a per meal unit rate for Title XX and Title XIX meals. Last year DADS ignored its budget worksheet information and presented the County with a per meal unit rate below the County's cost to Bateman Senior Meals.

The County, through staff, rejected this negotiated price. After much discussion, DADS re-negotiated its rate and provided the County with an acceptable per meal cost. Staff hopes this year's budget negotiation will utilize all data and recognize all appropriate costs.

Last year DADS disallowed the cost of two County staff members. The County in turn added other costs it generally does not claim to its budget worksheets. This put the cost higher than the original costs from the worksheets.

If DADS employs similar methods, it may be necessary for the County to quantify additional costs it generally does not claim. This is costs for rent, insurance, and utilities. The method of determining these costs is tedious and time consuming. However, staff will work with the Auditor's staff should it be necessary to use these costs to arrive at an adequate per meal cost.

Governing Authority Resolution Governmental Entity

COUNTRY, TERRITORY or NATION OF United States of America

STATE or PROVINCE OF Texas

COUNTY OF El Paso

On the 15 day of June, year 2009, at a meeting of the Governing Authority of El Paso County, a Texas Local Governmental Entity, held in the City of El Paso, Texas, El Paso County or Parish, and in the State or Province of Texas, with a quorum of the Governing Authority present,

It was duly moved and seconded that the following Resolution be adopted:

BE IT RESOLVED that the Governing Authority of the above Local Governmental Entity does hereby authorize Anthony Cobos, County Judge

and his/her/their successors to negotiate, on terms and conditions that he/she/they may deem advisable, a contract or contracts with the Texas Department of Aging and Disability Services (DADS), and to execute the contract or contracts on behalf of the Local Governmental Entity, and further we do hereby give him/her the power and authority to do all things necessary to implement, maintain, amend, renew or request closure of the contract. Although the authority of the successors is binding on this Entity, it is acknowledged that this Entity must specifically authorize another party by name in a resolution within 30 days of the change in authorization, or when specifically required by DADS, whichever is sooner.

The above resolution was passed in accordance with the Governing Documents of this Entity and the laws of the State of Texas. The term Local Government means a county, city, town, special purpose district and any other political subdivision of the State of Texas.

This Entity is authorized by Texas Statute in (check one):

[X] the Texas Local Government Code; or [] Texas statute (specify) ; or [] by federal or another state's statute (specify)

This Entity is a (check one) [] Local [] Hospital District or Authority [X] County [] Council of Government [] State [] Other (specify)

I certify that the above and foregoing constitute a true and correct copy of a part of the minutes of a meeting of the Governing Authority of El Paso County, Texas held on the 15 day of June, year 2009.

Signature

Anthony Cobos, County Judge Printed Name and Title

Subscribed and sworn to (or affirmed) before me on this day of, year

Signature-Notary Public

Printed Name of Notary and Jurisdiction

My commission expires