

County of Albany

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



Meeting Agenda

Thursday, March 31, 2022

5:00 PM

Held Remotely

Health Committee

PREVIOUS BUSINESS:

1. APPROVING PREVIOUS MEETING MINUTES
2. LOCAL LAW NO. "K" FOR 2021: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, TO PROVIDE FOR THE SAFE DISPOSAL OF OPIOID MEDICATIONS
3. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "K" FOR 2021 A LOCAL LAW TO PROVIDE FOR THE SAFE DISPOSAL OF OPIOID MEDICATIONS
4. AUTHORIZING AN AGREEMENT WITH PSYCHIATRIC GROUP OF ALBANY REGARDING PSYCHIATRIC SERVICES

CURRENT BUSINESS:

5. ESTABLISHING A POLICY THAT ALL COUNTY OFFICE BUILDINGS BE EQUIPPED WITH LACTATION ROOMS FOR NURSING EMPLOYEES AND AMENDING THE 2022 ALBANY COUNTY BUDGET
6. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF MENTAL HEALTH REGARDING THE EXPANSION OF CERTIFIED AND CREDENTIALLED PEER CAPACITY AND AMENDING THE 2022 DEPARTMENT OF MENTAL HEALTH BUDGET
7. AUTHORIZING AN AGREEMENT WITH PSYCHIATRIC GROUP OF ALBANY REGARDING PSYCHIATRIC SERVICES
8. AMENDING THE 2022 HEALTH DEPARTMENT BUDGET: COVID-19 RESPONSE FUNDING
9. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH REGARDING THE LEAD POISONING PREVENTION PROGRAM
10. AUTHORIZING AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION TO PROVIDE TRAINING COURSES FOR LEAD BASED PAINT REMEDIATION

11. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH AND CORNELL COOPERATIVE EXTENSION REGARDING THE PUBLIC HEALTH CORP PROGRAM AND AMENDING THE 2022 HEALTH DEPARTMENT BUDGET

County of Albany

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



Meeting Minutes

Thursday, March 3, 2022

5:00 PM

Held Remotely

Health Committee

PREVIOUS BUSINESS:

Present: Raymond F. Joyce, Dustin M. Reidy, Robert J. Beston, Zach Collins, Alison McLean Lane, Matthew J. Miller, Frank A. Mauriello, Sean E. Ward and Wanda F. Willingham

1. APPROVING PREVIOUS MEETING MINUTES

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

2. AUTHORIZING AN AGREEMENT WITH PSYCHIATRIC GROUP OF ALBANY REGARDING PSYCHIATRIC SERVICES

This proposal was tabled at the request of the Committee.

3. LOCAL LAW NO. "K" FOR 2021: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, TO PROVIDE FOR THE SAFE DISPOSAL OF OPIOID MEDICATIONS

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

CURRENT BUSINESS:**4. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "K" FOR 2021 A LOCAL LAW TO PROVIDE FOR THE SAFE DISPOSAL OF OPIOID MEDICATIONS**

This proposal was tabled at the request of the Sponsor.

5. AMENDING THE 2022 DEPARTMENT OF MENTAL HEALTH BUDGET: WORKFORCE DEVELOPMENT PLAN

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

LOCAL LAW NO. “K” FOR 2021

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, TO PROVIDE FOR THE SAFE DISPOSAL OF OPIOID MEDICATIONS

Introduced: 9/13/21

By: Messrs. A. Joyce, Feeney and Domalewicz, Beston, Bruschi, Ms. Chapman, Messrs. Clay, Cleary, Commisso, Efekoro, Ethier, Fein, R. Joyce, Kuhn, Ms. Lekakis, Mr. Mayo, Mss. McLaughlin, Mclean Lane, Messrs. Miller, Reidy, Reinhardt, Ricard, Simpson and Smith:

BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ALBANY, as follows:

SECTION 1: TITLE

This Local Law shall be known as “The Albany County Prescription Opioid Safe Disposal Law.”

SECTION 2: PURPOSE AND INTENT

In 2017, this honorable body authorized the County Attorney to join litigation against major drug manufacturers to recover current and future damages to the County taxpayers from abuse of opioid pharmaceuticals. Since then, the onset of the COVID-19 pandemic has contributed to an increase in drug-related overdoses in the County. Any reduction in the availability of opioid medications by persons for which the drugs were not prescribed will assist the efforts of ending the opioid epidemic. Proper safe disposal of unused opioids is essential to being certain the drugs do not end up in the wrong hands, or in our environment.

Portable personal use pharmaceutical disposal systems enable the safe and environmentally friendly deactivation of the harmful chemical compounds in opioids. These inexpensive devices can assist in the proper disposal of opioids if provided to wherever a prescription is filled. Under the Albany County Prescription Opioid Safe Disposal Law, points of distribution for prescription opioids within the County will be required to provide each patient with a portable personal use pharmaceutical disposal system with each opioid prescription. Placing prescription opioid disposal systems directly in the hands of patients when the prescription is delivered will provide a more immediate and efficient opportunity for patients to deactivate and properly dispose of prescribed opioids thereby further mitigating the adverse effects of opioids on our County residents and the community.

SECTION 3: DEFINITIONS

3.1 “Controlled opioid” means each opioid-related drug and other substance listed in paragraphs (b) and (c) of Schedule II of Section 1308.12 of Part 1308-Schedules of Controlled Substances of Title 21 of the code of Federal Regulations.

3.2 “Deliver” or “delivery” means the actual, constructive or attempted transfer from one person to another of a prescribed opioid, whether or not there is an agency relationship.

3.3 “Dispense” means to deliver a prescribed opioid to an ultimate user, including by means of the internet, and includes the packaging, labelling, or compounding necessary to prepare the substance for delivery.

3.4 “Internet” means, collectively, computer and telecommunications facilities which comprise the worldwide network of networks that employ a set of industry standards and protocols, or any predecessor or successor protocol to such protocol, to exchange information of all kinds. “Internet,” as used in this Local Law, also includes other networks, whether private or public, used to transmit information by electronic means.

3.5 “Non-retrievable” means the condition or state to which an Opioid shall be rendered following a process that permanently alters that Opioid’s physical or chemical condition or state through irreversible means and thereby renders the Opioid unavailable and unusable for all practical purposes. An Opioid is considered “Non-retrievable” when it cannot be transformed to a physical or chemical condition or state as a controlled substance, as defined in 21 C.F.R. 802(6), or controlled substance analogue, as defined in 21 C.F.R. 802(32)(A).

3.6 “Opioid” means any drug or other substance having an addiction-forming or addiction-sustaining liability similar to morphine or being capable of conversion into a drug having such addiction-forming or addiction-sustaining liability.

3.7 “Person” means individual, institution, corporation, business trust, estate, trust, partnership or association, or any other legal entity.

3.8 “Pharmaceutical disposal system” means a portable product designed for personal use by the ultimate user for the purpose of allowing the ultimate user of a prescribed opioid to deactivate the prescribed opioid to a non-retrievable condition or state.

3.8 “Practitioner” means a physician, dentist, podiatrist, or other person licensed or otherwise permitted under law to dispense a prescribed opioid. Such person shall be deemed a “practitioner” only as to such substances, or conduct relating to such substances, as is permitted by his or her license, permit or otherwise permitted by law.

3.9 “Prescribed opioid” means any controlled opioid dispensed pursuant to a prescription by a practitioner.

3.10 “Prescription” shall mean an official New York state prescription, an electronic prescription, an oral prescription, an out-of-state prescription, or any one of the foregoing.

3.11 “Ultimate user” means a person who has lawfully obtained, and who possesses, a prescribed opioid for his or her own use or for the use of a member of his or her household.

SECTION 4: PHARMACEUTICAL DISPOSAL SYSTEM REQUIREMENT

4.1 Simultaneously with the delivery of a prescribed opioid in the County to an ultimate user, the person authorized by law to dispense such prescribed opioid must also simultaneously deliver to the ultimate user a pharmaceutical disposal system.

4.2 No person delivering a pharmaceutical disposal system to an ultimate user pursuant to Section 4.1 of this Local Law may charge the ultimate user a fee or other monetary amount for the pharmaceutical disposal system itself, the delivery of the pharmaceutical disposal system to the ultimate user, or any other cost incurred by such person with respect to his, her or its compliance with Section 4.1 of this Local Law.

SECTION 5: ENFORCEMENT

The County Department of Health is hereby granted and shall have the authority to enforce this Local Law on behalf of the County. The County Department of Health may coordinate enforcement with the County Department of Consumer Affairs.

SECTION 6: PENALTIES

Upon a violation of this Local Law the County Department of Health is hereby authorized to enforce this Local Law by exercise of any one or more of its powers granted to it under the New York State Public Health Law and regulations thereunder, including, without limitation, imposition of a civil penalty not to exceed two thousand dollars (\$2,000) upon a person for any and each and every violation of, or failure to comply with, any provision of this Local Law.

SECTION 7: AUTHORITY TO PROMULGATE RULES AND REGULATIONS

7.1 The Commissioner of the Albany County Department of Health (“Commissioner”) is hereby authorized and empowered to promulgate such rules and regulations as he or she deems necessary to implement this law.

7.2 Any rules and regulations promulgated by the Commissioner shall provide a mechanism for covering the costs associated with the pharmaceutical disposal

systems, with such costs being covered out of any settlement related to the lawsuit against pharmaceutical companies.

SECTION 8: ADDITIONAL PROVISIONS

8.1 In adopting and implementing this Local Law, the County assumes an undertaking only to promote the general welfare. The County does not assume or impose upon its officials and employees an obligation by which any one or more of them could be liable in money damages to any person or entity who claims that a breach proximately caused injury.

8.2 This Local Law shall be construed so as not to conflict with applicable federal or state laws, rules or regulations. Nothing in this Local Law shall authorize any County bureau or department to impose any duties or obligations in conflict with limitations on municipal authority established by state or federal law at the time such bureau or department action is taken. The County shall suspend enforcement of this Local Law to the extent that said enforcement would conflict with any preemptive state or federal legislation subsequently adopted.

8.3 Nothing in this Local Law is intended to protect anticompetitive or collusive conduct nor shall this Local Law be construed to modify, impair, or supersede the operation of any antitrust law or unfair competition law of the State of New York or the United States.

8.4 This Local Law shall be construed in accordance with New York State law, including, without limitation, Title 15 (Storage, Treatment, Disposal and Transportation of Regulated Medical Waste) of Article 27 of the New York State Environmental Conservation Law, and shall not be construed in any way that would result in conflict with or preemption by any state law.

8.5 This Local Law shall be null and void on the date that statewide or federal legislation goes into effect, incorporating either the same or substantially similar provisions as are contained in this Local Law, or in the event that a pertinent state or federal administrative agency issues and promulgates regulations preempting such action by the County. The County Legislature may determine by resolution whether or not identical or substantially similar statewide legislation has been enacted for the purposes of triggering the provisions of this Section 6.5.

SECTION 9: STATE ENVIRONMENTAL QUALITY REVIEW ACT COMPLIANCE

The County Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this Local Law constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and/or (27) of Title 6 of the New York Code of Rules and Regulations and within the meaning of Section 8-0109(2) of the New York Environmental Conservation Law as a promulgation of

regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection.

SECTION 10: SEVERABILITY

If any clause, sentence, paragraph, subdivision, section, or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, or business shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its specific application.

SECTION 11: EFFECTIVE DATE

This Local Law shall become effective as provided in Municipal Home Rule Law §27.

Referred to Law and Health Committees – 9/13/21

RESOLUTION NO. 51

**PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “K” FOR 2021 A
LOCAL LAW TO PROVIDE FOR THE SAFE DISPOSAL OF OPIOID
MEDICATIONS**

Introduced: 2/14/22

By Messrs. A. Joyce, Feeney and Domalewicz:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. “K” for 2021, “A LOCAL LAW TO PROVIDE FOR THE SAFE DISPOSAL OF OPIOID MEDICATIONS” to be held remotely by the Albany County Legislature at 7:15 p.m. on Tuesday, March 29, 2022, with participation information to be made available on the Albany County website, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.

Referred to Law and Health Committees – 2/14/22



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

October 27, 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 to enter into a one year contract with Psychiatric Group of Albany (PGA) for the provision of psychiatrist and nurse practitioner mental health services to patients being served at the Albany County Department of Mental Health, ACT Team and the Albany County Correctional Facility. Contract is not to exceed \$2,042,040 annually.

Feel free to contact Mark Gleason or me 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



County of Albany

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

Legislation Text

File #: TMP-2858, **Version:** 1

REQUEST FOR LEGISLATIVE ACTION

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

Contract Authorization for PGA (Psychiatric Group of Albany) for the provision of psychiatric services to patients served by Albany County Department Mental Health

Date: October 15, 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) Click or tap here to enter text.

Contract Terms/Conditions:

Party (Name/address):
Psychiatric Group of Albany (PGA) Hilton Road, Slingerlands NY 12159

Additional Parties (Names/addresses):
Click or tap here to enter text.

Amount/Raise Schedule/Fee: \$2,042,040
Scope of Services: For the provision of psychiatric services to patients served by
Albany County Department Mental Health

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: AA4310.44248
Appropriation Amount: \$2,042,040

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.
State: Click or tap here to enter text.
County: 100%
Local: Click or tap here to enter text.

Term

Term: (Start and end date) 1/1/2022-12/31/2022
Length of Contract: 12 months

Impact on Pending Litigation

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

Previous requests for Identical or Similar Action:

Resolution/Law Number: #492
Date of Adoption: 12/7/2020

Justification: (state briefly why legislative action is requested)

The Department of Mental Health requests permission to enter into a one year contract Renewal/extension with Psychiatric Group of Albany (PGA) for the provision of psychiatrist and nurse practitioner mental health services to patients being served at the Albany County Department of Mental Health, ACT Team and the Albany County Correctional Facility. Contract is not to exceed \$2,042,040 annually. Thomas Qualtere MD manages Psychiatric Group of Albany (PGA); Dr. Qualtere has been providing services to the Albany County Department of Mental Health for 28 years. The advantage of this arrangement is that there has been a high quality of psychiatric care and stability of services to our patients. Dr. Qualtere provides clinical management of the entire PGA psychiatric team and coordinates time off for his staff for sufficient coverage for our patient's needs.

RESOLUTION NO. 492**AUTHORIZING AN AGREEMENT WITH PSYCHIATRIC GROUP OF ALBANY REGARDING PSYCHIATRIC SERVICES**

Introduced: 12/7/20
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Psychiatric Group of Albany regarding psychiatrist and mental health nurse practitioner services for patients at the Department of Mental Health, Assertive Community Treatment (ACT) Team, and the Albany County Corrections & Rehabilitative Services Center in an amount not to exceed \$1,963,500 for the term commencing January 1, 2021 and ending December 31, 2021, and

WHEREAS, The Director indicated that Psychiatric Group of Albany will provide high quality psychiatric care and stability of services to patients served by the Department of Mental Health, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Psychiatric Group of Albany, Slingerlands, NY 12159 regarding psychiatrist and mental health nurse practitioner services for patients at the Department of Mental Health, ACT Team, and the Albany County Corrections & Rehabilitative Services Center in an amount not to exceed \$1,963,500 for the term commencing January 1, 2021 and ending December 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

RESOLUTION NO. 101

ESTABLISHING A POLICY THAT ALL COUNTY OFFICE BUILDINGS BE EQUIPPED WITH LACTATION ROOMS FOR NURSING EMPLOYEES AND AMENDING THE 2022 ALBANY COUNTY BUDGET

Introduced: 3/14/22

By Ms. Cunningham and Messrs. A. Joyce and Miller:

WHEREAS, New York State Labor Law 206-c establishes that nursing mothers have the right to express breast milk at the place of their employment, and

WHEREAS, Section 206-c further directs that an employer shall make reasonable efforts to provide a room or other location so that an employee can express breast milk in privacy, and

WHEREAS, Albany County has a history of putting the needs of its employees first, and establishing a policy that provides a place to express breast milk without the need for making a reasonable accommodation is in the best interests of our employees, now, therefore be it

RESOLVED, By the Albany County Legislature, that it shall be the policy of Albany County that all Albany County office buildings be equipped with “lactation rooms” for nursing employees and, be it further

RESOLVED, That the term “lactation room” means a sanitary place, other than a restroom, that can be used to express breast milk shielded from view and free from intrusion and that includes at minimum an electrical outlet, a chair, a surface on which to place a breast pump and other personal items, and nearby access to running water and, be it further

RESOLVED, That such lactation rooms shall be in reasonable proximity to the workforce and a refrigerator suitable for breast milk storage shall also be made available if not currently and, be it further

RESOLVED, That if a room designated by the County of Albany to serve as a lactation room is also used for another purpose, the sole function of the room shall be as a lactation room while an employee is using the room to express breast milk. Where such mixed use room exists, there shall be a notice to other employees that the room is given preference for use as a lactation room and, be it further

RESOLVED, That guidance for the implementation of this policy may be found in the New York State Department of Labor, Division of Labor Standards:

Guidelines Regarding the Rights of Nursing Mothers to Express Breast Milk in the Work Place, and be it further

RESOLVED, That the County Executive is hereby authorized and encouraged to work with the Department of General Services and take any and all steps necessary to effectuate this County policy as soon as possible, and be it further

RESOLVED, That the 2021 Albany County Budget is amended as follows:

Decrease Appropriation Account A1990.4 by \$75,000 by decreasing Line Item A1990 4 4999 Misc Contractual Expense by \$75,000

Increase Appropriation Account A1620.4 by \$75,000 by increasing Line Item A1620 4 4024 Housekeeping Supplies by \$75,000

and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

Referred to Health Committee – 3/14/22



COUNTY OF ALBANY
DEPARTMENT OF MENTAL HEALTH
 175 GREEN STREET
 ALBANY, NEW YORK 12202
 518-447-4537 FAX 518-447-4577
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Daniel P. McCoy
 County Executive

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

Daniel C Lynch, Esq.
 Deputy County Executive

Cindy G. Hoffman, LCSW-R
 Deputy Director

March 2, 2022

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

Dear Chairman Joyce,

The Mental Health Department requests permission to enter into a contract and amend our 2022 budget in order to accept and allocate \$ 16,000 of funding from the NYS Office of Mental Health for the expansion of Certified and Credentialed Peer Capacity within Albany County Department of Mental Health. The involvement of individuals with lived experience in the recovery of individuals with Behavioral Health Challenges can be a significant factor in assuring the success overcoming challenges for those we serve. However, due to significant workforce challenges it can be very difficult to recruit and retain individuals for these much needed positions. We believe this one time incentive will help in overcoming this barrier in 2022 and is aligned with Albany County's Workforce Development Plan.

Feel free to contact Michael Fitzgerald or me 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



County of Albany

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Albany County Office
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NY 12207

Legislation Text

File #: TMP-3168, **Version:** 1

REQUEST FOR LEGISLATIVE ACTION

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

ACDMH requests permission to enter into a contract and amend our 2022 budget in order to accept and allocate NYS Office of Mental Health funding for the expansion of Certified and Credentialed Peer Capacity.

Date:	March 1, 2022
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.: A34310.03490 OMH State Aid
Source of Funds: NYS Office of Mental Health
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) Click or tap here to enter text.

Contract Terms/Conditions:

Party (Name/address):

New York State Office of Mental Health, 44 Holland Ave, Albany NY 12208

Additional Parties (Names/addresses):

Click or tap here to enter text.

Amount/Raise Schedule/Fee: \$16,000

Scope of Services: The expansion of Certified and Credentialed Peer Capacity individuals within Albany County Department of Mental Health.

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: OMH State Aid A34310.03490
Revenue Amount: \$16,000

Appropriation Account and Line: See Attached Budget Amendment
Appropriation Amount: \$16,000

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.
State: 100%
County: Click or tap here to enter text.
Local: Click or tap here to enter text.

Term

Term: (Start and end date) 1/1/2022-12/31/2022
Length of Contract: Click or tap here to enter text.

Impact on Pending Litigation

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

Previous requests for Identical or Similar Action:

Resolution/Law Number: N/A
Date of Adoption: N/A

Justification: (state briefly why legislative action is requested)

The Mental Health Department requests permission to enter into a contract and amend our 2022 budget in order to accept and allocate \$ 16,000 of funding from the NYS Office of Mental Health for the expansion of Certified and Credentialed Peer Capacity within Albany County Department of Mental Health. The involvement of individuals with lived experience in the recovery of individuals with Behavioral Health Challenges can be a significant factor in assuring the success overcoming challenges for those we serve. However, due to significant workforce challenges it can be very difficult to recruit and retain individuals for these much needed positions. We believe this one time incentive will help in overcoming this barrier in 2022 and is aligned with Albany County's Workforce Development Plan.

ACCOUNT NO.	RESOLUTION DESCRIPTION	INCREASE	DECREASE	DEPARTMENT NAME
A9 4310 1	Retention Grant Stipend	\$12,000.00		Mental Health
A9 4310 4	Conference/Training/Tuition	\$4,000.00		Mental Health
TOTAL APPROPRIATIONS		\$16,000.00	\$0.00	

ACCOUNT NO.	RESOLUTION DESCRIPTION	DECREASE	INCREASE	DEPARTMENT NAME
A3 4310 0	Mental Health		\$16,000.00	Mental Health
TOTAL ESTIMATED REVENUES		\$0.00	\$16,000.00	
GRAND TOTALS		\$16,000.00	\$16,000.00	



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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

March 2, 2022

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 to enter into a three year contract with Psychiatric Group of Albany (PGA) for the provision of psychiatrist and nurse practitioner mental health services to patients being served at the Albany County Department of Mental Health, ACT Team and the Albany County Correctional Facility. First year contract is not to exceed \$2,042,040 in total with two percent increases in year two and year three.

Feel free to contact Michael Fitzgerald or me 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



County of Albany

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

Legislation Text

File #: TMP-3169, **Version:** 1

REQUEST FOR LEGISLATIVE ACTION

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

Contract Authorization for PGA (Psychiatric Group of Albany) for the provision of psychiatric services to patients served by Albany County Department of Mental Health

Date:	March 2, 2022
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) Click or tap here to enter text.

Contract Terms/Conditions:

Party (Name/address):

Psychiatric Group of Albany (PGA) Hilton Road, Slingerlands NY 12159

Additional Parties (Names/addresses):

Click or tap here to enter text.

Amount/Raise Schedule/Fee: \$2,042,040
Scope of Services: For the provision of psychiatric services to patients served by Albany
County Department of Mental Health

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: AA4310.44248
Appropriation Amount: \$2,042,040

Source of Funding - (Percentages)

Federal: Click or tap here to enter text.
State: Click or tap here to enter text.
County: 100%
Local: Click or tap here to enter text.

Term

Term: (Start and end date) 1/1/2022-12/31/2024
Length of Contract: 36 Months

Impact on Pending Litigation

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

Previous requests for Identical or Similar Action:

Resolution/Law Number: #492
Date of Adoption: 12/7/2020

Justification: (state briefly why legislative action is requested)

The Department of Mental Health requests permission to enter into a three year contract with Psychiatric Group of Albany (PGA) for the provision of psychiatrist and nurse practitioner mental health services to patients being served at the Albany County Department of Mental Health, ACT Team and the Albany County Correctional Facility. First year contract is not to exceed \$2,042,040 in total with two percent increases in year two and year three. Thomas Qualtere MD manages Psychiatric Group of Albany (PGA); Dr. Qualtere has been providing services to the Albany County Department of Mental Health for 29 years. The advantage of this arrangement is that there has been a high quality of psychiatric care and stability of services to our patients. Dr. Qualtere provides clinical management of the entire PGA psychiatric team and coordinates time off for his staff for sufficient coverage for our patient's needs.

RESOLUTION NO. 492**AUTHORIZING AN AGREEMENT WITH PSYCHIATRIC GROUP OF ALBANY REGARDING PSYCHIATRIC SERVICES**

Introduced: 12/7/20
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Psychiatric Group of Albany regarding psychiatrist and mental health nurse practitioner services for patients at the Department of Mental Health, Assertive Community Treatment (ACT) Team, and the Albany County Corrections & Rehabilitative Services Center in an amount not to exceed \$1,963,500 for the term commencing January 1, 2021 and ending December 31, 2021, and

WHEREAS, The Director indicated that Psychiatric Group of Albany will provide high quality psychiatric care and stability of services to patients served by the Department of Mental Health, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Psychiatric Group of Albany, Slingerlands, NY 12159 regarding psychiatrist and mental health nurse practitioner services for patients at the Department of Mental Health, ACT Team, and the Albany County Corrections & Rehabilitative Services Center in an amount not to exceed \$1,963,500 for the term commencing January 1, 2021 and ending December 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

PROFESSIONAL SERVICE AGREEMENT
BETWEEN
THE COUNTY OF ALBANY
AND
PSYCHIATRIC GROUP OF ALBANY (PGA)

This Agreement by and between the County of Albany, Albany County Office Building, 112 State Street, Albany, New York 12207 (hereinafter called the "COUNTY") and Psychiatric Group of Albany, Hilton Road, Slingerlands, New York 12159 (hereinafter called the "CONSULTANT").

WITNESSETH:

WHEREAS, the COUNTY has heretofore requested a proposal from the CONSULTANT for psychiatric services and related treatment and consulting services to be provided to the COUNTY'S Department of Mental Health, and

WHEREAS, the CONSULTANT has submitted a proposal to provide psychiatric and related treatment and consulting services to the COUNTY'S Department of Mental Health, and

WHEREAS, the COUNTY has accepted the offer of the CONSULTANT to provide the aforementioned services, and this AGREEMENT was duly authorized by the Albany County Legislature by Resolution No. , adopted on

NOW, THEREFORE THE PARTIES HERETO DO MUTUALLY COVENANT AND AGREE AS FOLLOWS:

ARTICLE I. RESPONSIBILITIES AND SCOPE OF SERVICES TO BE PROVIDED BY THE CONSULTANT

The CONSULTANT shall provide physicians and nurse practitioners, (and nurses and admin support, when operationally necessary) to the COUNTY having the skills and requisite training to provide psychiatric and related treatment and consultative services as more fully described below. The specific days and times that services are to be provided shall be mutually agreed upon by the parties hereto. The specific hours of service per week set forth herein are the periods of time that the CONSULTANT'S services will be

needed at a specific site during the course of a week. The COUNTY reserves its rights to increase or decrease the services at any specific site, based upon operational need and frequency of services, and shall duly notify the CONSULTANT of any changes. Any increase in services at particular sites which will increase the total fees paid under this AGREEMENT will be subject to negotiation between the parties hereto, and will require an amendment to this AGREEMENT.

Services shall be provided five (5) days per week for a minimum of one hundred twenty five (125) hours per week to a maximum of one hundred seventy five (175) hours per week, with an expected weekly average of one hundred fifty hours (150) to be performed at the **Albany County Adult Integrated Behavioral Health Clinic**.

In addition thereto, the CONSULTANT shall provide, unless otherwise directed and authorized by the County, up to forty (40) hours of weekly services plus four (4) hours weekend coverage at the **Albany County Correctional Facility**. The weekend coverage at Albany County Correctional Facility would include one (1) day per weekend up to four (4) hours, unless more is deemed necessary by mutual agreement.

Additionally, nineteen (19) hours per week of services provided to the **Assertive Community Treatment (ACT) Program**, with a minimum of ten (10) psychiatrist hours (as per NYS OMH regulation).

The parties hereto acknowledge that the hours of service at specific sites as set forth herein may be revised on an as needed basis so as to ensure quality and quantity of service delivery at each site.

Specific services to be provided by the CONSULTANT are as follows:

CONSULTANT shall be responsible on a monthly basis for primary psychiatric treatment, including assessment, treatment planning, and medication therapy, for approximately eight hundred (800) patients of the COUNTY'S Adult Integrated Behavioral Health Treatment Team as designated by the Associate Director for Clinical Operations.

1. While at the COUNTY'S Integrated Behavioral Health Clinic, CONSULTANT shall provide initial evaluations of patients, ongoing psychotherapeutic intervention, pharmacotherapy and medication management.

2. CONSULTANT shall bear responsibility for ensuring that physicians and nurse practitioners assigned by it to the COUNTY prepare and maintain psychiatric notes which include the following information:

- a) The initial evaluation and treatment plan;
- b) The types and quantities of any and all medications prescribed;

- c) A summary of any significant consultation with the primary therapist and/or other personnel;
- d) Periodic assessment of the patient's progress and response to treatment with revisions, if any;
- e) A complete discharge summary including treatment, results, reason for discharge and follow-up recommendations.
- f) And any other documentation required for reimbursement (e.g., duration of visits, type of service provided, etc.)

3. The CONSULTANT shall be required to assist the COUNTY in its operation of its **Assisted Outpatient Treatment (AOT) Program** pursuant to the provisions of Section 9.60 of the Mental Hygiene Law, more commonly referred to as Kendra's Law. The CONSULTANT shall provide, unless otherwise directed and authorized by the COUNTY, five (5) hours of weekly AOT services: The CONSULTANT shall, at the COUNTY'S request, conduct or attempt to conduct a psychiatric evaluation of a patient who may be petitioned before the Court to participate in an AOT Program. The CONSULTANT shall advise the COUNTY as to the results of the psychiatric evaluation or refusal of the patient to have an evaluation, shall review all clinical records pertaining to said patient, and make a recommendation as to whether the patient meets the criteria for an Assisted Outpatient Treatment Program, as mandated by the aforementioned provisions of the Mental Hygiene Law. The CONSULTANT shall provide such pertinent information to the COUNTY as may be required to petition the Court for a Court-ordered AOT Program, and shall cooperate with the COUNTY in the preparation of an affidavit to be provided to the Court as part of the petition process.

If a determination is made, in conjunction with the evaluation conducted by the CONSULTANT, to petition the Court with respect to a particular patient, the CONSULTANT shall be required to execute an affirmation to the Court in compliance with the requirements of the statute, along with treatment recommendations. Further, the CONSULTANT shall be required to appear before the COURT and give testimony as to its recommendations, in compliance with the time requirements set forth in the statute.

All services to be provided by the CONSULTANT in connection with the petition process for the AOT Program shall be provided by psychiatrists; as required by the Mental Hygiene Law.

4. CONSULTANT shall provide clinical expertise, consultation and technical assistance to treatment teams, clinic management staff, social workers, and the COUNTY'S administration, as requested to do so by the COUNTY.
5. CONSULTANT shall provide timely notification to the County of all scheduled and unscheduled changes in coverage due to illness, vacation, leave of absence, or any other reason and shall provide adequate coverage in all instances.
6. CONSULTANT shall cooperate and participate with the COUNTY for any quality audit and utilization review.
7. The CONSULTANT shall be responsible for providing psychiatric treatment, including evaluations of high risk, seriously and persistently mentally ill patients, prescribing and monitoring psychotropic medications when indicated and be responsible for treatment of all patients served by the Department of Mental Health.
8. The CONSULTANT will provide additional services for emergencies – i.e., on-call capacity for clinical services and forensic services, as requested by the COUNTY. At all times the CONSULTANT will make backup medical decision-making available.
9. The CONSULTANT must maintain eligibility to obtain reimbursement from MEDICAID, MEDICARE and all Third Party Health Insurance Companies doing business with the County.
10. Services specifically provided by Nurse Practitioners shall only be those services allowed in accordance with NYS OMH and Education Department guidelines.
11. Consultant shall abide by all Federal, State and Local statutes, rules and regulations, and all Department policies and procedures including the Department's Code of Conduct. Additionally, CONSULTANT will comply with any new NYS OMH, NYS OASAS program and licensing requirements (e.g., onboarding of MAT "waivered" providers).

ARTICLE II. RESPONSIBILITIES OF THE COUNTY

1. The COUNTY shall provide and maintain adequate space, equipment, supplies, support services and security for the provision of service by the CONSULTANT.
2. The COUNTY shall ensure that appropriate staff is available to consult and assist the CONSULTANT in the performance of its responsibilities.
3. The COUNTY shall provide CONSULTANT access to patient medical records deemed necessary to perform services under this Agreement.
4. Notwithstanding any provisions contained herein to the contrary, the COUNTY remains responsible for ensuring that services provided under this Agreement comply with all pertinent provisions of Federal, State and local statutes, rules, and regulations, and all Department policies and procedures.

ARTICLE III. AVAILABLE DATA

All technical or other data relative to the work in the possession of the COUNTY or in the possession of the CONSULTANT shall be made available to the other party to this Agreement without expense to the other party.

ARTICLE IV. COOPERATION

The CONSULTANT shall cooperate with representatives, agents and employees of the COUNTY and the COUNTY shall cooperate with the representatives, agents and employees of the CONSULTANT to the end that work may proceed expeditiously and economically.

ARTICLE V. FEES

In consideration of the terms and obligations of this Agreement, the COUNTY agrees to pay and the CONSULTANT agrees to accept the rates set forth below not to exceed TWO MILLION FORTY TWO THOUSAND AND FORTY DOLLARS (\$2,042,040) with 2% escalating fees in year two and in year 3 as full compensation for all services rendered herein for the contract period January 1, 2022 through December 31, 2024.

\$191.00 per hour for Integrated Behavioral Health Clinic services as rendered by psychiatrists and **\$132.00** per hour as rendered by a nurse practitioner; and, **\$214** per hour for CDPHP pilot program as rendered by a psychiatrist or nurse practitioner.

\$204.00 per hour for the Assertive Community Treatment Team (ACT) and Albany County Correctional Facility as rendered by a psychiatrist and **\$141** per hour as rendered by a nurse practitioner;

\$318.00 per hour for all regular weekend coverage at the AC Correctional Facility as provided by psychiatrists and nurse practitioners;

\$318.00 per hour for emergency services required of psychiatrists and **\$231.00** per hour for emergency services required of nurse practitioners;

\$318.00 per hour for all services relative to AOT proceedings, including evaluations and Court time, to be provided by psychiatrists

\$32.00 per hour for Administrative/Support Services to insure timely completion of psychiatric reports/assessments only in those instances in which unplanned delays pose challenges to timely updating of electronic health records and continuity of care. Up to ten (10) hours per week maximum and only in those instances when requested by one party and agreed to by both parties.

\$29.00 per hour for services at Albany County Correctional Facility as provided by licensed practical nurses and **\$40.00** per hour for services provided by registered nurses;

Payment shall be made on a weekly basis upon CONSULTANT'S submission to the Department of Mental Health of an Albany County Claim Form (detailing services rendered, dates and times), a summary form and all individual time sheets in a format specified by the department. Upon the Department's acceptance, said claim form shall be forwarded to the Albany County Comptroller and payment shall be rendered.

Reimbursement for 30 minute mid-day trainings will be considered. However, NO reimbursement for lunch will be provided.

ARTICLE VI. EXTRA WORK

If the CONSULTANT is of the opinion that any work the CONSULTANT has been directed to perform is beyond the scope of this Agreement and constitutes Extra Work, the CONSULTANT shall promptly notify the COUNTY of the fact. The COUNTY shall be the sole judge as to whether or not such work is in fact beyond the scope of this Agreement and whether or not it constitutes Extra Work. In the event that the COUNTY determines that such work does constitute Extra Work, it shall provide extra compensation to the CONSULTANT on a negotiated basis.

ARTICLE VII. ACCOUNTING RECORDS

Proper and full accounting records shall be maintained by the CONSULTANT which records shall clearly identify the costs of the work performed under this Agreement (e.g. payments to physicians and nurse practitioners). Such records shall be subject to periodic and final audit by the COUNTY upon request. Such records shall be accessible to the COUNTY for a period of six (6) years following the date of final payment by the COUNTY to the CONSULTANT for the performance of the work contemplated herein.

ARTICLE VIII. ASSIGNMENTS

The CONSULTANT specifically agrees as required by Section 109 of the New York General Municipal Law that CONSULTANT is prohibited from assigning, transferring, conveying, subcontracting, or otherwise disposing of this Agreement, or of CONSULTANT'S right, title or interest therein without the previous consent in writing of the COUNTY.

ARTICLE IX. OWNERSHIP OF MATERIALS

All patient records and other forms, reports, statistics and materials shall be retained by and at the COUNTY.

ARTICLE X. CONFIDENTIALITY

All patient information obtained through CONSULTANT'S performance of services under this Agreement shall be maintained in the strictest confidentiality, as provided in the NYS Mental Hygiene and other law. Further, the CONSULTANT herein agrees to abide by the terms and conditions of Appendix "A" attached hereto, regarding the Healthcare Insurance Portability and Accountability Act of 1996.

ARTICLE XI. LICENSES

All physicians assigned to the COUNTY by the CONSULTANT shall at all times remain physicians duly licensed to practice psychiatry within the State of New York. Similarly, all nurse practitioners assigned to the COUNTY by the CONSULTANT shall at all times remain appropriately licensed in the field of psychiatry by the State of New York.

ARTICLE XII. NON-DISCRIMINATION CLAUSE

In accordance with Article 15 of the Executive Law (also known as the Human Rights Law) and all other State and Federal statutory and constitutional non-discrimination provisions, the CONSULTANT agrees that neither it nor its subcontractors shall, by reason of race, creed, color, national origin, age, sex or disability: (a) discriminate in hiring against any person who is qualified and available to perform the work; or (b) discriminate against or intimidate any employee hired for the performance of work under this Agreement.

Further, the CONSULTANT, its staff and physicians, shall not discriminate against any client in the performance of services on the basis of race, creed, color, national origin, sex, handicap or source of payment.

ARTICLE XIII. SCHEDULE

The CONSULTANT shall complete the work in a timely manner to protect the interests and rights of the COUNTY to the fullest extent reasonably possible.

ARTICLE XIV. RELATIONSHIP

The CONSULTANT is, and will function as, an independent contractor under the terms of this AGREEMENT and shall not be considered an agent or employee of the COUNTY for any purpose, and the employees and representatives of the CONSULTANT shall not in any manner be, or held out to be, agents or employees of the COUNTY.

ARTICLE XV. INDEMNIFICATION

The CONSULTANT shall be responsible for all damage to life and/or property due to negligent acts, errors, or omissions of the CONSULTANT, its subcontractors, agents or employees, in the performance of its service under this proposal. The CONSULTANT agrees due to restrictions in its professional liability (malpractice) insurance contracts that prohibit indemnification of others, to list the COUNTY as "other interested party" on their liability policy in lieu of indemnification.

ARTICLE XVI. INSURANCE

The CONSULTANT agrees to procure and maintain without additional expense to the COUNTY, until final acceptance by the COUNTY, of the services covered by this Agreement, insurance of the kinds and in the amounts provided under Schedule "A" attached hereto. Before commencing work, the CONSULTANT shall furnish to the COUNTY, a certificate(s) showing that the requirements of this Article are met and the certificate(s) shall provide that the policy shall not be changed or canceled until thirty (30) days prior written notice had been given to the COUNTY.

ARTICLE XVII. TERMINATION OF AGREEMENT

The rights and obligations set forth in this Agreement shall commence January 1, 2022 and shall terminate December 31, 2024. **Provided, however, that either party shall have the right at any time to terminate the work, or any individual component of the work, required of the CONSULTANT by this Agreement, by sixty (60) days written notice of such termination.** In the event of such termination of this Agreement, the CONSULTANT shall be entitled to compensation for all work therefore authorized and performed, pursuant to this Agreement, such compensation to be in accordance with "ARTICLE V. FEES" of this Agreement.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year first above written.

COUNTY OF ALBANY

DATED: _____

BY: _____

Hon. Daniel P. McCoy
Albany County Executive

or

Daniel C. Lynch
Deputy County Executive

PSYCHIATRIC GROUP OF ALBANY

DATED: _____

BY: _____

Thomas A. Qualtere, M.D.
PGA Medical Director

STATE OF NEW YORK)
COUNTY OF ALBANY) SS.:

On the _____ day of _____, 2022, before me, the undersigned, personally appeared Daniel P. McCoy, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

NOTARY PUBLIC

STATE OF NEW YORK)
COUNTY OF ALBANY) SS.:

On the _____ day of _____, 2022, before me, the undersigned, personally appeared Daniel C. Lynch, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

NOTARY PUBLIC

STATE OF NEW YORK)
COUNTY OF ALBANY) SS.:

On the _____ day of _____, 2022, before me, the undersigned, personally appeared Thomas A. Qualtere, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

NOTARY PUBLIC



DANIEL P. McCOY
County Executive

ELIZABETH F. WHALEN, MD, MPH
Commissioner of Health

DEPARTMENT OF HEALTH
COUNTY OF ALBANY
175 GREEN STREET
ALBANY, NEW YORK 12202

The Dr. John J.A. Lyons
ALBANY COUNTY HEALTH FACILITY
(518) 447-4580 FAX (518) 447-4698
www.albanycounty.com

MARIBETH MILLER, BSN, MS
Assistant Commissioner for Public Health

SHANNA F. WITHERSPOON, MPA
Assistant Commissioner Finance and Administration

3/3/2022

Honorable Andrew Joyce, Chairman
Albany County Legislature
112 State Street, Room 710
Albany, New York 12207

Dear Chairman Joyce:

The Albany County Department of Health is requesting to amend the 2022 budget to add funding to the per-diem line to cover the cost of increased COVID-19 case investigations that occurred in January 2022 and the ongoing community vaccination clinics that will continue throughout the year. This funding is 100% funded by a COVID-19 response grant from NYS Dept of Health.

Please don't hesitate to contact me if you have any questions or need additional information.

Sincerely,

Elizabeth F. Whalen, MD, MPH
Commissioner of Health

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

Enclosures



Albany County Department of Health is nationally accredited and meets rigorous public health standards set forth to best meet the needs of our community.



DANIEL P. McCOY
County Executive

ELIZABETH F. WHALEN, MD, MPH
Commissioner of Health

DEPARTMENT OF HEALTH
COUNTY OF ALBANY
175 GREEN STREET
ALBANY, NEW YORK 12202

The Dr. John J.A. Lyons
ALBANY COUNTY HEALTH FACILITY
(518) 447-4580 FAX (518) 447-4698

MARIBETH MILLER, BSN, MS
Assistant Commissioner for Public Health

SHANNA F. WITHERSPOON, MPA
Assistant Commissioner Finance and Administration

March 4, 2022

Honorable Andrew Joyce, Chairman
Albany County Legislature
112 State Street, Room 710
Albany, New York 12207

Dear Chairman Joyce:

The Albany County Department of Health (ACDOH) was notified by the New York State (NYS) of renewed funding for the Lead Poisoning Primary Prevention Program. This program provides for collaboration with local health care providers for assessing children’s risk of lead exposure, blood lead testing, anticipatory guidance to prevent lead poisoning, diagnostic evaluation, medical management including risk reduction education, environmental interventions, and coordination of services for children less than 18 years with elevated blood lead levels. This grant was anticipated in the 2022 department budget. ACDOH is requesting approval to contract with NYS from October 1, 2021 to September 30, 2026 for \$3,026,000.

Please don’t hesitate to contact me if you have any questions or need additional information.

Sincerely,

Elizabeth F. Whalen, MD, MPH
Commissioner of Health

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

Enclosures



Albany County Department of Health is nationally accredited and meets rigorous public health standards set forth to best meet the needs of our community.

STATE OF NEW YORK MASTER CONTRACT FOR GRANTS FACE PAGE

<p>STATE AGENCY (Name & Address): Department of Health Corning Tower Empire State Plaza Albany, NY 12237</p>	<p>BUSINESS UNIT/DEPT. ID: DOH01 CONTRACT NUMBER: DOH01-C36972GG-3450000 CONTRACT TYPE: <input checked="" type="checkbox"/> Multi-Year Agreement <input type="checkbox"/> Simplified Renewal Agreement <input type="checkbox"/> Fixed Term Agreement</p>
<p>CONTRACTOR SFS PAYEE NAME: ALBANY COUNTY OF</p>	<p>TRANSACTION TYPE: <input checked="" type="checkbox"/> New <input type="checkbox"/> Renewal <input type="checkbox"/> Amendment</p>
<p>CONTRACTOR DOS INCORPORATED NAME: County of Albany</p>	<p>PROJECT NAME: Lead Poisoning Prevention Program</p>
<p>CONTRACTOR IDENTIFICATION NUMBERS: NYS Vendor ID Number: 1000002428 Federal Tax ID Number: 146002563 DUNS Number (if applicable): 060536653</p>	<p>AGENCY IDENTIFIER: CFDA NUMBER (Federally Funded Grants Only): 93.994</p>
<p>CONTRACTOR PRIMARY MAILING ADDRESS: 112 STATE ST ALBANY, NY 12207 CONTRACTOR PAYMENT ADDRESS: <input checked="" type="checkbox"/> Check if same as primary mailing address CONTRACT MAILING ADDRESS: <input checked="" type="checkbox"/> Check if same as primary mailing address</p>	<p>CONTRACTOR STATUS: <input type="checkbox"/> For Profit <input checked="" type="checkbox"/> Municipality, Code: 010100000000 <input type="checkbox"/> Tribal Nation <input type="checkbox"/> Individual <input type="checkbox"/> Not-for-Profit Charities Registration Number: Exemption State/Code: <input type="checkbox"/> Sectarian Entity</p>

Contract Number: # DOH01-C36972GG-3450000

STATE OF NEW YORK MASTER CONTRACT FOR GRANTS FACE PAGE

<p>CURRENT CONTRACT TERM:</p> <p>From: 10/01/2021 To: 09/30/2026</p> <p>CURRENT CONTRACT PERIOD:</p> <p>From: 10/01/2021 To: 09/30/2026</p> <p>AMENDED TERM:</p> <p>From: To:</p> <p>AMENDED PERIOD:</p> <p>From: To:</p>	<p>CONTRACT FUNDING AMOUNT</p> <p>(Multi-year - enter total projected amount of the contract; Fixed Term/Simplified Renewal - enter current period amount):</p> <p>CURRENT: \$3,026,000.00</p> <p>AMENDED:</p> <p>FUNDING SOURCE(S)</p> <p style="padding-left: 40px;"><input checked="" type="checkbox"/> State</p> <p style="padding-left: 40px;"><input checked="" type="checkbox"/> Federal</p> <p style="padding-left: 40px;"><input type="checkbox"/> Other</p>
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FOR MULTI-YEAR AGREEMENTS ONLY - CONTRACT AND FUNDING AMOUNT:

(Out years represents projected funding amounts)

#	CURRENT PERIOD	CURRENT AMOUNT	AMENDED PERIOD	AMENDED AMOUNT
1	10/01/2021-09/30/2022	\$605,200.00		
2	10/01/2022-09/30/2023	\$605,200.00		
3	10/01/2023-09/30/2024	\$605,200.00		
4	10/01/2024-09/30/2025	\$605,200.00		
5	10/01/2025-09/30/2026	\$605,200.00		

Contract Number: # DOH01-C36972GG-3450000



DANIEL P. McCOY
County Executive

ELIZABETH F. WHALEN, MD, MPH
Commissioner of Health

DEPARTMENT OF HEALTH
COUNTY OF ALBANY
175 GREEN STREET
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MARIBETH MILLER, BSN, MS
Assistant Commissioner for Public Health

SHANNA F. WITHERSPOON, MPA
Assistant Commissioner Finance and Administration

March 4, 2022

Honorable Andrew Joyce, Chairman
Albany County Legislature
112 State Street, Room 710
Albany, New York 12207

Dear Chairman Joyce:

Albany County Department of Health requests to contract with Cornell Cooperative Extension (CCE) to facilitate lead remediation trainings. CCE is certified by the Environmental Protection Agency (EPA) to provide Renovation, Repair and Painting (RRP) training courses, along with EPA Lead Risk Assessor/Inspector courses. We are requesting to contract with CCE to provide these services from October 1, 2021 – September 31, 2026 in the amount of \$225,000. This is 100% grant funded to through the newly combined Lead Poisoning Prevention Program.

Please don't hesitate to contact me if you have any questions or need additional information.

Sincerely,

Elizabeth F. Whalen, MD, MPH
Commissioner of Health

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

Enclosures



Albany County Department of Health is nationally accredited and meets rigorous public health standards set forth to best meet the needs of our community.

RESOLUTION NO. 369

AUTHORIZING AN AGREEMENT WITH CORNELL COOPERATIVE
EXTENSION TO PROVIDE TRAINING COURSES FOR LEAD BASED PAINT
REMEDATION

Introduced: 10/12/21

By Health Committee, Mr. Miller and Ms. Willingham:

WHEREAS, The Commissioner of the Albany County Department of Health has requested authorization to enter into an agreement with Cornell Cooperative Extension to utilize grant funding through the Childhood Lead Poisoning Primary Prevention Program to provide Renovation, Repair and Painting (RRP) in an amount not to exceed \$26,500 for the term commencing October 1, 2020 and ending September 30, 2021, and

WHEREAS, Cornell Cooperative Extension is certified by the Environmental Protection Agency to provide RRP training courses and will provide six RRP initial courses, three RRP refresher courses, and EPA Lead Risk Assessor/Inspector training for four people, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Cornell Cooperative Extension to provide Renovation, Repair and Painting training courses for individuals who need to be certified to perform lead based paint remediation in an amount not to exceed \$26,500 for the term commencing October 1, 2020 and ending September 30, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

Adopted by unanimous vote - 10/12/21

State of New York
County of Albany

This is to certify that I, the undersigned, Clerk of the Albany County Legislature, have compared the foregoing copy of the resolution and/or local law with the original resolution and/or local law now on file in the office, and which was passed by the Legislature of said County on the 12th day of October, 2021, a majority of all members elected to the Legislature voting in favor thereof, and that the same is a correct and true transcript of such original resolution and/or local law and the whole thereof.



IN WITNESS THEREOF, I have hereunto set my hand and the official seal of the County Legislature this 13th day of October, 2021.

Deeale Chambers
Clerk, Albany County Legislature



DANIEL P. McCOY
County Executive

ELIZABETH F. WHALEN, MD, MPH
Commissioner of Health

DEPARTMENT OF HEALTH
COUNTY OF ALBANY
175 GREEN STREET
ALBANY, NEW YORK 12202

The Dr. John J.A. Lyons
ALBANY COUNTY HEALTH FACILITY
(518) 447-4580 FAX (518) 447-4698
www.albanycounty.com

MARIBETH MILLER, BSN, MS
Assistant Commissioner for Public Health

SHANNA F. WITHERSPOON, MPA
Assistant Commissioner Finance and Administration

March 4, 2022

Honorable Andrew Joyce, Chairman
Albany County Legislature
112 State Street, Room 710
Albany, New York 12207

Dear Chairman Joyce:

Albany County Dept of Health (ACDOH) is requesting permission to accept funding from NYS for the Public Health Corp Program. ACDOH will subcontract with Cornell Cooperative Ext. to recruit, hire, train and manage the fellows. Daily responsibilities of the fellows will include data collection, data analysis, community outreach and public education. Public health issues to be addressed include COVID-19 topics, chronic disease prevention (obesity, asthma, etc.), emergency preparedness, and other topics as needed. Albany County has been awarded up to \$3,547,330 for the program and we are requesting \$750,000 to be added to the 2022 department budget. The program will end on July 31, 2023.

Please don't hesitate to contact me if you have any questions or need additional information.

Sincerely,

Elizabeth F. Whalen, MD, MPH
Commissioner of Health

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

Enclosures



Albany County Department of Health is nationally accredited and meets rigorous public health standards set forth to best meet the needs of our community.



Department of Health

ANDREW M. CUOMO
Governor

HOWARD A. ZUCKER, M.D., J.D.
Commissioner

LISA J. PINO, M.A., J.D.
Executive Deputy Commissioner

July 21, 2021

RE: Funding for Local Health Departments to Support the New York State Public Health Corps Fellowship Program in Counties

Dear Commissioner Dr. Whalen:

We are writing to inform you that your county is eligible to receive funding support for the New York State Public Health Corps Fellowship Program through Health Research Inc. / New York State Department of Health (HRI/NYSDOH). A total of \$3,547,330.00 over the next two years (\$1,773,665.00 annually) is available for Albany County through a Center for Disease Control and Prevention (CDC) sponsored cooperative agreement for Epidemiology and Laboratory Capacity for Infectious Diseases (ELC), CFDA# 93.323.

In the 2021 State of the State, Governor Andrew M. Cuomo announced the establishment of the New York State Public Health Corps (NYSPHC) Fellowship Program that will build public health capacity to support COVID-19 response operations and increase preparedness for future public health emergencies. The Governor directed the New York State Department of Health (NYSDOH) to work with LHDs and community partners to recruit and deploy up to 1,000 NYSPHC fellows across the state, excluding New York City, who will commit to a full-time, paid position and at least a one-year term. For more information about the NYSPHC Fellowship Program, please visit: <https://www.ny.gov/programs/new-york-state-public-health-corps>

Based on a methodology that takes into consideration county population and health outcome indicators, Albany County is eligible for a total of \$3,547,330.00 over two years to support up to 23 fellows annually, of which up to 3 would be Graduate Fellows¹. While most of your allocated NYSPHC funding will be used to compensate the fellows employed by the LHD, a commensurate portion will provide support for coordination and maintenance of the program. Please contact NYSPublicHealthCorps@health.ny.gov if you have questions about the allocated number of eligible fellows and/or funds associated with the number of fellows for your county.

The NYSPHC Fellowship Program will collaborate with participating LHDs to match and place fellows based on the results from the "Survey of LHD Priorities" which was issued on April 7, 2021. If your county completed the Survey of LHD Priorities when it was issued on April 7, 2021 and your priorities have not changed since that time, your county does not need to complete this survey again. If your priorities have changed or you did not complete the survey when it was issued on April 7, 2021, **please complete the Survey of LHD Priorities for your county as soon as possible and no later than July, 30, 2021.** (see [here](#))

¹ Fellows may have a high school diploma, however, preferred applicants will have completed a relevant Associate Degree –or– be within one semester of completing their undergraduate degree –or– document equivalent experience; Graduate Fellows must have completed a Master's degree or have completed their basic coursework and be within one semester of completing their academic program.

Survey of LHDs Priorities link: <https://forms.ny.gov/collab/Public-Health-Corps-Fellowship-Survey>

The NYSPHC Fellowship Program staff will use these survey results to send you qualified fellows for your review and approval, who also show an interest in serving your county. Through this state and local partnership, fellows will help address the local public health needs in your county over the next two years.

Compliance with the NYSPHC Program Scope of Work/Program Deliverables is required to receive NYSPHC Fellowship Program funding (see Attachment A). The Scope of Work/Program Deliverables document will also be included in the contractual agreement which will be sent under a separate email.

Please review the Scope of Work/Deliverables (Attachment A), then complete the County Letter of Interest Survey as soon as possible and no later than COB September 1, 2021 @ https://www.surveymonkey.com/r/NYSPHC_Interest indicating the following:

- Your county's interest in participating in the NYSPHC Program;
- The name and contact information of the main point of contact for HRI/NYSDOH;
- Your intention to accept the NYSPHC funds your county is eligible for and to comply with the Program expectations as set forth by the Scope of Work/Deliverables document or indicate the number of fellows your county public health network needs and are able to accommodate.

Existing ELC COVID-19 contract agreements will be amended to award NYSPHC funding. Once the [County Letter of Interest](#) to participate in the program has been completed indicating the number of fellows desired by the county, instructions for amending the existing ELC COVID-19 contract agreement will be sent.

The online application for Fellows to apply for the NYSPHC Fellowship Program opened on July 16, 2021. Visit the NYSPHC Program website for more information and Frequently Asked Questions [here](#). The NYSPHC Fellowship Program will be hiring Fellowship Placement Coordinators for each region across the state, who will be responsible for screening applicants and working with their assigned LHD to identify and match applicants based on location and articulated needs of the LHD. In the coming weeks (as Fellowship Placement Coordinators get hired and assigned), the NYSPHC Fellowship Program staff will directly reach out to your county's designated point of contact to provide fellow applications for review.

We are very excited about this opportunity to build the public health infrastructure and to strengthen the public health workforce and look forward to our continued collaborations to improve health outcomes for all New Yorkers. If you have questions, please feel free to contact us at NYSPublicHealthCorps@health.ny.gov.