

AGENDA

**NASSAU COUNTY INTERIM FINANCE AUTHORITY
TUESDAY, MARCH 7, 2017, 7:30 PM
MARRIOTT LONG ISLAND HOTEL & CONFERENCE CENTER
101 JAMES DOOLITTLE BLVD., UNIONDALE, NY 11553**

Call to Order

Action Items

- I. Approval of the Minutes of January 5, 2017
- II. Delegation of Authority to Enter Into a Contract(s) to Employ a Budget Operations Consultant(s) and to Take Related Actions
- III. Consideration of County Contract for Nassau County Bar Association
- IV. Consideration of County Contract for CG-3PL Engineering
- V. Consideration of County Contract for Eldor Traffic Signal Contracting Corp.
- VI. Consideration of County Contract for Hinck Electrical Contractors, Inc.
- VII. Consideration of County Contract for NUCO Painting, Corp.

Adjournment

DRAFT – SUBJECT TO REVIEW AND REVISION

NASSAU COUNTY INTERIM FINANCE AUTHORITY
MEETING OF THE DIRECTORS
MINUTES OF JANUARY 5, 2017

The Directors of the Nassau County Interim Finance Authority met on January 5, 2017 at 6:47 PM at the Marriott Long Island Hotel & Conference Center located at 101 James Doolittle Blvd, Uniondale, NY 11553.

Directors present: Adam Barsky, Chairman
Paul Annunziato
John Buran
Paul Leventhal
Howard Weitzman
Christopher Wright

Directors absent: Lester Petracca

Staff present: Evan Cohen, Executive Director
Maria Kwiatkowski, Deputy Director
Jeremy Wise, General Counsel

1. Call to Order/Roll Call

The meeting was called to order at 6:47 PM.

2. Approval of Minutes

On a motion by Director Leventhal, the Directors approved the minutes from the meeting on December 14, 2016.

Positive votes: 5 Negative votes: 0 Recusal: 1 (Director Wright)

Resolution No. 17-656

APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS TAKEN AT THE DECEMBER 14, 2016 MEETING OF THE DIRECTORS OF THE NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLVED, that the Minutes of the meeting of the Authority held on December 14, 2016 are hereby approved and all actions taken by the Directors present at such meeting, as set forth in such Minutes, are hereby in all respects ratified and approved as actions of the Authority.

* * *

DRAFT – SUBJECT TO REVIEW AND REVISION

3. Consideration of Revenue Anticipation Note Borrowing by NHCC

This is a cash flow borrowing that NIFA has approved for the NHCC over the past seven years. The Notes will be issued to fund NHCC’s pension payment which is due February 1, 2017. The borrowing is for approximately \$45 million.

On a motion by Director Wright, the Directors approved the Revenue Anticipation Note borrowing in the amount not to exceed \$45 million.

Positive votes: 6 Negative votes: 0

Resolution No. 17-657

APPROVAL OF ISSUANCE OF REVENUE ANTICIPATION NOTES BY THE NASSAU HEALTH CARE CORPORATON

RESOLVED, that the materials presented to this meeting of the Directors (the “Materials”) are ordered to be filed with the records of the Nassau County Interim Finance Authority (the “Authority”); and be it further

RESOLVED, that based upon the discussion in the Materials and pursuant to Section 3669 2(e) of the Authority Act, the Authority has reviewed the terms of the Nassau Health Care Corporation’s proposed issuance of Revenue Anticipation Notes and hereby approves said borrowing on the condition that total proceeds, consisting of par and original issue premium, cannot exceed \$45 million, and be it further

RESOLVED, that the final terms of the sale are subject to the review and approval of the Chairman of the Authority or his designee(s); and be if further

RESOLVED, that staff may take all actions and do all things that they deem necessary to carry out the intent of this resolution.

* * *

4. Consideration of County Contract for Legal Aid Society of Nassau County

The contract is to provide legal representation to criminal defendants and civil litigants in certain Family Court and Surrogate Court proceedings. The contract is valued at \$6,685,000.

On a motion by Director Leventhal, the Directors approved the contract Legal Aid Society in the amount of \$6,685,000.

Positive votes: 6 Negative votes: 0

Resolution No. 17-658

APPROVAL OF COUNTY CONTRACT FOR LEGAL AID SOCIETY OF NASSAU COUNTY

DRAFT – SUBJECT TO REVIEW AND REVISION

RESOLVED, that the materials presented to this meeting of the Directors (the “Materials”) are ordered to be filed with the records of the Nassau County Interim Finance Authority (the “Authority”); and be it further

RESOLVED, that based upon the discussion in the Materials and pursuant to Section 3669 2(d) of the Authority Act, the Authority hereby approves the County’s Contract for Legal Aid Society of Nassau County which is projected to cost \$6,685,000; and be it further

RESOLVED, that staff may take all actions and do all things that they deem necessary to carry out the intent of this resolution.

* * *

5. Consideration of Modifying Order to Nassau County to Compile Certain Labor Related Documents

The Directors are being asked to extend the deadline for the County to submit a single comprehensive contract document for each of the Unions which includes all of the terms, updated to the present. The deadline would be extended to March 31, 2017 subject to a one month extension at the discretion of the Chairman.

On a motion by Director Wright, the Directors approved the resolution to extend the deadline.

Positive votes: 6 Negative votes: 0

Resolution No. 17-659

DEADLINE EXTENSION FOR ORDER TO NASSAU COUNTY TO COMPILE CERTAIN LAOR RELATED DOCUMENTS

RESOLVED, that the materials presented to this meeting (the “Materials”) are ordered to be filed with the records of the Nassau County Interim Finance Authority (the “Authority”); and be it further

RESOLVED, that based upon the discussion in the Materials and pursuant to Section 3669 of the Authority Act, the County Attorney, because of his role as chief legal counsel to the County, is hereby given an extension of the Directors’ prior order on November 29, 2016, such that he is now ordered to prepare comprehensive labor agreements, as outlined in the Materials, before March 31, 2017 subject to a one month extension at the discretion of the Chairman; and be it further

RESOLVED, that staff may take all actions and do all things that they deem necessary to carry out the intent of this resolution.

* * *

DRAFT – SUBJECT TO REVIEW AND REVISION

6. Consideration of County Acquisition of Real Property

The Directors were asked to approve a resolution for the County to bid at a foreclosure auction for a condominium building, which currently houses the Office of Emergency Management and other various County facilities.

On a motion by Director Leventhal, the Directors approved the resolution.

Positive votes: 4 Negative votes: 2 (Director Weitzman, Director Wright)

Resolution No. 17-660

APPROVING THE COUNTY’S PROPOSED BID FOR CERTAIN REAL PROPERTY

WHEREAS, Nassau County is operating in a control period, which NIFA imposed on January 26, 2011; and

WHEREAS, on December 13, 2016, the County advised NIFA that the County wishes to avail itself of an opportunity to bid for certain real property that is useful for County operations and that could save the County operating costs in the future; and

WHEREAS, the NIFA Directors have discussed the terms of the County's proposed bid in executive session pursuant to Section 105(h) of the N.Y. Public Officers Law and have had the opportunity to review the resolution of the County Legislature wherein they discussed the reasons for approving a bid;

NOW, THEREFORE, BE IT RESOLVED, that NIFA hereby approves the County's proposed bid for up to the amount approved by the County Legislature for the aforementioned real property.

* * *

7. Adjournment

The Chairman made a motion to adjourn. The meeting was adjourned at 7:00 PM.

Respectfully submitted,

Laurie A. Giardina
Corporate Secretary

NASSAU COUNTY INTERIM FINANCE AUTHORITY

FOR CONSIDERATION

March 7, 2017

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: Selection of a Consultant(s)

REQUEST FOR: Delegation of Authority to Enter Into a Contract(s) to Employ a Budget Operations Consultant(s) and to Take Related Actions

Introduction:

NIFA's approval of the County's FY 2017 – 2020 Multi-Year Financial Plan was predicated on the County incurring no more than a \$60 million GAAP deficit in FY 2017 and no deficit in FY 2018. However, NIFA recognizes that the County may need to adjust certain of its assumptions to reach these requirements and NIFA wants to be prepared to make meaningful suggestions to the County should unanticipated negative events arise.

NIFA felt the best way to be prepared to give meaningful input, should the need arise, was to hire a consultant(s) to review certain key aspects of the County's Budget and operations. The discussion which follows describes the process that followed and the recommendations of the Review Committee for a consultant(s).

Request for Proposals:

Issuance - On January 20, 2017, NIFA posted on its website and published in "The New York State Contract Reporter" a Request for Proposals ("RFP"). The RFP was returnable on February 13, 2017.

In the RFP it indicated that NIFA was seeking the services of a consulting firm ("Firm") to:

1. Review Nassau County's budget and multi-year financial plan in order to make recommendations on operational, structural and financial matters with the goal of yielding immediate financial savings for the County. These recommendations are to be in the form of reduced expenditures, which can be implemented immediately without legislative actions or delays caused by existing labor contracts or laws.
2. Provide other related advisory services on an as-needed basis.

Review – NIFA received nine written responses to its RFP. The following eight entities were deemed qualified (hereinafter, “Qualified Respondents”):

- Alvarez & Marsal Public Sector Services, LLC
- Berry Dunn McNeil & Parker, LLC (BerryDunn)
- McKinsey & Company, Inc.
- Phoenix Management Services
- Nawrocki Smith
- Ernst & Young LLP
- Grant Thornton LLP
- Capital Markets Advisors, LLC

Each response was read by a four person committee consisting of NIFA’s Executive Director, General Counsel, Deputy Director and Treasurer. Each member of the Committee was then given a scoring sheet and asked to rate each of the respondents on a series of metrics with the maximum total allowable score of 100.

Oral Interviews –

On March 3, 2017 the Committee, together with the NIFA Chair, interviewed the two highest scoring respondents. At this time we are still trying to negotiate terms with one of the respondents.

Requested Action:

Because time is of the essence, we are asking you to approve the list of “Qualified Respondents” and delegate to the Chair the authority to enter into a contract or contracts with one or more from the list of Qualified Respondents. If the terms of a contract cannot be satisfactorily concluded with either of the top two scoring respondents or additional services are needed, you are further asked to delegate to the Chairman, the authority to negotiate and as appropriate, enter into a contract(s) with one or more of the remaining Qualified Respondents.

You are further requested to permit the Chair to enter into a contract or contracts not to exceed four years or the total sum of up to \$500,000, whichever occurs first.

Attachment:

Resolution

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 17-661

DELEGATION OF AUTHORITY TO ENTER INTO A CONTRACT(S) TO EMPLOY A BUDGET OPERATIONS CONSULTANT(S) AND TO TAKE RELATED ACTIONS

RESOLVED, that the materials presented to this meeting of the Directors (the “Materials”) are ordered to be filed with the records of the Nassau County Interim Finance Authority (the “Authority”); and be it further

RESOLVED, that the following firms are deemed qualified to serve as consultants to the Authority relating to the operations of the County or Covered Organizations (as such term is defined in the NIFA Act):

- Alvarez & Marsal Public Sector Services, LLC
- Berry Dunn McNeil & Parker, LLC (BerryDunn)
- McKinsey & Company, Inc.
- Phoenix Management Services
- Nawrocki Smith
- Ernst & Young LLP
- Grant Thornton LLP
- Capital Markets Advisors, LLC

and be it further

RESOLVED, that based upon the discussion in the Materials, the Chairman of NIFA is hereby delegated the authority to enter into a contract(s) to employ a budget operations consultant(s) for a term not to exceed four years or up to \$500,000, whichever occurs first, and be it further

RESOLVED, that the Chairman or staff may take all actions and do all things that they deem necessary to carry out the intent of this resolution.

Adam Barsky
Chairperson

March 7, 2017

NASSAU COUNTY INTERIM FINANCE AUTHORITY

FOR CONSIDERATION

March 7, 2017

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: Nassau County Bar Association Contract

REQUEST FOR: Consideration of County Contract for Nassau County Bar Association

Introduction:

On March 24, 2011 NIFA adopted the Contract Approval Guidelines, as subsequently amended (“Guidelines”), which include the Contract Approval Request Form. The Guidelines delineate the dollar thresholds and approval process of all County contracts that must be submitted to NIFA for approval.

On January 11, 2017, the County submitted a contract for the Nassau County Bar Association to NIFA for approval. The vendor is a sole source provider. The contract is a 12 month contract valued at \$7,300,000.

Discussion:

Pursuant to County Law, the County is mandated to provide legal representation to criminal defendants and civil litigants in certain Family Court and Surrogate Court proceedings. Legal representation is provided through the Legal Aid Society and through a panel of private attorneys screened by the Nassau County Bar Association.

Requested Action:

You are requested to approve the County’s contract with Nassau County Bar Association.

Attachment:

Resolution

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 17-662

APPROVAL OF COUNTY CONTRACT FOR NASSAU COUNTY BAR ASSOCIATION

RESOLVED, that the materials presented to this meeting of the Directors (the “Materials”) are ordered to be filed with the records of the Nassau County Interim Finance Authority (the “Authority”); and be it further

RESOLVED, that based upon the discussion in the Materials and pursuant to Section 3669 2(d) of the Authority Act, the Authority hereby approves the County’s Contract for the Nassau County Bar Association, which is projected to cost \$7,300,000; and be it further

RESOLVED, that staff may take all actions and do all things that they deem necessary to carry out the intent of this resolution.

Adam Barsky
Chairperson

March 7, 2017

NASSAU COUNTY INTERIM FINANCE AUTHORITY

FOR CONSIDERATION

March 7, 2017

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: CG-3PL Engineering Contract

REQUEST FOR: Consideration of County Contract for CG-3PL Engineering

Introduction:

On March 24, 2011 NIFA adopted the Contract Approval Guidelines, as subsequently amended, (“Guidelines”), which include the Contract Approval Request Form. The Guidelines delineate the dollar thresholds and approval process of all County contracts that must be submitted to NIFA for approval.

On February 6, 2017, the County submitted a contract for CG-3PL Engineering to NIFA for approval. The term of the contract is three (3) years with Legislature approval valued at \$5,561,954.20.

Discussion:

This contract provides program management services for 3 projects: the Fourth Precinct Station House, the Eighth Precinct Station House and the Barnes Avenue Pump Station. The contract is funded primarily with capital funds that require bonding authorization. NIFA’s approval of the agreement is to be given with the caveat that NIFA does not guaranty that it will approve any future borrowing at a later time.

Requested Action:

You are requested to consider the County’s contract with CG-3PL Engineering.

Attachment:

Resolution

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 17-663

CONSIDERATION OF COUNTY CONTRACT FOR CG-3PL ENGINEERING

RESOLVED, that the materials presented to this meeting of the Directors (the “Materials”) are ordered to be filed with the records of the Nassau County Interim Finance Authority (the “Authority”); and be it further

RESOLVED, that based upon the discussion in the Materials and pursuant to Section 3669 2(d) of the Authority Act, the Authority hereby approves/disapproves the County’s Contract for CG-3PL Engineering which is projected to cost \$5,561,954.20; and be it further

RESOLVED, that NIFA’s approval of the agreement is given with the caveat that NIFA does not guaranty that it will approve any future borrowing for this project at a later date; and be it further

RESOLVED, that staff may take all actions and do all things that they deem necessary to carry out the intent of this resolution.

Adam Barsky
Chairperson

March 7, 2017

NASSAU COUNTY INTERIM FINANCE AUTHORITY

FOR CONSIDERATION

March 7, 2017

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: Eldor Traffic Signal Contracting Corp. Contract

REQUEST FOR: Consideration of County Contract for Eldor Traffic Signal Contracting Corp.

Introduction:

On March 24, 2011 NIFA adopted the Contract Approval Guidelines, as subsequently amended, (“Guidelines”), which include the Contract Approval Request Form. The Guidelines delineate the dollar thresholds and approval process of all County contracts that must be submitted to NIFA for approval.

On January 11, 2017, the County submitted a contract for Eldor Traffic Signal Contracting Corp. to NIFA for approval. The term of the contract is one year with 2 one year extensions with Legislature approval valued at \$6,000,000 or \$2,000,000 per year.

Discussion:

This contract will enable the County to quickly install new traffic signal installations, and modify/rebuild existing signal installations such as adding left turn signals or countdown pedestrian signals in order to avoid legal liability, ensure public safety and these devices conform to current standards. The County is currently encumbering \$250,000 towards this contract under project #62017 and NIFA’s approval of the agreement is to be given with the caveat that NIFA does not guaranty that it will approve any future borrowing at a later time.

Requested Action:

You are requested to consider the County’s contract with Eldor Traffic Signal Contracting Corp.

Attachment:

Resolution

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 17-664

CONSIDERATION OF COUNTY CONTRACT FOR ELDOR TRAFFIC SIGNAL CONTRACTING CORP.

RESOLVED, that the materials presented to this meeting of the Directors (the “Materials”) are ordered to be filed with the records of the Nassau County Interim Finance Authority (the “Authority”); and be it further

RESOLVED, that based upon the discussion in the Materials and pursuant to Section 3669 2(d) of the Authority Act, the Authority hereby approves/disapproves the County’s Contract for Eldor Traffic Signal Contracting Corp. which is projected to cost \$6,000,000; and be it further

RESOLVED, that NIFA’s approval of the agreement is given with the caveat that NIFA does not guaranty that it will approve any future borrowing for this project at a later date; and be it further

RESOLVED, that staff may take all actions and do all things that they deem necessary to carry out the intent of this resolution.

Adam Barsky
Chairperson

March 7, 2017

NASSAU COUNTY INTERIM FINANCE AUTHORITY

FOR CONSIDERATION

March 7, 2017

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: Hinck Electrical Contractors, Inc. Contract

REQUEST FOR: Consideration of County Contract for Hinck Electrical Contractors, Inc.

Introduction:

On March 24, 2011 NIFA adopted the Contract Approval Guidelines, as subsequently amended, (“Guidelines”), which include the Contract Approval Request Form. The Guidelines delineate the dollar thresholds and approval process of all County contracts that must be submitted to NIFA for approval.

On February 17, 2017, the County submitted a contract for Hinck Electrical Contractors, Inc. to NIFA for approval. The term of the contract is two (2) years with Legislature approval valued at \$7,037,585.19.

Discussion:

This contract provides services to upgrade the existing passive monitoring system to a Supervisory Control and Data Acquisition (SCADA) system to enhance remote monitor and control of pump stations. The contract is funded primarily with capital funds that require bonding authorization. NIFA’s approval of the agreement is to be given with the caveat that NIFA does not guaranty that it will approve any future borrowing at a later time.

Requested Action:

You are requested to consider the County’s contract with Hinck Electrical Contractors, Inc.

Attachment:

Resolution

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 17-665

CONSIDERATION OF COUNTY CONTRACT FOR HINCK ELECTRICAL CONTRACTORS, INC.

RESOLVED, that the materials presented to this meeting of the Directors (the “Materials”) are ordered to be filed with the records of the Nassau County Interim Finance Authority (the “Authority”); and be it further

RESOLVED, that based upon the discussion in the Materials and pursuant to Section 3669 2(d) of the Authority Act, the Authority hereby approves/disapproves the County’s Contract for Hinck Electrical Contractors, Inc. which is projected to cost 7,037,585.19; and be it further

RESOLVED, that NIFA’s approval of the agreement is given with the caveat that NIFA does not guaranty that it will approve any future borrowing for this project at a later date; and be it further

RESOLVED, that staff may take all actions and do all things that they deem necessary to carry out the intent of this resolution.

Adam Barsky
Chairperson

March 7, 2017

NASSAU COUNTY INTERIM FINANCE AUTHORITY

FOR CONSIDERATION

March 7, 2017

TO: NIFA Directors

FROM: Evan Cohen

SUBJECT: NUCO Painting, Corp. Contract

REQUEST FOR: Consideration of County Contract for NUCO Painting, Corp.

Introduction:

On March 24, 2011 NIFA adopted the Contract Approval Guidelines, as subsequently amended, (“Guidelines”), which include the Contract Approval Request Form. The Guidelines delineate the dollar thresholds and approval process of all County contracts that must be submitted to NIFA for approval.

On February 17, 2017, the County submitted a contract for NUCO Painting, Corp. to NIFA for approval. The term of the contract is 270 days with Legislature approval valued at \$5,946,200.

Discussion:

This contract provides painting and rehabilitation of Glenn Curtiss Blvd. and Charles Lindbergh Blvd. bridges over Meadowbrook State Parkway. The contract is funded primarily with Federal grant funds (80%) and with capital funds that require bonding authorization. NIFA’s approval of the agreement is to be given with the caveat that NIFA does not guaranty that it will approve any future borrowing at a later time.

Requested Action:

You are requested to consider the County’s contract with NUCO Painting, Corp.

Attachment:

Resolution

NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLUTION NO. 17-666

CONSIDERATION OF COUNTY CONTRACT FOR NUCO PAINTING CORP.

RESOLVED, that the materials presented to this meeting of the Directors (the “Materials”) are ordered to be filed with the records of the Nassau County Interim Finance Authority (the “Authority”); and be it further

RESOLVED, that based upon the discussion in the Materials and pursuant to Section 3669 2(d) of the Authority Act, the Authority hereby approves/disapproves the County’s Contract for NUCO Painting, Corp. which is projected to cost \$5,946,200; and be it further

RESOLVED, that NIFA’s approval of the agreement is given with the caveat that NIFA does not guaranty that it will approve any future borrowing for this project at a later date; and be it further

RESOLVED, that staff may take all actions and do all things that they deem necessary to carry out the intent of this resolution.

Adam Barsky
Chairperson

March 7, 2017