

**State of New York**  
**Public Health Council**

**AGENDA**

**July 17, 2009**  
**10:00 a.m.**

**90 Church Street**  
**4<sup>th</sup> Floor, Room 4E03 & 4E04**  
**New York City**

**I. INTRODUCTION OF OBSERVERS**

Dr. William Streck, Chairman

**II. APPROVAL OF MINUTES**

May 8, 2009

Exhibit #1

**III. REPORT OF DEPARTMENT OF HEALTH ACTIVITIES**

Commissioner Richard F. Daines, M.D.

**IV. ESTABLISHMENT**

**A. Ambulatory Surgery Center Discussion**

Exhibit #2

Commissioner Richard F. Daines, M.D.

**B. Committee on Establishment of Health Care Facilities**

Susan Regan, Chair

**CATEGORY 1:** Applications Recommended for Approval - No Issues or Recusals,  
Abstentions/Interests

**CON Applications**

**Diagnostic and Treatment Center**

<u>Number</u>	<u>Applicant/Facility</u>	<u>E. C. Recommendation</u>	
082068	VersaCare, Inc. (Kings County)	Contingent Approval	Exhibit #3

## **Dialysis Center**

<u>Number</u>	<u>Applicant/Facility</u>	<u>E. C. Recommendation</u>	
081019	Fishkill Dialysis Center (Dutchess County)	Contingent Approval	Exhibit #4

## **Certificate of Incorporations**

<u>Applicant</u>	<u>E.C. Recommendation</u>	
Mitral Foundation	Approval	Exhibit #5
Richmond Medical Center Foundation	Approval	Exhibit #6
St. Joseph Foundation of Utica	Approval	Exhibit #7

## **Certificate of Amendment of Certificate of Incorporation**

<u>Applicant</u>	<u>E.C. Recommendation</u>	
Medina Memorial Health Care System	Approval	Exhibit #8

## **Certificate of Dissolution**

<u>Applicant</u>	<u>E.C. Recommendation</u>	
The Gerry Nursing Home Company, Inc.	Approval	Exhibit #9
St. Vincent's Midtown Hospital	Approval	Exhibit #10

## **Certificate of Merger**

<u>Applicant</u>	<u>E.C. Recommendation</u>	
Providence Rest, Inc.	Approval	Exhibit #11

## **Home Health Agency Licensures**

Exhibit #12

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>
1755	Alice Hyde Medical Center (Franklin County)	Approval

**CATEGORY 2:** Applications Recommended for Approval with the Following:

- PHC Member Recusals
- Without Dissent by SHRPC or HSA
- Without Dissent by Establishment Committee

**Diagnostic and Treatment Center**

<u>Number</u>	<u>Applicant/Facility</u>	<u>E. C. Recommendation</u>	
091060	Long Island FQHC, Inc. (Nassau County) Recusal – H. Fensterman	Contingent Approval	Exhibit #13

**Home Health Agency Licensures**

Exhibit #14

<u>Number</u>	<u>Applicant/Facility</u>	<u>E.C. Recommendation</u>	
1793	City-Pro Group, Inc. (Bronx, Kings, Nassau, New York, Queens and Richmond Counties)	Approval	Recusal S. Regan
1815	NAE Edison, LLC d/b/a Edison Home Health Care (Bronx, Kings, New York, Queens, Richmond and Westchester Counties)	Approval	Recusal – S. Regan Abstention – P. Yang
1760	Maple Pointe Senior Care, LLC (Nassau, Queens and Suffolk Counties)	Approval	Recusal – S. Regan
1780	SCO Family of Services, Inc. (Kings County)	Approval	Recusal – S. Regan
1795	Catholic Managed Long Term Care, Inc. (Bronx and New York Counties)	Approval	Recusal – S. Regan Recusal – F. Serbaroli

**CATEGORY 3:** Applications Recommended for Approval with the Following:

- No PHC Member Recusals
- Establishment Committee Dissent, or
- Contrary Recommendations by SHRPC or HSA

NONE.

**CATEGORY 4:** Applications Recommended for Approval with the Following:

- PHC Member Recusals
- Establishment Committee Dissent, or
- Contrary Recommendation by SHRPC or HSA

NONE.

**CATEGORY 5:** Applications Recommended for Disapproval by OHSM or Establishment Committee – with or without Recusals

NONE.

**CATEGORY 6:** Applications for Individual Consideration/Discussion

**Ambulatory Surgery Center**

<u>Number</u>	<u>Applicant/Facility</u>	<u>E. C. Recommendation</u>	
071052	SurgiCare of Manhattan, LLC (New York County) Interest – T. Strange	Contingent Approval	Exhibit #15

**C. Report of Establishment Applications** Exhibit #16

**D. Status Report on Requests for Hearings on Applications for Establishment** Exhibit #17

Michael Stone, Assistant Counsel

**V. REGULATION**

**For Emergency Adoption**

09-03	Amendment of Subpart 6-2 of Title 10 NYCRR (Ocean Surf Bathing Beaches and Automated External Defibrillators (AEDs))	Exhibit #18
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**VI. PUBLIC HEALTH POLICY**

**Report of the Office of Health Systems Management**

Jim Clyne, Deputy Commissioner, Office of Health Systems Management

**VII. PROFESSIONAL**

**Report of the Committee on Health Personnel and Interprofessional Relations**

Dr. Theodore Strange, Chair

One Case

**VIII. NEXT MEETING**

September 11, 2009 (Albany)

**IX. ADJOURNMENT**