

County of Albany

Harold L. Joyce
Albany County Office Building
112 State Street - Albany, NY 12207



Meeting Agenda

Thursday, March 25, 2021

5:00 PM

Held Remotely

Health Committee

PREVIOUS BUSINESS:

1. APPROVING PREVIOUS MEETING MINUTES
2. LOCAL LAW NO. "I" FOR 2020: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK TO PROHIBIT SMOKING IN COMMON AREAS OF MULTIPLE UNIT DWELLINGS

CURRENT BUSINESS:

3. AUTHORIZING AN INTERGOVERNMENTAL DATA SHARING AGREEMENT WITH THE CAPITAL REGION CRIME ANALYSIS CENTER AND OTHER LOCAL POLICE AGENCIES

County of Albany

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Meeting Minutes

Thursday, February 25, 2021

5:00 PM

Held Remotely

Health Committee

PREVIOUS BUSINESS:

Present: Legislator Dustin M. Reidy, George E. Langdon, Alison McLean Lane, Matthew J. Miller, Peter B. Tunny, Sean E. Ward, Wanda F. Willingham and Robert J. Beston

Excused: Legislator Raymond F. Joyce

1. APPROVING PREVIOUS MEETING MINUTES

A motion was made that the previous meeting minutes be approved. The motion carried by a unanimous vote.

2. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "I" FOR 2020

A motion was made to move the proposal forward with a positive recommendation. The motion carried by a unanimous vote.

3. LOCAL LAW NO. "I" FOR 2020: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK TO PROHIBIT SMOKING IN COMMON AREAS OF MULTIPLE UNIT DWELLINGS

This Local Law was tabled at the request of the Sponsor.

CURRENT BUSINESS:**4. AMENDING THE RULES AND REGULATIONS FOR ALBANY COUNTY EMPLOYEES TO PROVIDE PAID LEAVE FOR THE PURPOSES OF RECEIVING A COVID-19 VACCINATION**

A motion was made to move the proposal forward with a positive recommendation. The motion carried by a unanimous vote.

5. AMENDING RESOLUTION NO. 40 FOR 2018 REGARDING ELECTRONIC MEDICAL RECORDS SOFTWARE FOR THE ALBANY COUNTY DEPARTMENT OF HEALTH

A motion was made to move the proposal forward with a positive recommendation. The motion carried by a unanimous vote.

LOCAL LAW NO. “I” FOR 2020

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK TO PROHIBIT SMOKING IN COMMON AREAS OF MULTIPLE UNIT DWELLINGS

Introduced: 10/13/20

By Mr. Efekoro and Ms. Cunningham:

Section 1: TITLE

This Local Law shall be known as the “Albany County Smoke-Free Common Areas Law.”

Section 2: STATUTORY AUTHORIZATION

This Local Law is hereby adopted pursuant to the provisions of the New York Municipal Home Rule Law § 10(1)(ii)(a)(12).

Section 3: FINDINGS; PURPOSE

This Legislature finds that, each year, 41,000 people die prematurely from exposure to second hand smoke. According to the U.S. Surgeon General, there is no safe level of secondhand smoke exposure. E-cigarette aerosol (often called vapor) can also contain harmful and potentially harmful substances including nicotine, ultrafine particles, flavoring chemicals, volatile organic compounds, and heavy metals. For tenants and owners of multiple unit dwellings, such as apartments and condominiums, tobacco smoke and vapor from a neighboring unit that infiltrates their homes results in daily exposure to many hazardous chemicals due to secondhand smoke and vapor which travels through lighting fixtures, cracks in walls, shared heating and ventilation, around plumbing, and under doors.

Therefore, it is the purpose of this Local Law to protect the public health and welfare of the residents of Albany County by prohibiting smoking and “vaping” in common areas in multiple unit dwellings.

Section 4: DEFINITIONS

As used in this Local Law, the following terms shall have the meanings indicated:

INDOOR COMMON AREA – Every interior enclosed or unenclosed area of a multiple unit dwelling that residents of more than one unit are entitled to enter or use, including but not limited to halls, lobbies, interior courtyards, elevators, stairs, community rooms, clubhouses, gym facilities, restrooms, laundry rooms, cooking areas, eating areas, and meeting rooms.

[OUTDOOR COMMON AREA – Every exterior area of a multiple unit dwelling that residents of more than one unit are entitled to enter or use, including but not limited to pathways, stairs, playgrounds, swimming pool areas, tennis courts, basketball courts, parking garages, parking lots, mail areas, and grassy or landscaped areas.]

MULTIPLE UNIT DWELLING – Any dwelling which is rented, leased, or subleased out to be occupied as the temporary or permanent residence or home of three or more families or groups of tenants living independently of each other in separate dwelling units.

DWELLING UNIT – Any room or group of rooms located within a dwelling which forms a single habitable unit with facilities which are used or intended to be used for living or sleeping by human occupants.

SMOKING – The combustion of any cigar, cigarette, tobacco, marijuana, or any similar article or any other combustible substance in any manner or in any form.

VAPING – The release of tobacco, nicotine, marijuana, or e-cigarette aerosol or vapor in any manner or in any form via e-cigarette, Juul, or other similar device.

Section 5: PROHIBITION

Smoking and vaping are prohibited in indoor common areas of multiple unit dwellings, and within 5 feet of any outdoor ventilation intake. [, including but not limited to ventilation intakes located on attached balconies or patios.]

Section 6: PENALTIES FOR VIOLATIONS

Any tenant or invitee of a tenant of a multiple unit dwelling who violates the provisions of Section 5 of this Local Law shall be subject to the imposition of a civil penalty by the Commission of Health of not more than \$250 for a first violation, \$350 for a second violation, and \$500 for each violation thereafter.

Any property owner, property manager and/or other person having control of a multiple unit dwelling who violates any provision of Section 7 of this Local Law shall be subject to the imposition of a civil penalty by the Commissioner of Health of not more than \$250 for a first violation, \$350 for a second violation, and \$500 for each violation thereafter. Proof of compliance with the provisions of Section 7 of this Local Law shall serve as an absolute defense to a charge pursuant to this Local Law.

Section 7: ENFORCEMENT AND ADMINISTRATION

Property owners, property managers and/or other persons having control of a multiple unit dwelling shall include in their written lease agreements dated after the effective date of this law that smoking and vaping are prohibited in all indoor

common areas of the building(s). In instances where a written lease is not used, property owners, property managers and/or other persons having control of a multiple unit dwelling must advise in writing such tenants that smoking and vaping are prohibited in all indoor common areas of the building(s).

Property owners, property managers and/or other persons having control of a multiple unit dwelling shall post conspicuous signage at major entrances to the building(s) and in indoor common areas, stating that smoking and vaping are prohibited in all indoor common areas of the multiple unit dwelling.

[Property owners, property managers and/or other persons having control of a multiple unit dwelling may pursue evictions for] Violations of this Local Law by a tenant or invitee of a tenant shall constitute just cause to bring an eviction proceeding against the tenant, to the extent allowable by state and local law.

Section 8: SEQRA COMPLIANCE

This County Legislature determines that this local law constitutes a “Type II action” pursuant to the provisions of the State Environmental Quality Review Act (SEQRA), and that no further action under SEQRA is required.

Section 9: SEVERABILITY

If any provision of this Local Law or its application shall be adjudged by a court of competent jurisdiction to be invalid or unconstitutional, the remaining provisions of this Local Law shall remain in full force and effect.

Section 10: EFFECTIVE DATE

This Local Law shall take effect upon filing with the Secretary of State.



COUNTY OF ALBANY
DEPARTMENT OF MENTAL HEALTH
175 GREEN STREET
ALBANY, NEW YORK 12202
518-447-4537 FAX 518-447-4577
WWW.ALBANYCOUNTY.COM

Daniel P. McCoy
County Executive

Daniel C Lynch, Esq.
Deputy County Executive

Stephen J. Giordano, Ph.D.
Director of Mental Health

Cindy G. Hoffman
Deputy Director

February 24, 2021

Honorable Andrew Joyce, Chairman
 Albany County Legislature
 112 State St., Rm. 710
 Albany, NY 12207

Dear Chairman Joyce,

The Department of Mental Health requests permission enter into an intergovernmental data sharing agreement with the Capital Region Crime Analysis Center and other local police agencies. In an effort to combat a sustained opioid abuse and overdose crisis, Albany County will employ a collaborative response to review incidents involving individuals suspected of overdosing on narcotic, controlled, or other medicinal substances. Using surveillance data from ODMAP (Overdose Detection Mapping Application Program) and police data from participating agencies, ACDMH's Overdose Response Team will engage individuals suspected of overdosing and provide them with avenues for treatment and additional supportive services.

Albany County, in collaboration with the Capital Region Crime Analysis Center (CRCAC), participating law enforcement agencies and other human service providers intends to obtain and analyze quantitative and qualitative data on overdoses within the confines of the County of Albany. There is no County Share associated with this request.

Feel free to contact me or Mark Gleason if you have any questions concerning this request.

Sincerely,

Stephen Giordano, Ph.D.
 Director

cc: Hon. Dennis A. Feeney, Majority Leader
 Hon. Frank A. Mauriello, Minority Leader
 Rebekah Kennedy, Majority Counsel
 Arnis Zilgme, Minority Counsel



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Legislation Text

File #: TMP-2325, **Version:** 1

REQUEST FOR LEGISLATIVE ACTION

Description (e.g., Contract Authorization for Information Services):

ACDMH requests permission to enter into an intergovernmental agreement with Capital Region Crime Analysis Center (CRCAC)

Date:	February 22, 2021
Submitted By:	Mark Gleason
Department:	Mental Health
Title:	Operations Analyst
Phone:	518-447-3014
Department Rep.	
Attending Meeting:	Dr. Stephen Giordano, Director

Purpose of Request:

- Adopting of Local Law
- Amendment of Prior Legislation
- Approval/Adoption of Plan/Procedure
- Bond Approval
- Budget Amendment
- Contract Authorization
- Countywide Services
- Environmental Impact/SEQR
- Home Rule Request
- Property Conveyance
- Other: (state if not listed) Click or tap here to enter text.

CONCERNING BUDGET AMENDMENTS

Increase/decrease category (choose all that apply):

- Contractual
- Equipment
- Fringe
- Personnel

- Personnel Non-Individual
- Revenue

Increase Account/Line No.: Click or tap here to enter text.
Source of Funds: Click or tap here to enter text.
Title Change: Click or tap here to enter text.

CONCERNING CONTRACT AUTHORIZATIONS

Type of Contract:

- Change Order/Contract Amendment
- Purchase (Equipment/Supplies)
- Lease (Equipment/Supplies)
- Requirements
- Professional Services
- Education/Training
- Grant

Choose an item.

Submission Date Deadline Click or tap to enter a date.

- Settlement of a Claim
- Release of Liability

Other: (state if not listed) Intergovernmental data sharing agreement will allow ACDMH to share/review incidents involving Albany County Residents suspected of overdosing on narcotic, controlled or other medicinal substances using data from ODMAP (Overdose Detection Mapping Application Program) with Capital Region Crime Analysis Center (CRCAC)

Contract Terms/Conditions:

Party (Name/address):

Capital Region Crime Analysis Center
126 Arch Street, Albany NY 12202

Additional Parties (Names/addresses):

Click or tap here to enter text.

Amount/Raise Schedule/Fee: \$0

Scope of Services: Data sharing agreement will allow ACDMH and CRCAC to share/review police data involving Albany County residents suspected of overdosing on controlled substances for the purpose of compiling a Vulnerable Persons List for further follow-up/outreach.

Bond Res. No.: Click or tap here to enter text.
Date of Adoption: Click or tap here to enter text.

CONCERNING ALL REQUESTS

Mandated Program/Service: Yes No
If Mandated Cite Authority: Click or tap here to enter text.

Is there a Fiscal Impact: Yes No
Anticipated in Current Budget: Yes No

County Budget Accounts:

Revenue Account and Line: Click or tap here to enter text.
Revenue Amount: Click or tap here to enter text.

Appropriation Account and Line: Click or tap here to enter text.
Appropriation Amount: Click or tap here to enter text.

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.
State: Click or tap here to enter text.
County: Click or tap here to enter text.
Local: Click or tap here to enter text.

Term

Term: (Start and end date) 4/1/21-3/31/23
Length of Contract: 24 Months

Impact on Pending Litigation

Yes No
If yes, explain: Click or tap here to enter text.

Previous requests for Identical or Similar Action:

Resolution/Law Number: N/A
Date of Adoption: Click or tap here to enter text.

Justification: (state briefly why legislative action is requested)

The Department of Mental Health requests permission enter into an intergovernmental data sharing agreement with the Capital Region Crime Analysis Center and other local police agencies. In an effort to combat a sustained opioid abuse and overdose crisis, Albany County will employ a collaborative response to review incidents involving individuals suspected of overdosing on narcotic, controlled, or other medicinal substances. Using surveillance data from ODMAP (Overdose Detection Mapping Application Program) and police data from participating agencies, ACDMH's Overdose Response Team will engage individuals suspected of overdosing and provide them with avenues for treatment and additional supportive services.

Albany County, in collaboration with the Capital Region Crime Analysis Center (CRCAC), participating law enforcement agencies and other human service providers intends to obtain and analyze quantitative and qualitative data on overdoses within the confines of the County of Albany. There is no County Share associated with this request.

Oneida County Overdose Response Initiative Release of Information Agreement



Purpose

Identified stakeholders in Oneida County, New York, in an effort to combat a sustained opioid substance abuse and overdose crisis, will deploy a collaborative response team to review incidents involving individuals suspected of overdosing on narcotic, controlled, or other medicinal substances. Using surveillance data from ODMAP and police data from participating agencies, peer referral specialist will engage individuals suspected of overdosing and provide them with avenues for treatment and additional supportive services.

Background

Currently, there are no active processes in place to accurately and wholly gather overdose data in Oneida County. The Mohawk Valley Crime Analysis Center (MVCAC), in collaboration with participating law enforcement agencies, public health officials, and health service providers, plans to obtain and analyze quantitative and qualitative data on overdoses in the County of Oneida, State of New York.

Definitions

ODMAP: The Office of National Drug Control Policy funded Washington/Baltimore High Intensity Drug Trafficking Area (HIDTA) to develop ODMAP. ODMAP is a web-based monitoring tool that provides real-time data collection to identify spikes and create clusters of suspected overdoses for quick response. It promotes timely sharing of information and improves interagency collaboration.

Records Management System (RMS): For the purposes of this agreement, Records Management Systems means any product used by your agency to collect and house information gleaned from police calls for service and associated investigative reports, regardless of the specific service provider.

Scope

The MVCAC requests permission to compile overdose data from your agency by means of ODMAP shared data, RMS data, and/or direct communication with members of your agency.

The MVCAC will share the following information gained from your agency;

-Name, DOB, Race, Gender, Phone Number and Address of Suspected Drug User

-Date, Time, Location of Overdose, and Suspected Drug Used in Overdose

Your data will be shared for the purpose of professional peer-to-peer support outreach, the delivery of addiction and/or mental health counselling, and to support overdose prevention strategies identified by the Overdose Response Team .

Agreement

In accordance with the Oneida County overdose response strategy, the Mohawk Valley Crime Analysis Center requests permission from the _____ to share your agency’s overdose data with the Oneida County Department of Health, the Oneida County Department of Mental Health, the Oneida County Probation Department, the Oneida County District Attorney’s Office, and the Rescue Mission of Utica and/or other qualified agencies with Peer Engagement Specialists that are credentialed and certified by the NYS OASAS (Office of Alcoholism and Substance Abuse Services).

Participating Agency

The _____ has the ability and authority to terminate said agreement at any time.

Participating Agency

This Agreement shall take effect upon full execution by all Parties.

By signing this Agreement, you affirm that you have authority to act on behalf of the signatory agency.

In witness whereof, the Parties hereto have caused this Agreement to be executed as of the date(s) indicated below:

AGENCY: _____

AGENCY: Mohawk Valley Crime Analysis Center (MVCAC)

SIGNATURE: _____

SIGNATURE: _____

PRINT NAME: _____

PRINT NAME: _____

TITLE: _____

TITLE: _____

DATE: _____

DATE: _____