

**"The Birthplace of the State of New York"  
OFFICE OF THE MAYOR**

**THOMAS M. ROACH**  
MAYOR

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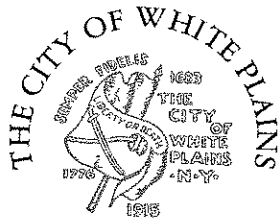
**TO THE HONORABLE MEMBERS OF THE COMMON COUNCIL:**

I hereby make a call for a Special Meeting of the Common Council to be held on Monday, March 16, 2020, at 4:30 p.m. in the Mayor's Conference Room, Municipal Building, 255 Main Street, to consider an ordinance entitled, "Ordinance of the Common Council of the City of White Plains authorizing the Mayor and the Commissioner of Public Safety or the Chief of Police to enter into a non-disclosure agreement between the City of White Plains and the County of Westchester related to Protected Health Information provided to prevent or lessen a serious and imminent threat to the health and safety of a person or the public.

Sincerely,

Thomas M. Roach  
Mayor

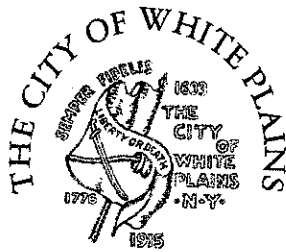
DATED: March 16, 2020



**COMMON COUNCIL  
AGENDA  
SPECIAL MEETING  
MARCH 16, 2020  
4:30 PM**

**FIRST READING  
ORDINANCE:**

1. Communication from Corporation Counsel in relation to a non-disclosure agreement between the City and the County of Westchester related to Protected Health Information provided to prevent or lessen a serious and imminent threat to the health and safety of a person or the public.
2. Ordinance of the Common Council of the City of White Plains authorizing the Mayor and the Commissioner of Public Safety or the Chief of Police to enter into a non-disclosure agreement between the City of White Plains and the County of Westchester related to Protected Health Information provided to prevent or lessen a serious and imminent threat to the health and safety of a person or the public.



**DEPARTMENT OF LAW**  
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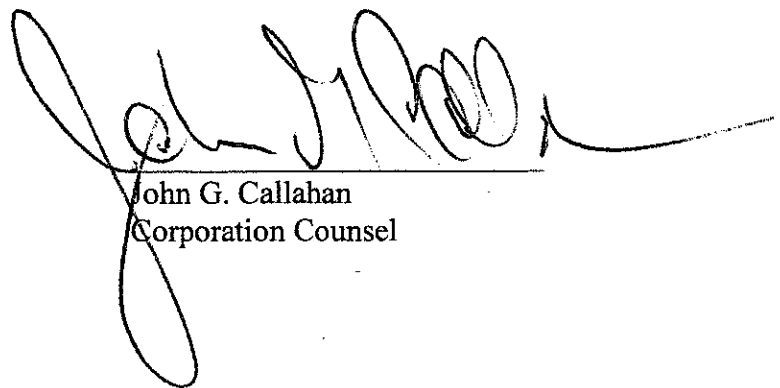
**JOHN G. CALLAHAN**  
Corporation Counsel

**DANIEL K. SPENCER**  
Deputy Corporation Counsel

TO THE HONORABLE MAYOR AND MEMBERS OF THE COMMON COUNCIL

The County of Westchester (“the County”) has agreed to provide certain protected health information (“PHI”) to the City of White Plains in order to prevent or lessen a serious and imminent threat to the health and safety of the citizens and the public in White Plains provided the City agrees to execute a non-disclosure agreement which provides that its employees will protect and safeguard any PHI received from the County and protect the privacy of any person subject to a Department of Health isolation order and which further provides that the City will indemnify the County for any and all administrative or legal actions that are based upon any unauthorized disclosure or dissemination of PHI by the City or any of its employees. The County has requested that the agreement be executed by the Mayor and either the Commissioner of Public Safety or the Chief of Police. Any such agreement will be in a form approved by the Corporation Counsel.

Accordingly, an ordinance authorizing the Mayor and either the Commissioner of Public Safety or Chief of Police to execute a non-disclosure agreement between the City of White Plains and the County of Westchester related to protected health information provided to prevent or lessen a serious and imminent threat to the health and safety of a person or the public is submitted herewith for your consideration.



John G. Callahan  
Corporation Counsel

Dated: February 27, 2020

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF WHITE PLAINS AUTHORIZING THE MAYOR AND THE COMMISSIONER OF PUBLIC SAFETY OR THE CHIEF OF POLICE TO ENTER INTO A NON-DISCLOSURE AGREEMENT BETWEEN THE CITY OF WHITE PLAINS AND THE COUNTY OF WESTCHESTER RELATED TO PROTECTED HEALTH INFORMATION PROVIDED TO PREVENT OR LESSEN A SERIOUS AND IMMINENT THREAT TO THE HEALTH AND SAFETY OF A PERSON OR THE PUBLIC.**

WHEREAS, the County of Westchester ("the County") has agreed to provide certain protected health information ("PHI") to the City of White Plains in order to prevent or lessen a serious and imminent threat to the health and safety of the citizens and the public in White Plains provided the City agrees to execute a non-disclosure agreement which provides that its employees will protect and safeguard any PHI received from the County and protect the privacy of any person subject to a Department of Health isolation order and which further provides that the City will indemnify the County for any and all administrative or legal actions that are based upon any unauthorized disclosure or dissemination of PHI by the City or any of its employees; and

WHEREAS, the City finds that it would be in the best interests of the City of White Plains to obtain the PHI to be provided by the County;

NOW, THEREFORE, the Common Council of The City of White Plains hereby ordains and enacts as follows:

Section 1. The Mayor and the Commissioner of Public Safety or the Chief of Police are hereby authorized to execute a non-disclosure agreement between the City of White Plains and the County of Westchester authorizing the disclosure of certain PHI by the County of Westchester upon the City agreeing to protect the privacy of the individuals involved and the City agreeing to indemnify the County for any unauthorized disclosure or dissemination of PHI by the City or its employees. Said agreement shall be in a form approved by the Corporation Counsel.

§2. This ordinance shall take effect immediately.