

THE PUTNAM COUNTY LEGISLATURE

40 Gleneida Avenue

Carmel, New York 10512

(845) 808-1020 Fax (845) 808-1933

Paul E. Jonke *Chairman*
Amy E. Sayegh *Deputy Chair*
Diane Schonfeld *Clerk*
Robert Firriolo *Counsel*



Nancy Montgomery Dist. 1
William Gouldman Dist. 2
Toni E. Addonizio Dist. 3
Ginny Nacerino Dist. 4
Greg E. Ellner Dist. 5
Paul E. Jonke Dist. 6
Joseph Castellano Dist. 7
Amy E. Sayegh Dist. 8
Erin L. Crowley Dist. 9

AGENDA

**HEALTH, SOCIAL, EDUCATIONAL & ENVIRONMENTAL COMMITTEE MEETING
TO BE HELD IN ROOM #318
PUTNAM COUNTY OFFICE BUILDING
CARMEL, NEW YORK 10512**

Chairwoman Sayegh, Legislators Crowley & Gouldman

Wednesday

April 17, 2024

(Immediately Following the Protective Meeting at 6:30PM)

1. **Pledge of Allegiance**
2. **Roll Call**
3. **Acceptance of Minutes – March 18, 2024 Meeting**
4. **Discussion/Adolescent Tobacco Use Prevention Act Educational Activities/Supervising Public Health Educator Shanna Siegel**
5. **Discussion/Co-Responder Team & Dual Recovery Coordinator/Social Services Commissioner Sara Servadio**
6. **Discussion/Stabilization Center/Social Services Commissioner Sara Servadio**
7. **Discussion/Littering Surveillance/Legislator Gouldman**
8. **Other Business**
9. **Adjournment**

#3

**HEALTH, SOCIAL, EDUCATIONAL & ENVIRONMENTAL COMMITTEE MEETING
HELD IN ROOM #318
PUTNAM COUNTY OFFICE BUILDING
CARMEL, NEW YORK 10512**

Chairwoman Sayegh, Legislators Crowley & Gouldman

**Monday March 18, 2024
(Immediately Following the Economic Development Meeting at 6:30PM)**

The meeting was called to order at 6:37 P.M. by Chairwoman Sayegh who requested that Legislator Gouldman lead in the Pledge of Allegiance. Upon roll call Legislator Gouldman and Chairwoman Sayegh were present. Legislator Crowley was absent.

Item #3 - Acceptance of Minutes – February 22, 2024 Meeting

The minutes were accepted as submitted.

Item #4 - Approval/Fund Transfer 24T030/Social Services/Division of Juvenile Justice & Opportunities for Youth Facility Chargebacks

Social Services Commissioner Sara Servadio stated the County is responsible for half of the daily cost to house a child in one of these secure facilities, with the State paying the other half. She stated there is no fiscal impact. She stated there was a child in a facility for six (6) months at a rate of \$2,900 per day and another child was in a different facility for approximately three (3) months at a rate of \$1,500 per day.

Chairwoman Sayegh stated it is the County's obligation to these children.

Chairwoman Sayegh made a motion to approve Fund Transfer 24T030; Seconded by Legislator Gouldman. All in favor.

Item #5 - Approval/Budgetary Amendment 24A013/Health Department/MRC STRONG (Medical Reserve Corps – State, Territory and Tribal Nations, Representative Organizations for Next Generation) Grant Funding

Chairwoman Sayegh stated there is no fiscal impact for this grant. She stated it will be used for materials, supplies and education.

Chairwoman Sayegh made a motion to approve Budgetary Amendment 24A013; Seconded by Legislator Gouldman. All in favor.

Item #6 - Approval/Budgetary Amendment 24A017/Health Department/ELC (Enhanced Laboratory Capacity) Covid-19 Grant

Chairwoman Sayegh stated the grant period for this particular grant has been extended. She stated the funds will be used for computer equipment, books and supplies, and internet costs.

Chairwoman Sayegh made a motion to approve Budgetary Amendment 24A017; Seconded by Legislator Gouldman. All in favor.

Item #7 - Approval/Budgetary Amendment 24A019/Social Services/Office of Mental Health State Aid Allocation

Chairwoman Sayegh made a motion to approve Fund Transfer 24A019; Seconded by Legislator Gouldman. All in favor.

Item #8 - Approval/Budgetary Amendment 24A020/Social Services/Use Opioid Abatement Funds to Purchase a Laptop for the Dual Recovery Coordinator

DSS Commissioner Servadio stated this was budgeted for, but the quote was higher than expected. She stated there is no fiscal impact. She stated the new quote is approximately \$1,600. She stated she would like to bring the Dual Recovery Coordinator and the Co-Responder Team in to give an update to the Committee.

Chairwoman Sayegh made a motion to approve Budgetary Amendment 24A020; Seconded by Legislator Gouldman. All in favor.

Item #9 - Approval/Budgetary Amendment 24A025/Senior Resources/Use Lobdell Bequeathment Funds to Acquire a Handicap Van for Medical Transportation

Office for Senior Resources (OSR) Deputy Director Marlene Barrett stated this is for a 2024 Chrysler Pacifica with accessibility features. She stated this is to be used for the volunteer medical transportation program. She stated there are approximately 42 active volunteer drivers taking seniors to doctor's appointments. She stated the service was provided to 181 seniors in 2023 which equated to 1,771 one-way travels, a 20% increase from 2022. She noted that this vehicle is to replace a 2014 vehicle that has irreparable accessibility features. She stated they appreciate the Legislature's support for this program.

Chairwoman Sayegh stated it is important to keep seniors mobile and getting them to their appointments is crucial. She questioned how many people the van can hold.

Deputy Director Barrett stated it will be used for one (1) wheelchair and if the senior has an aide.

Legislator Gouldman what is being done with the older model.

Deputy Director Barrett stated an exchange with the Transportation Department is being worked out for a Jeep Grand Cherokee.

Legislator Gouldman thanked Deputy Director Barrett for the information. He thanked OSR for its Spring Event that it recently hosted and he was glad he participated in the successful event.

Legislator Montgomery stated this program has been great for her constituents. She stated she did learn that OSR is in need of more volunteer drivers.

Deputy Director Barrett stated another driver was just trained for the west side of the county.

Legislator Addonizio stated this is a fantastic program and she shared an anecdote of how the program helped her father get to an appointment.

Legislator Gouldman questioned what the qualifications are to be a driver.

Deputy Director Barrett stated you must be over 60 years old, pass a defensive driving course, have a clean driving record, and a background check is required.

Chairwoman Sayegh made a motion to approve Budgetary Amendment 24A025; Seconded by Legislator Gouldman. All in favor.

Item #10 - Other Business – None

Item #11 – Adjournment

There being no further business, at 6:53 P.M., Chairwoman Sayegh made a motion to adjourn; Seconded by Legislator Gouldman. All in favor.

Respectfully submitted by Administrative Assistant Ed Gordon.

#4

Edward Gordon

From: Shanna Siegel
Sent: Monday, April 1, 2024 9:23 AM
To: Amy Sayegh; Putnam Co Legislature
Cc: William Orr; Michael Nesheiwat; Matthew Covucci
Subject: Health Committee Agenda
Attachments: ATUPA Program Planning 2023_2024 Final.pdf

MEMORANDUM

DATE: April 1, 2024
TO: Amy Sayegh, Chair
Health, Social, Educational & Environmental Committee
FROM: Michael J. Nesheiwat, MD, Commissioner of Health
Putnam County Department of Health
CC: Kevin Byrne, County Executive
RE: Adolescent Tobacco Use Prevention Act, Educational Activities

Putnam County is seeing an increase in violations and subsequent fines related to New York State Tobacco Control Program, Public Health Law 13-F, also known as the Adolescent Tobacco Use Prevention Act (ATUPA).

ATUPA regulates the sale of tobacco and vaping products to restrict their access by youth. Under this law, ATUPA-related violations may result in retailer fines, some of which are to be used toward educational efforts to prevent adolescent tobacco use.

The Putnam County Department of Health, in collaboration with community partners, has developed a program implementation plan related to the increase in ATUPA-related violations and fines.

We look forward to sharing more details related to the educational program plans, and request to be added to the Health Committee agenda for April 17, 2024.

Please reach out to shanna.siegel@putnamcountyny.gov with any questions.



Shanna Siegel, RN, BSN

Supervising Public Health Educator, Public Information Officer • Putnam County Department of Health
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PUTNAM COUNTY GOVERNMENT NEW YORK
Follow us on social media @PutnamHealthNY
-A PHAB-Accredited Health Department-

Pronouns: she, her, hers
[\[Why I list my pronouns\]](#)

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PUTNAM COUNTY DEPARTMENT OF HEALTH

1 Geneva Road, Brewster, NY 10509 ■ 845-808-1390

www.putnamcountyny.gov/health

A PHAB-ACCREDITED HEALTH DEPARTMENT

Kevin M. Byrne

COUNTY EXECUTIVE

Michael J. Nesheiwat, MD

INTERIM COMMISSIONER OF HEALTH

Objective: *To responsibly utilize Adolescent Tobacco Use Prevention Act (ATUPA) collected fines in accordance with public health laws to aid in vaping and tobacco prevention and education efforts countywide.*

Goal 1: Prevent initiation of vaping and tobacco use among youth.

Strategies:

- Work with schools and partners to implement evidence-based and promising strategies and sponsor train the trainer sessions of: "Catch My Breath" (Catch) and Escape the Vape (SAS/Prevention Council).

Goal 2: Promote vaping and tobacco cessation for youth.

Strategies:

- Work with schools and partners to implement restorative practices related to school vaping policies and detention/suspension alternatives (Healthy Futures, Stanford REACH; INDEPTH American Lung Association)
- Work with schools and partners to implement evidence-based and promising cessation strategies and sponsor train the trainer sessions of N-O-T, Not on Tobacco. (American Lung Association).

Goal 3: Expand community awareness of vaping and tobacco laws and health risks.

Strategies:

- Explore potential for teen peer health advocate/advisory team (in collaboration with Janeen Cunningham and PC Youth Bureau:

Feedback from Youth Board members:

- Offer non-cash equivalent gift cards for participation
- Identify rewards for winning contributions to health promotion activities
- Offer vaping presentations in PE class instead of only in health class
- Enhance parent education/awareness (Hidden in Plain Sight, short PSAs shown on school TVs during parent pick-up from events).
- Partner with SADD (Students Against Destructive Decisions)
- Purchase educational supplies for use at community events, with some supplies available for community-based displays on lend to libraries, schools and other partners (requisitions in process).
- Develop communications campaign addressing vaping cessation and refusal as social justice and environmental justice issues (economics of spending money, vape products are contributing to environmental, food and water pollution, LGBTQ youth more likely to smoke/vape).
- Explore educational information related to second-hand vape exposure.
- Support expansion of vape disposal program at district, municipal or county level.

Goal 4: Address emerging enforcement-related challenges and reinforce benefits for responsible and ethical compliance of licensed vape and tobacco retailers.

Strategies:

- Promote proper vape disposal at businesses.
- Advocate for legislative and executive level support for policies that identify gaps in licensing and enforcement of vape products and other substances.
- Increase rate of pay for Tobacco Compliance Officers.
- Assess issues related to retail products that contribute to risks for ATUPA staff.

Goal 5: Enhance public safety response toward vape and tobacco retailers operating illegally.

Strategies:

- Enable pathways for PCSO and/or local law enforcement to conduct compliance checks on businesses with multiple ATUPA enforcement actions or with licenses revoked.

Public Health Laws

SECTION 1399-FF-- Enforcement -- Public Health (PBH) CHAPTER 45, ARTICLE 13-F

§ 1399-ff. 1. Where a civil penalty for a particular incident has not been imposed or an enforcement action regarding an alleged violation for a particular incident is not pending under section thirteen hundred ninety-nine-ee of this article, a parent or guardian of a person under twenty-one years of age to whom tobacco products, herbal cigarettes or electronic cigarettes are sold or distributed in violation of this article may submit a complaint to an enforcement officer setting forth the name and address of the alleged violator, the date of the alleged violation, the name and address of the complainant and the person under twenty-one years of age, and a brief statement describing the alleged violation. The enforcement officer shall notify the alleged violator by certified or registered mail, return receipt requested, that a complaint has been submitted, and shall set a date, at least fifteen days after the mailing of such notice, for a hearing on the complaint. Such notice shall contain the information submitted by the complainant.

2. With respect to any penalty imposed with respect to a complaint under this section, an enforcement officer other than the department shall use fifty percent of such penalty collected for educational efforts administered by the board or a local school district for the purposes of preventing adolescent tobacco use.

3. The enforcement officer shall promptly notify the commissioner of taxation and finance and the director of the division of the lottery of any determination, made after a hearing, that a violation of this article has occurred together with a direction to such commissioner and director with respect to any action to be taken concerning registration under section four hundred eighty-a of the tax law and licensing under section sixteen hundred seven of the tax law.

**SECTION 1399-II-1 -- Electronic cigarette and vaping prevention, awareness and control program
Public Health (PBH) CHAPTER 45, ARTICLE 13-F**

§ 1399-ii-1. The commissioner shall, in consultation and collaboration with the commissioner of education, establish and develop an electronic cigarette and vaping prevention, control and awareness program within the department. Such program shall be designed to educate students, parents and school personnel about the health risks associated with vapor product use and control measures to reduce the prevalence of vaping, particularly among persons less than twenty-one years of age. Such program shall include, but not be limited to, the creation of age-appropriate instructional tools and materials that may be used by all schools, and marketing and advertising materials to discourage electronic cigarette use.

KEVIN BYRNE
County Executive

SARA SERVADIO
Commissioner
Sara.Servadio@putnamcountyny.gov



cc All
Health

#5

**DEPARTMENTS OF MENTAL HEALTH
SOCIAL SERVICES AND YOUTH BUREAU**

DATE: April 4, 2024

TO: Amy Sayegh, Chair
Health Committee

FROM: Sara Servadio, Commissioner of Mental Health, Social Services & Youth Bureau

CC: Kevin Byrne, County Executive
Kevin J. McConville, Sheriff

RE: Co-Responder Team (CRT) & Dual Recovery Coordinator

Together with the Sheriff's Office, I would like to introduce the CRT (funded by FY23 Implementing Crisis Intervention Teams – Community Policing Development Solicitation Grant) and provide statistics and progress since its inception in February.

The recently developed Dual Recovery Coordinator, funded by Opiate Abatement money, began in March. I would like to introduce the staff and provide updates and progress since the position was established.

Please allow the Department to present to the Health Committee on April 17, 2024.

Thank you for your time and consideration.

2024 APR -4 PM 12:29
LEGISLATURE
PUTNAM COUNTY
CARMEL, NY

KEVIN BYRNE
County Executive

SARA SERVADIO
Commissioner
Sara.Servadio@putnamcountyny.gov



cc All
Health

#6

**DEPARTMENTS OF MENTAL HEALTH
SOCIAL SERVICES AND YOUTH BUREAU**

DATE: April 4, 2024

TO: Amy Sayegh, Chair
Health Committee

FROM: Sara Servadio, Commissioner of Mental Health, Social Services & Youth Bureau

CC: Kevin Byrne, County Executive

RE: Stabilization Center

Together with the County Executive's Office and People, USA, the Departments of Mental Health, Social Services and Youth Bureau continue to have weekly discussions regarding the establishment of a Crisis Stabilization Center utilizing ARPA funding. I would like to provide updated information for discussion.

Please allow the Department to present to the Health Committee on April 17, 2024.

Thank you for your time and consideration.

2024 APR - 4 PM 12: 44
LEGISLATURE
PUTNAM COUNTY
CARMEL, NY

#7

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MEMORANDUM

DATE: March 20, 2024

TO: Amy Sayegh
Chairwoman, Health, Social, Educational, & Environmental Committee

FROM: William Gouldman
Legislator, District #2 *William Gouldman*

RE: Littering Surveillance

In 2016 the Town of Yorktown in Westchester County started using cameras to catch people in the act of littering. To help keep our beautiful County clean I would like for the Health, Social, Educational, & Environmental Committee to discuss the possibility of Putnam County enacting similar legislation.

Respectfully, I request the attached section of Yorktown's Town Code be placed on the April 17th Health Committee Meeting agenda for discussion.

Thank you for your attention to this request.

Attachment

Chapter 201. Littering

§ 201-10. Recorded images violations.

[Added 6-21-2016 by L.L. No. 12-2016]

- A. Legislative intent. The Town hereby finds and determines that littering within the Town is a threat to the health, well-being and safety of the residents of the Town. As a result, the Town has determined to utilize any permissible technological means available to reduce the incidence of littering. Therefore, the Town has established a policy and procedure set forth in this section to impose liability on the owner of a vehicle in any instance where the image of the operator of such vehicle is captured digitally or otherwise recorded throwing or depositing litter from such vehicle upon any street or other public place within the Town or upon private property.
- B. Owner liability. The owner of a vehicle shall be liable for a civil penalty imposed pursuant to this section if such vehicle is used or operated with the permission of the owner, express or implied, in any instance where a recorded image is obtained showing the operator throwing or depositing litter from such vehicle upon any street or other public place within the Town or upon private property.
- C. Notice of liability. A notice of liability shall be sent by the Town's Code Enforcement Officer by first-class mail to each person alleged to be liable as an owner of a vehicle in violation of this section. A notice of liability shall contain the name and address of the person to be liable for the violation as the owner; the registration of the vehicle involved in such violation; the location where the violation occurred; the date and time of such violation. Further, the notice of liability shall advise the person charged of the court having jurisdiction to adjudicate the liability of the violation and the time in which he or she may contest the liability alleged in the notice and that a failure to contest the notice in the manner and time prescribed shall be deemed an admission of liability.
- D. Certificate as prima facie evidence. A certificate sworn to or affirmed by the Town's Code Enforcement Officer primarily responsible for enforcing the provisions of this chapter based upon a review of the recorded images shall be prima facie evidence of the facts contained therein. Any recorded images shall be available for inspection in any proceeding commenced in a court of competent jurisdiction to adjudicate the liability of such violation.
- E. Penalties. An owner shall be required to pay to the Town for a violation of this section a monetary civil penalty not to exceed \$500 for each violation, in addition to any other penalties contained in any other provision law. In the event the Town is required to institute legal proceedings in a court of competent jurisdiction to adjudicate the liability of the violation and to recover such civil penalty, upon such adjudication the Town shall be entitled to recover from the owner any and all associated costs and disbursements incurred by the Town, if any, including attorney's fees and interest upon any unpaid civil penalty calculated at the statutory rate.
- F. Indemnification. If the owner of a vehicle liable for the civil penalty imposed in accordance with this section was not the operator of the vehicle at the time of violation, the owner may maintain an action for indemnification against the operator for any civil penalties paid as well as any costs, disbursements or attorney's fees assessed against the owner.
- G. Defenses.

- (1) An owner shall have a valid defense to an allegation of liability under this section if the vehicle in question had been reported to a police department or agency as stolen prior to the time the violation occurred and had not been recovered by the time the violation occurred. For the purposes of asserting this defense, it shall be sufficient that a certified copy of the police report on the stolen vehicle be sent by first-class mail to the court having jurisdiction to adjudicate the liability of the violation.
 - (2) An owner who is a lessor of a vehicle to which a notice of liability is issued shall not be liable for the violation, provided that he or she sends to the court having jurisdiction to adjudicate the liability of the violation a copy of the rental, lease or other such contract covering such vehicle on the day of the violation, with the name and address of the lessee clearly legible, within 30 days after receiving notice of such violation. Failure to send such information within the 30 days shall render the owner liable for the penalty prescribed in this section. When the lessor complies with the provisions of this subsection, the lessee of such vehicle on the date of the violation shall be deemed to be the owner of such vehicle for the purposes of this section.
 - (3) No owner of a vehicle shall be subject to a monetary fine under this section, if the operator of such vehicle was operating the vehicle without the consent of the owner at the time of the violation. However, there shall be a presumption that the operator of such vehicle was operating the vehicle with the consent of the owner at the time the violation occurred.
- H. Nothing in this section shall preclude the Town's Code Enforcement Officer or any other law enforcement officer from taking such other action in connection with violations of any other applicable rules, regulations, statutes or laws.

THE PUTNAM COUNTY LEGISLATURE

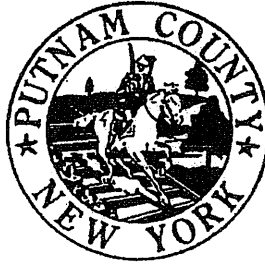
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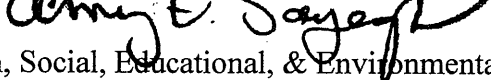
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MEMORANDUM

DATE: April 11, 2024

TO: Kevin Byrne
Putnam County Executive

CC: Shawn Rogan
Director of Environmental Health

FROM: Amy Sayegh 
Chairwoman, Health, Social, Educational, & Environmental Committee

RE: April Health Meeting

I am in receipt of the attached request from my colleague, Legislator Gouldman, regarding mobile littering surveillance. This topic will be on the April 17, 2024 Health, Social, Educational & Environmental Committee Meeting Agenda for discussion. Respectfully, I request that Director of Environmental Health Shawn Rogan attend said meeting to give his insight on this matter.

The meeting will immediately follow the Protective Services Committee Meeting which begins at 6:30PM in Legislative Conference Room #318 of the County Office Building.

Thank you for your attention to this request.

Attachment