

NASSAU COUNTY INTERIM FINANCE AUTHORITY

MEETING OF THE DIRECTORS

MINUTES OF MAY 19, 2020

The Directors' Meeting of the Nassau County Interim Finance Authority was convened on May 19 at 6:09 PM via teleconference, pursuant to legal notice given on May 12, 2020 and electronic notice posted on the Authority's website.

Directors on call: Adam Barsky, Chairman
Paul Annunziato
Paul Leventhal
Howard
Weitzman
Christopher
Wright Lester
Petracca

Absent from call:

Staff on call: Evan Cohen, Executive Director
Carl Dreyer, Treasurer
Kathleen Stella, Corporate
Secretary Jeremy Wise, General
Counsel Martha Worsham, Deputy
Director

Call to Order/Roll Call

The meeting was called to order at 6:09 PM.

1. Approval of Minutes

Upon a motion made by Director Wright and seconded by Director Weitzman, the Directors approved the minutes from the meeting on April 21, 2020.

Positive votes: 6 Negative votes: 0

RESOLUTION NO. 20-801

APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS TAKEN AT THE APRIL 21, 2020 MEETING OF THE DIRECTORS OF THE NASSAU COUNTY INTERIM FINANCE AUTHORITY

RESOLVED, that the Minutes of the meeting of the Authority held on April 21, 2020 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.

**2. Approve Submission of NIFA’s Revised 2020 Budget and Revised FY 2020
FY 2023 Financial Plan to the Office of the State Comptroller and the Authorities Budget
Office to Comply with 2 NYCRR, Part 203**

The Directors were asked to approve the submission of NIFA’s Revised 2020 Budget and Revised FY 2020 - FY2023 Financial Plan to the Office of the State Comptroller and Authorities Budget Office, which were approved by the Audit and Internal Controls Committee just prior to the Directors’ meeting.

Upon a motion made by Director Wright and seconded by Director Annunziato, the Directors approved the following resolution.

Positive votes: 6 Negative votes: 0

RESOLUTION NO. 20-802

APPROVE SUBMISSION OF NIFA’S REVISED 2020 BUDGET AND REVISED FY 2020 –
FY 2023 FINANCIAL PLAN TO THE OFFICE OF THE STATE COMPTROLLER AND THE
AUTHORITIES BUDGET OFFICE TO COMPLY WITH 2 NYCRR, PART 203 AND THE
TAKING OF RELATED ACTIONS

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 the Authority acknowledges enactment of 2 NYCRR, Part 203 (the “Regulations”) and its requirement that the Directors of the Nassau County Interim Finance Authority receive, review and approve a Revised Budget Revision for FY 2020 (“Revised Budget”) and a Revised Financial Plan for FY 2020 – FY 2023 (“Revised Plan”); and be it further

RESOLVED, that the Authority hereby approves the Revised Budget and Revised Plan subject to the conditions outlined in the Materials; and be it further

RESOLVED that the Chairman of the Authority or his designees(s) be, and each of them hereby is, authorized in the name and on behalf of the Authority to publish and file the Revised Budget and Revised Plan with the State Comptroller and any other necessary parties and to execute and deliver any and all documents and to take all actions as he or she may in his or her sole discretion consider necessary or proper to effectuate the foregoing and related actions.

- 3. Consideration of County Contract for the Cam-Held Enterprises, Inc**
- 4. Consideration of County Contract for the New York Therapy Placement Services, Inc.**
- 5. Consideration of County Contract for the Kurman Tompkins LLC**

NIFA's Deputy Director, Martha Worsham discussed the following three contracts and requested the Directors approve the three contracts as a block since they have the same scope of services. The term of the three contracts is five years, starting September 1, 2022 to August 31, 2025.

The Directors were requested to consider the County's Contracts with Cam-Held Enterprises, Inc., New York Therapy Placement Services, Inc and Kurman Tompkins LLC

Upon a motion made by Director Wright and seconded by Chairman Barsky the following three contracts/resolutions were approved.

Positive votes: 6 Negative votes: 0

RESOLUTION NO. 20-803

CONSIDERATION OF COUNTY CONTRACT FOR CAM-HELD ENTERPRISES, 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 the County's Contract for Cam- Held Enterprises, Inc. in the amount of \$30,000,000; 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 borrowing for this project(s); 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.

RESOLUTION NO. 20-804

CONSIDERATION OF COUNTY CONTRACT FOR NEW YORK THERAPY PLACEMENT SERVICES, 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 the County’s Contract for New York Therapy Placement Services, Inc. in the amount of \$7,500,000; 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 borrowing for this project(s); 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.

RESOLUTION NO. 20-805

CONSIDERATION OF COUNTY CONTRACT FOR KURMAN TOMPKINS LLC

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 Kurman Tompkins LLC in the amount of \$7,500,000; 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 borrowing for this project(s); 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.

6. Consideration of County Contract for the Hi-Tech Air Conditioning Services, Inc.

The Directors were requested to consider the County’s Contract with Hi-Tech Air Conditioning Services, Inc.

Upon a motion made by Director Petracca and seconded by Director Leventhal, the Directors approved the following resolution.

Positive votes: 6 Negative votes: 0

RESOLUTION NO. 20-806

CONSIDERATION OF COUNTY CONTRACT FOR HI-TECH AIR CONDITIONING SERVICES, 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 the County’s Contract for Hi-Tech Air Conditioning Services, Inc. in the amount of \$12,000,000; 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 borrowing for this project(s); 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.

Executive Session

Pursuant to section 105 subdivision of the NYS Open Meetings Law, Director Wright entertained a motion, which was seconded, to go into Executive Session to discuss contracts pursuant to article fourteen of the civil service law.

At 6:24 PM the open session of the Directors meeting was temporarily adjourned, and an Executive Session of the Directors was convened.

Upon a motion made by Director Wright and seconded by Director Weitzman the Directors approved the following resolution.

Positive votes: 6 Negative votes: 0

RESOLUTION NO. 20-807

EXECUTIVE SESSION - PURSUANT TO SECTION 105 OF THE PUBLIC OFFICERS LAW

RESOLVED, that pursuant to Section 105 of the Public Officers Law, the Directors of the Nassau County Interim Finance Authority shall convene in Executive Session for the purpose of discussing contracts pursuant to article fourteen of the civil service law.

* * *

At 7:35 PM a motion was made and seconded to come out of Executive Session.

Positive votes: 6 Negative votes: 0

Reconvened

Chairman Barsky noted that no votes were taken in the Executive Session and reconvened the meeting.

7. Consideration of NIFA Contract for a Turnaround Consultant for the Nassau Health Care Corporation

Upon a motion made by Director Leventhal and seconded, the Directors approved the following resolution.

Positive votes: 6 Negative votes: 0

RESOLUTION NO. 20-808

CONSIDERATION OF A CONTRACT FOR A TURNAROUND CONSULTANT FOR THE NASSAU HEALTH CARE CORPORATION

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” or “NIFA”); and be it further

RESOLVED, that based upon the discussion in the Materials the Authority hereby approves of entering into a contract with Alvarez & Marsal Healthcare Industry Group LLC for a total maximum of \$845,000 plus disbursements (not to exceed (\$65,000) and a 3% administrative fee, and be it further

RESOLVED, that the Chairman of NIFA or his designee(s) to take whatever actions they deem necessary or appropriate, to carry out the intent of this resolution.

Chairman Barsky made a motion to adjourn, which was seconded by Director Leventhal. The Director’s meeting was adjourned at 7:40 PM.

Respectfully submitted,

Kathleen Stella
Corporate Secretary