

#### ACACIA NETWORK, INC. AS SPONSOR, COMMUNITY ASSOCIATION OF PROGRESSIVE DOMINICANS, INC. AS OPERATOR Application #: 2021-068 Page 1

## New York State Office of Addiction Services and Supports **Bureau of Certification (OASAS)**

#### MEMORANDUM

TO:

Dena Holmes. Director

**Bureau of Certification** 

FROM:

Michele Woods

DATE:

February 3, 2023

SUBJECT:

**Application Review** 

Applicant:

Acacia Network, Inc. as Sponsor, Community Association of

Progressive Dominicans, Inc. as Operator

Application #: 2021-068

Purpose:

**New OASAS Provider** 

County:

New York

## **Project Summary:**

Acacia Network, Inc. as Sponsor, Community Association of Progressive Dominicans, Inc. as Operator (ACDP) submitted a Certification Application requesting New York State Office of Addiction Services and Supports' (OASAS) approval to become a new OASAS provider of Part 822 Outpatient Treatment services at 3940 Broadway, 2<sup>nd</sup> floor, New York, New York 10032-1534.

The Part 822 outpatient clinic will become integrated with ACDP's Office of Mental Health (OMH) Article 31 Outpatient Clinic once approved, which employs bilingual and bicultural staff. Services will be available to existing clients as well as to members of the community.

According to the applicant "With the Article 32 license, ACDP will serve clients including individuals, children and families in the community who have presented with additional needs in substance abuse. This service will reach our population to include Hispanic and other minority populations that often find it challenging to obtain services that are culturally sensitive to their specific needs."

Services will include individualized person-centered psychotherapy, wellness and selfmanagement, group therapy, assessment, medication assisted treatment, symptom management, harm reduction, psychiatric evaluations, psycho education, relapse prevention, crisis intervention and telehealth services.

Hours of operation will be Monday through Thursday 9:00 am to 8:00 pm and Friday and Saturday 9:00 am to 6:00 pm. ACDP has an off hour on call system that allows them to connect with medical and clinical teams in case of an emergency.

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#### Need:

On May 3, 2021, Community Board #12 submitted a letter of support for the integrated outpatient substance use disorder and mental health services to address the unmet needs of the Washington Heights community.

The Certification Bureau received the New York City Department of Health and Mental Hygiene Local Governmental Unit Review Recommendation (PPD-6) on December 13, 2022, signed by Nilova Saha, recommending approval.

OASAS New York City Regional Office submitted a recommendation to support this application on January 12, 2023.

The New York City Department of Health and Mental Hygiene continues to identify substance use disorder services as a priority as evidenced in their county plan.

## **Character and Competence:**

ACDP became incorporated in 1980 as the first not-for-profit to focus on the needs of New York Dominican immigrants and the communities in which they live. The ACPD Board of Directors consists of six individuals.

According to the applicant "In 2013, ACDP entered into a reorganization agreement with Acacia Network, Inc. ("Acacia"), whereby Acacia became ACDP's sole corporate member. Each entity remains legally and financially separate and distinct. However, Acacia assists with the day-to-day operations of ACDP and all other entities within the Acacia Network."

ACDP holds one OMH license which is in good standing.

#### **Overall Financial Condition of the Provider:**

OASAS Fiscal Audit and Review Unit (FARU) reviewed ACDP's fiscal status and determined they are fiscally viable and have demonstrated their asset to liability ratio will support the proposed program for the first six months of operation.

## **Adequacy:**

The Part 822 outpatient clinic will be co-located with the current Office of Mental Health (OMH) Article 31 Outpatient Clinic in currently leased space. No renovations are required.

OMH and OASAS services will be in separate and distinct space.

OASAS Facility Evaluation and Inspection Unit (FEIU) reviewed proposed floor plans on August 23, 2022, and completed a State Environmental Quality Review (SEQR) on August 25, 2022. Both are determined to meet OASAS requirements.

FEIU completed a facility inspection on September 22, 2022, in which no deficiencies were noted.

# ACACIA NETWORK, INC. AS SPONSOR, COMMUNITY ASSOCIATION OF PROGRESSIVE DOMINICANS, INC. AS OPERATOR

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## Compliance:

OASAS staff will include a part-time Medical Director, full-time Clinic Supervisor (QHP), two part-time Nurse Practitioners, one part-time Nurse, one full-time CASAC, two full-time and two part-time Counselors, one full-time CRPA, and two part-time Case Managers.

Policies and procedures have been reviewed for regulatory compliance and are accepted by OASAS.

## **Continuity of Care:**

ACDP has several Memorandums of Understanding with service providers to ensure continuity of care which includes mental health services, residential substance abuse services for men and women with or without children, primary health services, and medical withdrawal services.

#### **Recommendation:**

OASAS' recommendation is to approve the request from Acacia Network, Inc. as Sponsor, Community Association of Progressive Dominicans, Inc. as Operator with the following contingencies:

- Verification of the hiring of sufficient staff to meet regulatory requirements
- Copy of filing receipt from the NYS Department of State indicating that the amended Certificate of Incorporation, including the OASAS required language, have been filed
- Addition of a board member who can demonstrate, and can substantiate, prior experience providing or managing substance use disorder treatment services.

## NEW YORK STATE OFFICE OF ADDICTION SERVICES AND SUPPORTS

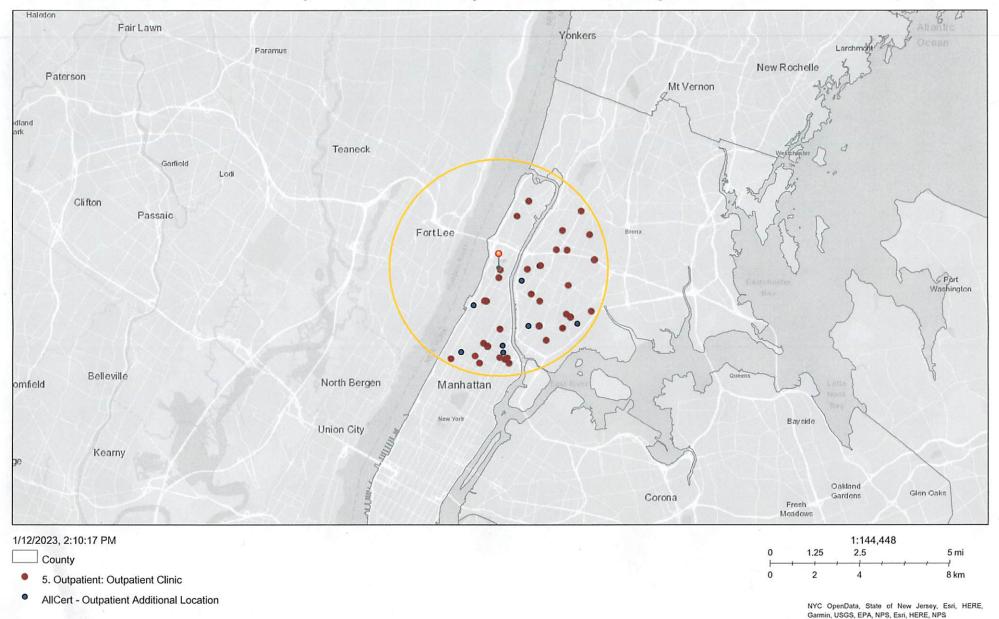
# LOCAL GOVERNMENTAL UNIT REVIEW REPORT

(Addiction Disorder Services Certification Actions)

Applicant's Legal Name		Application No.
Acacia Network as Sponsor, Community Association of Progressive Dominicans		2021-068
Local Governmenta	· - · · · ·	
New York City D	epartment of Health and Mental Hygiene	
proposed actions rethe merits of the	n the certification action(s) submitted by the above applicant, you are requested to the provision of addiction disorder services in your jurisdiction. action(s). In completing the responses, use additional sheets as no rough responses is appreciated as incomplete replies will delay the processing the pro	Your comments are important in evaluating ecessary. Your cooperation in providing of this application.
1. Consistency of Program Description and Site Location with Local/OASAS Reguliements	In the case of new providers and/or new services, is the program description requirements: Yes No Not Applicable Provide explanation Acacia Network as Sponsor, Community Association of Progress provides culturally sensitive services to the Latinx community, is substance use disorder treatment services including medication access to buprenorphine, harm reduction education and Narcan an integrated license to increase their capacity to serve individual	on below.  sive Dominicans, a program that applying to become a new provider of for addiction treatment with on-site distribution. Provider's goal is to get
2. Provider Operational Performance	Is the operational performance of this provider satisfactory? Yes Now Regardless of the answer, provide a description of the operational performant Applicant is not an allocated provider and the Department can on the application, which appears to be satisfactory.	Not Applicable nce of the provider below.
Adequacy of Financial Plans	Is the financial plan in the proposal adequate and acceptable?  Provide explanation below.  Applicant is not an allocated provider and the Department can o the application, which appears to be satisfactory.  Where applicable, please note any comments related to Medicaid policy and, N/A	
4. Consistency with Local Plans and Local/ Community Needs	Is the action consistent with local plans and/or does it meet community need Provide explanation below.  This program is located in Upper Manhattan, which is in proximit the highest overdose death rates of unintentional drug poisoning of residence, New York City, 2020.	ty to the top four neighborhoods with g (overdose) deaths by neighborhood
5. Provider Standing in the Community	Is there any known information regarding the provider's standing in the com Regardless of the answer, provide all known information below or on addition Manhattan Community Board #12 vouches for the applicant as a Washington Heights community that has historically provided out to the individuals it serves, and whose goal is to become an IOS	nal sheets attached to this report.  a trusted, well-known provider in the itstanding, culturally sensitive services

6.	In answering this question, the following should be taken into consideration:  (a) the location is suitable for an Addiction Disorder Treatment Program;  (b) the accessibility of public transportation and adequate parking; and  (c) any other notable observations.  Please describe your assessment of the circumstances noted.	
Program Location	Please check one box.	
	□ LGU has visited the proposed location. Date of Visit: □ LGU has not visited, but has sufficient personal knowledge to attest to its suitability. □ N/A − Please explain, for example, N/A may be appropriate in applications that involve relocation within an existing building. However, factors such as capacity increase, even in an existing building, would not be appropriate for an "N/A" response.  This site is located in proximity to the IRT #1 and IND A subway lines (168th and Broadway) as well as bus routes (M4, M5, M100, and M101). Given the neighborhood's composition of residential and business, there is limited parking. Columbia Presbyterian Hospital and numerous clinical are within walking distance.	
7. Current Status of Existing Programs	Are you aware of any community issues with other programs operated by this provider, or in the case of relocation, this program's current location? (i.e., any issues around loitering, public safety, etc.) Yes No Please describe any issues.  There are no known issues to the Department.	
Community Response	Please describe your knowledge of the applicant's outreach to the local community (e.g., Community Service Boards, Community Boards, Planning Boards, Neighborhood Coalitions, other local municipalities). Please summarize your knowledge of community input, including any existing or likely community concerns, as well as any recommendations. The Provider received a letter dated 5/3/2021 from Community Board #12 acknowledging their proposal to become a new provider of OASAS licensed SUD services; recognizing them as a high-quality SUD treatment clinic responsive to clients' needs; well trusted and known in the Washington Heights community for historically providing outstanding, culturally sensitive services to the individuals it serves.	
9. Other Comments	Provide additional comments. N/A	
10. LGU Recommendation	Signature of Authorized LGU Official  Approve Disapprove  12/13/22	

# Acacia Network, Inc. As Sponsor, Community Association of Progressive Dominicans as Operator



## New York State Office of Addiction Services and Supports Bureau of Certification (OASAS)

## **MEMORANDUM**

TO:

Dena Holmes, Director

**Certification Bureau** 

FROM:

Michele Woods

DATE:

February 3, 2023

SUBJECT:

**Application Review** 

Applicant:

Save the Michaels of the World, Inc.

NYSE CON:

224019

Application #:

2022-077

Purpose:

**New OASAS Provider** 

County:

Niagara

#### **Project Summary:**

Save the Michaels of the World, Inc. (STM) is requesting Office of Addiction Services and Supports' (OASAS) approval to become a new provider of Part 820 Residential Reintegration Services (12 beds) in a congregate setting at 2600 William Street, Newfane, NY, 14108.

STM will continue their work with local and County social services and criminal justice agencies to provide services for men who are homeless and/or involved in the criminal justice system.

Residents will adapt to living independently in the community while receiving peer support as well as substance use disorder (SUD) outpatient treatment at Horizon Health Services in Niagara County and other social services as needed.

Services will include housing in a person-centered, recovery oriented, community-based setting in which individual and group recovery support, relapse prevention, life skills activities, vocational support, housing and family unification services will be provided.

STM intends to serve 30 individuals annually.

## Need:

Niagara County Department of Mental Health Services continues to identify substance use disorder services as a priority as evidenced in their county plan. Specifically, there is a lack of detox, inpatient and residential programming resulting in waiting lists. Additionally, there are delays in movement between levels of care due to insufficient bed availability, as well as transitional and supportive housing options.

The Niagara County Department of Mental Health submitted a recommendation to support this application on February 1, 2023, signed by Director of Community Services, Laura Keleman. Statements in support of this recommendation include: "Proposed services are consistent with local plans and will meet some of the community needs for expanded access to residential reintegration services."

OASAS Western Regional Office submitted a recommendation to support this application on February 1, 2023.

STM met with New York State Senator Robert G. Ort on April 9, 2021 and Becky Wydysh, Niagara County Chairman of the Legislature 2<sup>nd</sup> District, on April 29, 2021 and May 6, 2021, and John Syracuse, Niagara County 14<sup>th</sup> District of the Legislature on May 18, 202, all of whom, according to the applicant, verbalized their full support of the proposed action.

The applicant reports that a community meeting was held on July 26, 2021 at the proposed location and the Newfane Town Hall on September 21, 2021, in which no community members voiced concern. Additionally, advertisements were run in local newspapers and again, the applicant did not receive any comments regarding the proposed service.

#### **Character and Competence:**

STM became established as a not-for-profit corporation in 2012 to collect and disseminate information about the prevalence of addiction of controlled substances and prescription medications, particularly opiates.

They currently provide referral and placement in SUD and mental health treatment, transportation assistance, assistance to individuals experiencing insurance barriers to treatment, recovery coaching, family support services, peer-led recovery groups and access to community resources.

The Board of Directors consists of ten members, one of which is a physician with a specialty in addiction medicine, who meets the requirements as outlined in OASAS' regulation.

#### **Overall Financial Condition of the Provider:**

A fiscal viability determination was completed on December 12, 2022, which determined the current and overall financial position of STM is viable.

The applicant received a Legislative Member Item in the amount of \$500,000 to support the program financially for the first six months of operation.

The proposed operating budget identifies \$792,000 in revenue and \$754,000 in expenses, resulting in a surplus of \$38,000.

## Adequacy:

The 12-bed program will be in leased space by Recovery Center of Niagara, LLC., an OASAS provider of Part 816.7 Medically Supervised Withdrawal and Stabilization Service and Part 818 Inpatient Rehabilitation Service provider. The Amendment to the Agreement of Sublease includes the OASAS required right to re-entry language.

OASAS Facility Evaluation and Inspection Unit (FEIU) completed a State Environmental Quality Review (SEQR), floor plan review and facility inspection on January 26, 2023. The facility was determined to be in compliance.

## Compliance:

Proposed staffing includes a full-time Program Director who is an Advanced Credentialed Alcoholism and Substance Abuse Counselor (CASAC), one full-time CASAC, one full-time Recovery Coach/Certified Recovery Peer Advocate, four full-time and one part-time Counseling Aides, and one full-time Coaching Assistant. Staff will provide coverage 24/7.

Policies and procedures submitted by STMOTW were reviewed and accepted by OASAS.

#### **Continuity of Care:**

According to the applicant, STM has a long-standing and cooperative relationships with local and County social service and criminal justice agencies and will continue to provide specialized services for men who are homeless and or involved in the criminal justice system.

Linkages for services are with Horizon Health Services, Northpoint Council, Niagara County Department of Social Services, Erie County Department of Social Services, BOCES, ACCES-VR and the Mental Health Association.

A copy of a signed and dated Referral Agreement was submitted between STM and Horizon Health Services to promote a unified, integrated and coordinated system of service delivery for SUD outpatient services.

STM will accept referrals from SUD inpatient treatment providers in the Western New York area.

## Recommendation:

The OASAS recommendation is to approve Save the Michael's of the World, Inc.'s request to become a new OASAS provider of Residential Treatment Services at 2600 William Street, Newfane, NY, 14108, with the following contingencies:

- Copy of filing receipt from the NYS Department of State indicating that the amended Certificate of Incorporation, including the OASAS required language, have been filed
- Verification of the hiring of sufficient staff to meet regulatory requirements

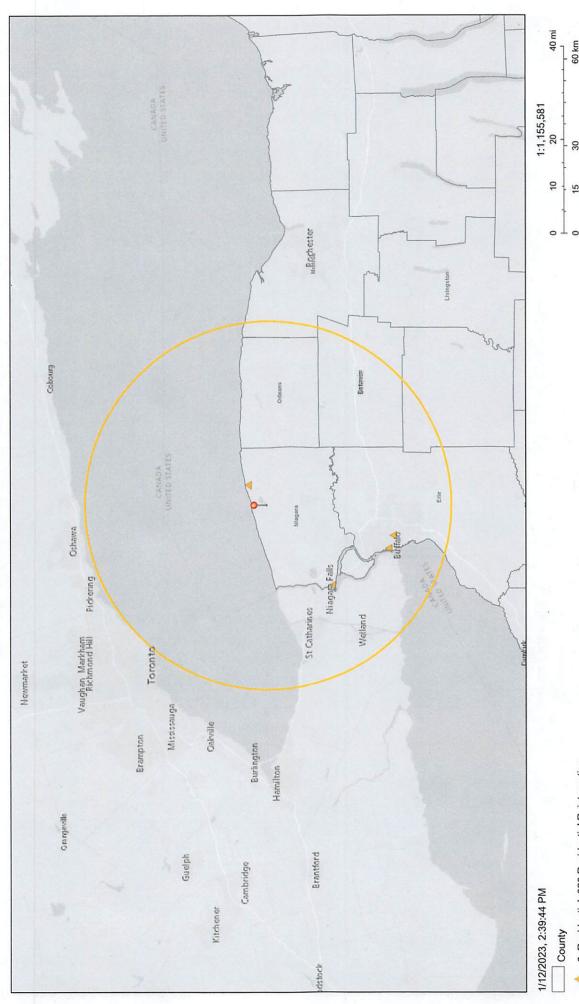
## NEW YORK STATE OFFICE OF ADDICTION SERVICES AND SUPPORTS

## LOCAL GOVERNMENTAL UNIT REVIEW REPORT

(Addiction Disorder Services Certification Actions)

Applicant's Legal Name		Application No.
Save the Michaels of the World, Inc.		NYSE CON: 224019 CA: 2022-077
Local Governmenta		
Laura Kelemen,	Director, Niagara County Department of Mental Health	
proposed actions the merits of the	n the certification action(s) submitted by the above applicant, you are requested to the provision of addiction disorder services in your jurisdiction. action(s). In completing the responses, use additional sheets as no rough responses is appreciated as incomplete replies will delay the processing the complete replies will delay the processing the processing the complete replies will delay the processing the complete replies will be completed the complete replies will delay the complete replies will be completed the complete replies will be completed the complete replies will be completed the c	Your comments are important in evaluating ecessary. Your cooperation in providing
1. Consistency of	In the case of new providers and/or new services, is the program description requirements: Yes No Not Applicable Provide explanation	
Program Description and Site Location with Local/OASAS Requirements	The program description and site location is consistent with local	I / OASAS requirements.
2. Provider	Is the operational performance of this provider satisfactory? Yes No Regardless of the answer, provide a description of the operational performan	
Operational Performance	This provider is an established 501(c)(3) entity that has expanded programming to provide supportive services to individuals, and their families, with substance use disorders over the past several years in response to community need and by way of securing donations and grant funding.	
	Is the financial plan in the proposal adequate and acceptable? Yes Provide explanation below.	
Adequacy of Financial Plans	Revenue projections appear reasonable relative to DSS and medicaid reimbursement to be collected. Budget projects revenue to be greater than expenses, but includes a small amount of donation/legislative funds. CSB reviewed 3 yr history of these as evidence/reassurance of ongoing funds.	
	Where applicable, please note any comments related to Medicaid policy and, The entity would be a new OASAS licensed / certified entity esta practices.	•
4.	Is the action consistent with local plans and/or does it meet community need Provide explanation below.	s? Yes No
Consistency with Local Plans and Local/ Community Needs	Proposed services are consistent with local plans and will meet sexpanded access to residential reintegration services.	
5. Provider	Is there any known information regarding the provider's standing in the com Regardless of the answer, provide all known information below or on addition	nal sheets attached to this report.
Standing in the Community	Based upon available information, the provider is reputable and in good standing with the communities in which they have locations and offer services. The Newfane community, including local leadership, has responded positively to the proposed facility plans and community engagement efforts.	
	<u> </u>	

6.	In answering this question, the follo	owing should be taken into consideration:	
		an Addiction Disorder Treatment Program; transportation and adequate parking; and ations.	
	Please describe your assessment of Existing space that was the ac The space is well suited for the	Iministrative building of a small community hospital h	nas been remodeled.
Program Location	There is sufficient access to the adequate parking.	ne facility / program which is located just off a main ro	oute and has
	Please check one box.  Z LGU has visited the proposed to	ocation. Date of Visit: 8/26/21 &	11/3/22
	LGU has not visited, but has suf N/A – Please explain, for exan	ficient personal knowledge to attest to its suitability.  nple, N/A may be appropriate in applications that involve reloch as capacity increase, even in an existing building, would n	
	The facility appears suitable fo	or the proposed program.	
7): Current Status Of Existing		ssues with other programs operated by this provider, or in the street is sues around loitering, public safety, etc.) Yes No	e case of relocation, this
Programs			
	Community Boards, Planning Boa knowledge of community input, inc	of the applicant's outreach to the local community (e.g., Control, Neighborhood Coalitions, other local municipalities). Including any existing or likely community concerns, as well as any act made with Senator Robert Ortt & Rebecca Wydy	Please summarize your recommendations.
Community Response	Niagara County Legislature, to held a Community Forum on 7 in attendance. On 7/28/21 Avi Board, in which the NCDMH E 9/21/21 the entity presented to	o discuss proposed project. On 7/22/21 & 7/23/21 ST 7/26/21 at the facility location in which 14 Newfane re Israel presented an overview of intended proposal to Deputy Director attended, & the Town Board express to the Newfane Business & Professional Association. It from the Newfane Town Supervisor & other Town In	IM publicized & then esidents were listed the Newfane Town ed their support. On NCDMH received a
Other Comments	satisfactory responses from at	ity Services Board, after reviewing the application artending STM representatives to their questions on the pproval of the application on January 23, 2023.	
			<u> </u>
10.		Signature of Authorized LGU Official	Date //20/2
LGU Recommendation	☑ Approve ☐ Disapprove	a kd	1/29/23



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Esri, HERE, NPS, Esri, HERE, Garmin, USGS, EPA, NPS

60 km

30

15

4 3. Residential: 820 Residential Reintegration

## NEW YORK STATE OFFICE OF ADDICTION SERVICES AND SUPPORTS

## LOCAL GOVERNMENTAL UNIT REVIEW REPORT

(Addiction Disorder Services Certification Actions)

Applicant's Legal Name		Application No.
Save the Michaels of the World, Inc.		NYSE CON: 224019 CA:2022-077
Local Governmenta		
Mark O'Brien, C	ommissioner, Erie County Department of Mental Health	
In conjunction with the certification action(s) submitted by the above applicant, you are requested to review and provide comments on the proposed actions relative to the provision of addiction disorder services in your jurisdiction. Your comments are important in evaluating the merits of the action(s). In completing the responses, use additional sheets as necessary. Your cooperation in providing complete and thorough responses is appreciated as incomplete replies will delay the processing of this application.		
1. Consistency of	In the case of new providers and/or new services, is the program description a requirements:  Yes No Not Applicable Provide explanatio	
Program Description and Site Location with Local/OASAS Requirements	The Save the Michaels of the World, Inc. (STM) service will be location.	
2.	Is the operational performance of this provider satisfactory? Yes No	
Provider Operational Performance	Regardless of the answer, provide a description of the operational performance ECDMH is currently providing technical assistance after a site reviolation for the control of the operational performance of the control of the operational performance of the operation o	riew to STM to ensure they are that needs support include: Fiscal,
3.		No Not Applicable
Adequacy of Financial Plans	Provide explanation below. There will be no OASAS funding to support the project. The budy Medicaid may fluctuate. Cash donations and grants are part of the concern for the service to remain viable if cash donations and grants are part of the service to remain viable if cash donations and grants. Where applicable, please note any comments related to Medicaid policy and/or This is the first service in which STM will be billing Medicaid. It is with an consultant/other provider to ensure that there is good under the service in which structures are consultant.	ne proposed budget. There is some ants are not awarded.  or reimbursement practices below. recommended that STM connect
4.	Is the action consistent with local plans and/or does it meet community needs Provide explanation below.	? Yes No
Consistency with Local Plans and Local/ Community Needs	This Project was approved by Niagara County LGU	
5. Provider Standing in the Community	Is there any known information regarding the provider's standing in the common Regardless of the answer, provide all known information below or on addition In Erie County, STM provides the following services transportation support.	al sheets attached to this report.

6.	In answering this question, the following should be taken into consideration:			
	<ul> <li>(a) the location is suitable for an Addiction Disorder Treatment Program;</li> <li>(b) the accessibility of public transportation and adequate parking; and</li> <li>(c) any other notable observations.</li> </ul>			
	Please describe your assessment of The Niagara County LGU has	the circumstances noted.		
Program				
Location				
	Please check one box.			
	N/A - Please explain, for exam	Date of Visit:		
	The Erie County Department of has reviewed and approved the	of Mental Health (ECDMH) has not viewed the locating location for this sevices. ECDMH has reviewed the location of this sevices. ECDMH has reviewed the located in Erie County and subsequently apliction the application.	e application due to	
7. Current Status of Existing Programs	program's current location? (i.e., ar Please describe any issues. The Community in Erie Count	ssues with other programs operated by this provider, or in the sylves around loitering, public safety, etc.) Yes No y does not appear to have concerns with STM.		
Community Response	Community Boards, Planning Boaknowledge of community input, inc Per the application, STM repo	of the applicant's outreach to the local community (e.g., Concrds, Neighborhood Coalitions, other local municipalities). Inding any existing or likely community concerns, as well as any extend meeting with multiple Senators and Legislators. Ings in which there were no concerns.	Please summarize your recommendations.	
9. Other Comments	Provide additional comments.  STM provides an important service to the community. There is some concern related to the budget. In the event that cash donations, grants, medicaid reimbursements are not what STM estimates there is some concern that STM will not be able to provide the much needed services in the community. It is recommended that STM work with an entitiy to ensure that Medicaid reimbursement is maximized.  Based on the submission, ECDMH is unable to approve/disapprove this application based on the above mentioned items.			
10.		Signature of Authorized LGU Official	Date .	
LGU Recommendation	Approve Disapprove	Tarakaurishi, LMHC	2/1/2023	