

HCBS Final Rule Evidentiary Package

RiverVillage North



Setting information

Setting name: RiverVillage North	ID number: 723
Street address: 2921 Randolph St. N.E., Minneapolis, MN	Phone: 612-605-2505
Website, if applicable: RiverVillage North (https://catholiceldercare.org/senior-communities-minneapolis/rivervillage-north/)	Date of site visit: 10/16/2018

Waiver service type

Waiver service	Service type:
<input type="checkbox"/> Alternative Care (AC) <input checked="" type="checkbox"/> Elderly Waiver (EW) <input type="checkbox"/> Brain Injury (BI) <input type="checkbox"/> Community Access for Disability Inclusion (CADI) <input type="checkbox"/> Community Alternative Care (CAC) <input type="checkbox"/> Developmental Disabilities (DD)	Customized living

Reason for heightened scrutiny

Prong type	Category	Type of setting
Prong 3 Effects of isolating characteristics	Effect of isolating characteristic	Is one of multiple homes located on the same street or adjoining property that shares programming activities

Note: The term people/person (resident for residential settings) refers to people who receive Medicaid HCBS waiver service(s).

General summary

RiverVillage East is located northeast of downtown Minneapolis, with an estimated population of 422,331 as of the 2017 census.

The collocated RiverVillage North and East settings are located within a shared building. The assisted living building (RiverVillage East) is connected to the Independent HUD apartment building (RiverVillage North) and the Catholic church. There is separate signage identifying the two settings. The settings are located in a residential neighborhood, with single family homes down the block and across the street.

Check this box if setting meets CMS's definition of Continuing Care Retirement Community CMS

CCRC definition: A housing community that provides different levels of care based on what each resident needs over time. This is sometimes called "life care" and can range from independent living in an apartment to assisted living to full-time care in a nursing home. Residents move from one setting to another based on their needs but continue to live as part of the community. [Guidance related to CCRCs](https://www.cms.gov/apps/glossary/default.asp?Letter=C&Language=English) (<https://www.cms.gov/apps/glossary/default.asp?Letter=C&Language=English>) can be found on CMS's website.

RiverVillage North provides services to 35 people; three are on HCBS waiver programs.

Customized living provider standards/qualifications

Licensure requirements and other state regulations for customized living services clearly distinguish these services/settings from institutional licensure or regulations.

Customized living services are provided in housing with services establishments with the service provider directly licensed as a comprehensive home care provider by the Minnesota Department of Health. Customized living services provide an individualized package of regularly scheduled health-related and supportive services provided to a person who resides in a qualified, registered housing with services establishment.

Customized living service definitions that support the setting requirements

Customized living (CL) and 24-hour CL services include component services designed to meet the person's assessed needs and goals. Individualized CL services may include supervision, home care aide tasks (e.g., assistance with activities of daily living), home health aide task (e.g., delegated nursing tasks), home management tasks, meal preparation and service, socialization, assisting enrollees with arranging meetings and appointments, assisting with money management, assisting participants with scheduling medical and social services, and arranging for or providing transportation. If socialization is provided, it must be part of the service plan, related to established goals and outcomes and not diversional or recreational in nature.

For more details about the component services, including what is covered and distinctions between each see [Customized Living Component Service Definitions, DHS-6790H \(PDF\)](https://edocs.dhs.state.mn.us/lfserver/Public/DHS-6790H-ENG) (<https://edocs.dhs.state.mn.us/lfserver/Public/DHS-6790H-ENG>).

Minnesota's Community Based Services Manual (CBSM) provides the requirements for [customized living services](http://www.dhs.state.mn.us/main/id_001787) (http://www.dhs.state.mn.us/main/id_001787).

Prong 3 settings

Meaningful distinction between colocated settings

States must submit strong evidence that the setting presumed institutional has the characteristics of a HCBS setting and not an institutional setting.

Determination	Summary
<input checked="" type="checkbox"/> Met <input type="checkbox"/> Unmet <input type="checkbox"/> Not applicable	<p>Describe the extent to which any shared programming (meals, transportation, social/recreational activities) occurs between different homes/buildings:</p> <p>RiverVillage North develops its own calendar of activities based on people’s interests. There is a monthly tenants meeting that includes activities planning as a standing item. Transportation is provided via the bus owned by Catholic Elder Care which is shared between the two settings. People from both settings can sign up for the outings / transportation at the front desk regardless of if they have any services provided by Catholic Elder Care. If a person living in the North setting receives meals in their plan, they may choose to receive their meals in the dining area of the East setting or in their own apartments which contains a full kitchen.</p>
<input checked="" type="checkbox"/> Met <input type="checkbox"/> Unmet <input type="checkbox"/> Not applicable	<p>Describe the extent to which staff are scheduled to work with people at the other colocated setting (s) on the same shift:</p> <p>Both settings – RiverVillage East and RiverVillage North – use the same emergency call system if they need assistance. People living at the RiverVillage North setting who receive home health care services are provided by the home health aides who provide services to the East setting. The activity coordinator and nurse are also noted to provide services for both settings.</p>
<input checked="" type="checkbox"/> Met <input type="checkbox"/> Unmet <input type="checkbox"/> Not applicable	<p>Participants in the setting in question do not have to rely primarily on transportation or other services provided by the other co-located setting (s), to the exclusion of other options:</p> <p>Transportation options are posted on the bulletin boards. At intake, the transportation options are gone over with the person and their family members. The Housing Manager or Reception Staff will assist residents with transportation arrangements if needed. The receptionist at the front desk also will help helps people to set up transportation if needed. People are often directed to the receptionist if they need help setting up a medical ride, Metro Mobility, or other transportation. The Northeast Senior Center has a transportation program that many people utilize.</p>

Community engagement opportunities and experiences

RiverVillage North develops its own calendar of activities based on people's interests. There is an onsite activities coordinator who works with people residing at the settings to plan activities. The activities coordinator welcomes people to stop into her office to talk, or to share ideas with staff who will pass them along. They also have a monthly tenant meeting where people can discuss what they would like to do or make suggestions.

Additionally, people are asked about their interests when the move in and on an ongoing basis through the tenants' meeting and when updating their service plan. People have the right to participate in their choice and preference of leisure activities. People are invited and encouraged to participate in group activity planning during the monthly tenant meetings at RiverVillage North. People who are unable to attend the group activity planning meeting may submit their preferences to the building manager.

Activities are selected by the residents including the date and time of the activity. Activity calendars are posted in the building and delivered to each apartment weekly. Future activities or special outings are listed in advance on the monthly activity calendar to assure residents the ability to plan in advance.

Some community activities people participate in include:

- Bingo
- East Side Senior Center
- Farmers market
- Local art festivals
- Volunteering at a food shelf
- Lunch out
- Fall leaf tour
- Apple orchard trip

HCBS characteristics

This section is a summary of the individual HCBS characteristics required in the HCBS rule. The findings for each characteristic are identified through the setting attestation documentation, on-site observation or both.

HCBS Rule requirement	Compliance status (please select)
<p>Each person at the setting has a written lease or residency agreement in place providing protections to address eviction processes and appeals.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input type="checkbox"/> Observation made during on-site visit</p>	Compliant
<p>Each person at the setting has privacy in his/her sleeping or living unit including a lockable door.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>Living units in the RiverVillage North location are set up as private apartments, and locks were on all apartment unit doors.</p>	Compliant
<p>The setting facilitates that a person, who shares a bedroom, is with a roommate of his or her choice.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>A person interviewed who shares a bedroom lives at the setting with his wife.</p>	Compliant
<p>The setting provides people with the freedom to furnish and decorate their bedroom and living unit within the lease or residency agreement.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>Only one unit was observed, but it appeared to be decorated uniquely and had family photos on the walls and fridge.</p>	Compliant

<p>The setting provides people the freedom and support to control their daily schedules including access to food at any time.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>A person who lives in the RiverVillage North setting with his wife stated that, “My wife usually decides my day.” He reported that the staff “will set up a time with you for when they are coming.”</p> <p>Staff report that everyone residing at the RiverVillage North location go grocery shopping and have full kitchens. People are able to prepare meals in their apartments. They are also able to get snacks through the RiverVillage East’s kitchen.</p> <p>RiverVillage North will also assist people in identifying local food options that may be available to support independent living such as local food shelves, Meals On Wheels, neighborhood farmers market, local food delivery and East Side Neighborhood Senior Dining. If desired, meals may be purchased from RiverVillage East. People can choose to eat their meals in the dining room or have the meals in their apartments.</p>	<p>Compliant</p>
<p>The setting allows people to have visitors at any time.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>No restrictions were reported related to when or where people are allowed to have visitors.</p>	<p>Compliant</p>
<p>The setting provides opportunities for people to seek employment and work in competitive integrated settings.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>Staff identified multiple people who either have paid employment within the community or who choose to volunteer at different settings.</p>	<p>Compliant</p>
<p>The setting is physically accessible to the individual.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p>	<p>Compliant</p>

	
<p>The setting provides people opportunities to access and engage in community life.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>A person residing at RiverVillage North reported that there is a community garden across the street that he used to enjoy gardening in until his mobility prevented him from bending much.</p>	Compliant
<p>The setting supports the person’s control of personal resources.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input type="checkbox"/> Observation made during on-site visit</p>	Compliant
<p>The setting ensures people’s right to privacy.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input type="checkbox"/> Observation made during on-site visit</p>	Compliant
<p>The setting ensures people’s dignity and respect.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input checked="" type="checkbox"/> Observation made during on-site visit</p> <p>Staff were calling people by their names. It seemed that staff were patient, not rushing people to get from one place to another, and were respectful.</p>	Compliant
<p>The setting ensures people’s freedom from coercion and restraint.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input type="checkbox"/> Observation made during on-site visit</p>	Compliant

<p>The setting optimizes individual initiative, autonomy, and independence in making life choices, including daily schedule and with whom to interact.</p> <p><input checked="" type="checkbox"/> Compliant documentation submitted with attestation</p> <p><input type="checkbox"/> Observation made during on-site visit</p>	<p>Compliant</p>
---	------------------

Pictures of the HCBS setting



Public comment summary

The Minnesota Department of Human Services (DHS) did not receive public comments for this setting.

DHS sought public comment from Aug. 5, 2019 to Sept. 4, 2019, before submitting settings to the Centers Medicare & Medicaid Services (CMS) for heightened scrutiny.

We sought public comments using the following methods:

- Evidentiary packages posted online on the [Home and Community Based Services Rule transition plan page](#)
- Evidentiary packages specific to each setting posted in a common area of the setting
- Notice of public comment period via [Aug. 5, 2019, eList announcement](#)
- Notification to lead agencies via regional resource specialists
- Notification to providers via email
- Notification to managed care organizations and Area Agencies on Aging (AA) via email
- Notification to long-term care ombudsman office via email
- Disability Hub MN virtual insight panel.

Minnesota's recommendation

Date of recommendation: 10/1/2019

Minnesota supports that this setting overcomes the institutional presumption and meets the requirements of a home and community-based setting. Provider is required to maintain on-going compliance with all HCBS requirements.